

Subd. 8. Swimming Pools - Single & Two Family Dwelling.

- A. Construction or installation of any pool, tank, depression or excavation in or above ground, including swimming pools, spas and hot tubs but not including stormwater facilities, which causes or has the capacity to retain more than five thousand (5,000) gallons water and a depth greater than thirty (30) inches that is intended to be used by individuals for swimming, wading or immersion purposes shall be subject to review and approval by the Zoning Administrator and Building Official

- B. An application to construct or install a swimming pool as listed above requires a building permit and shall show:
 - 1. The type, size of pool, and volume of water.
 - 2. A site plan indicating the following: location of pool, location of house, garage, fencing, and other improvements on the lot, location of filter unit, pump, and wiring indicating the type of such units, location of back flush and drainage outlets, grading of back flush and drainage outlets, grading plan, finished elevations and final treatment (decking, landscaping, etc.) around the pool, location of existing overhead or underground wiring, utility easements, trees, and similar features, and location of any water heating unit.
 - 3. The swimming pool is subjected to an annual review by the Zoning Administrator.

- C. Construction:
 - 1. All access for construction shall be over the owner's land and due care shall be taken to avoid damage to public streets and adjacent private or public property.
 - 2. All wiring, installation of heating units, grading, installation of pipes, and all other installations and construction shall be subject to inspection by the Building Official.
 - 3. All pools must be inspected prior to initial use or filling.
 - 4. Electrical installation shall meet State requirements.

- D. Location:
 - 1. Pools shall not be located within any required front yard and shall not be located within ten (10) feet of any side or rear lot line or within six (6) feet of any principal structure or frost footing.

2. Pools shall not be located beneath overhead lines nor over underground utility lines of any type.
3. Pools shall not be located within any private or public utility, walkway, drainage or other easement.
4. The filler unit, pump, heating unit, and any other noise making mechanical equipment shall be located at least thirty (30) feet from any adjacent or nearby residential structure and not closer than ten (10) feet to any lot line.
5. Lighting for the pool shall be directed toward the pool and not toward adjacent property.

E. Water Source and Drainage:

1. The swimming pool shall be filled only through the property owner's water meter or at the owner's expense. (Ordinance 13-02, adopted May 14, 2013)
2. Back-flush water or water from pool drainage shall be directed toward the sanitary sewer. Water shall not drain onto adjacent or nearby private land.
3. Violations of this subsection will result in doubling the water and sewer bill for the amount of water used to fill the pool.

F. Access restrictions:

1. A structure or safety fence at least four (4) feet in height shall completely enclose the pool at all times and any opening in the fence must include a lockable gate; or,
2. A safety pool cover that meets the American Society of Testing and Materials, as approved by the Building Official, shall be required.
3. For all above-ground swimming pools utilizing a ladder for pool access, ladders shall be removed from the pool area when not in use to prevent uncontrolled access. (Ordinance #11-08, adopted November 8, 2011)

Subd. 9. Swimming Pools - Multiple Family Dwelling Areas.

- A. Private swimming pools which are intended for and used by the occupants of a multiple family dwelling and the guests of the occupants of said dwelling, shall adhere to the following regulations:
1. No part of the water surface of the swimming pool shall be less than fifty (50) feet from any lot line.
 2. No pumps, filter or other apparatus used in connection with or to service a swimming pool shall be located less than forty (40) feet from any lot line.
 3. The pool area shall be adequately fenced to prevent uncontrolled access from the street or adjacent property. Adequate screening, including, but not limited to, landscaping shall be placed between the pool area adjacent single family lines district lot lines.
 4. All deck areas, adjacent patios, or other similar areas used in conjunction with the swimming pools shall be located at least thirty (30) feet from any lot in an adjacent single family district.
 5. Approval by the State Health Inspector must be obtained prior to construction and a copy retained at city hall.
 6. All pools within the city shall be subject to all rules and statutes of the State of Minnesota.

Subd. 10. Swimming Pools - All Zoning Districts.

- A. Required structure or safety fencing shall be completely installed within one (1) week following the installation of the pool.
- B. Nuisances such as undue noise, lighting of adjacent property, health and safety hazards, damage to nearby vegetation, and the like, shall not be permitted.
- C. Drainage of pools into public streets or other drainage ways shall not be allowed without the sewer treatment superintendent's supervision.

Subd. 11. Fences and Walls.

- A. Approval Required. No person shall hereafter construct or cause to be constructed or erected within the City any fence without first making an application for and securing approval by the Zoning Administrator.