

Chapter 15 -- SWIMMING POOLS**Sec. 15-1. Definitions**

For purposes of this chapter the following words and terms shall have the meaning given herein:

Family pool means a swimming pool used or intended to be used in connection with a dwelling or apartment house by the owner or the tenants living therein, members of their household, or guests invited to use it without payments of any consideration.

Lessee means a person renting or leasing a swimming pool and a concessionaire operating a swimming pool.

Operate means to maintain, conduct or operate a swimming pool either in use or ready for use for immersion or partial immersion by an individual or individuals.

Pool means the same as a swimming pool.

Swimming pool means a receptacle of water, or any artificial pool of water either having a depth at any point of more than eighteen (18) inches, whose surface area exceeds one hundred (100) square feet, and which is intended for the purpose of immersion or partial immersion therein of human beings. All appurtenant equipment and fixtures shall be part of a swimming pool.

Sec. 15-2. Compliance with chapter mandatory.

It shall be unlawful to maintain or operate a swimming pool in the city, except in compliance with the provisions of this chapter.

Sec. 15-3. Exclusion.

This chapter shall not apply to a swimming pool owned and operated by the city. (Ord. No. 1966-2, 18.1.03, 7-5-66)

Sec. 15-4. License and fees for pools other than family.

Before operating a swimming pool, other than a family pool, the owner or lessee thereof shall first procure a city license therefore. Fees will be assessed annually, and additional fees will be charged for each inspection required herein. The fee for the permits and inspections shall be designated by the city council and upon adoption of the rates the council shall publish in the local newspaper the rate changes thirty (30) days prior to the effective date of the rate changes. (Ord. No. 1966-2, 18.1.04, 7-5-66, Ord. No. 1989-4, 6-6-89, Ord. No 2005-1, 8/18/05)

Sec. 15-5. General regulations.

(a) After the effective date of this ordinance no swimming pool shall be constructed with any portion thereof less than ten (10) feet distance from any side or rear property line and less than

twenty-five (25) feet distance from the nearest street line.

(b) There shall be no physical connection between the water supply line and the water in the pool. No cross-connections between the pool and the water supply system shall be permitted at any time.

(c) All pools shall be kept in a clean and sanitary condition, and proper precautions taken in their operation to safeguard the public health.

(d) All in ground pools shall be completely enclosed by a fence four (4) feet in height. All gates in a fence shall be equipped with self-closing and self-latching devices placed at the top of the gate. A dwelling house or accessory building may be used as part of such enclosure, in lieu of fencing. The need for a fence is determined by the authority enforcing the codes.

(e) All swimming pools shall be equipped with facilities to completely empty the pool at a rate not to exceed two hundred (200) gallons a minute. No direct fixed connection shall be made to the city's surface sewer system, and none shall be made to the city's sanitary sewer system. Water discharged or drained from the pool shall not be discharged into the city's surface sewer system without first securing permission of the city's superintendent of streets, or his authorized agent or employee. Such permission shall not be withheld unless conditions are such that the surface sewer system will be overtaxed. The provisions of this section shall not apply to small discharges of two hundred (200) gallons or less.

(f) All electrical installations provided for, installed or used in connection with swimming pools shall be in conformance with the ordinance regulating electrical installations. No current-carrying electrical conductors shall cross a swimming pool. All metal fences, enclosures and railings near or adjacent to a pool, which might become electrically live as a result of a broken overhead conductor or any other cause, shall be effectively grounded. (Ord. No.1983-1, 1-13-83)

Sec. 15-6. Inspections.

(a) The city's health officer shall inspect or cause to be inspected, all pools, other than family pools, at least once a month while a pool is in operation. He shall confine such inspections to once a month, unless he finds conditions which require correction and re-inspection. The health officer shall take samples of water from such pools at each inspection or re-inspection and have the same analyzed by the state department of health. If he finds any conditions detrimental to health, or any infraction of the provisions of a city ordinance he shall notify the manager. The manager shall forthwith notify the licensee in writing. If the condition or matter is not corrected within one day, the manager may, on recommendation of the health officer, close the pool to the public.

(b) As a condition of receiving a license under this chapter, the licensee agrees that any officer of the city may enter upon the premises where the pool is located, take such samples of water from the pool as he deems necessary to ascertain conditions of the water, and generally inspect the pool.

(c) In the operation of any pool, state laws, rules, regulations and standards shall be observed. In the event of any conflict between the provisions of this chapter and the said laws, rules, regulations and standards, the provision imposing the higher standard or more stringent requirement shall be controlling.