

TITLE 5
CHAPTER 5
SWIMMING POOLS

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5-5-1: COMPLIANCE REQUIRED: Every private residential or public swimming pool constructed, installed and maintained in the Village shall comply with all applicable provisions of this Chapter.

5-5-2: DEFINITIONS:

PRIVATE RESIDENTIAL SWIMMING POOL

A swimming pool maintained by an individual primarily for the sole use of his household and guests and not for the purpose of profit or in connection with any business operated for profit.

PUBLIC SWIMMING POOL

A swimming pool maintained by individuals for the use of more than one household, or maintained by a club for the use of its members, or maintained by a business for profit, or maintained by a school, park district, municipality or other public or not-for-profit organizations.

SWIMMING POOL (POOL)

A receptacle for water, or an artificial pool of water having a depth at any point of more than two feet (2'), intended for the purpose of immersion or partial immersion therein of human beings, and including all appurtenant equipment, constructed, installed and maintained in or above the ground inside or outside of a building.

SPA AND HOT TUB

A hydromassage pool, or tub for recreational or therapeutic use, not located in health care facilities, designed for immersion of users, and usually having a filter, heater, and motor-driven blower. It may

be installed indoors or outdoors, on the ground or supporting structure, or in the ground or supporting structure. Generally, a spa or hot tub is not designed or intended to have its contents drained or discharged after each use.

5-5-3: PERMIT REQUIREMENTS:

A. Permits Required:

1. It shall be unlawful to proceed with the construction, installation, enlargement or alteration of any pool unless permits shall have first been obtained from the Village.
2. It shall be unlawful to proceed with the construction, installation, enlargement or alteration of any public swimming pool within the Village unless permits shall first have also been obtained from the State of Illinois. (Ord. 73-305-20)

B. Drawings and Plans and Permits:

1. Each application shall be accompanied by four (4) sets of site plans, grading plans, construction documents and specifications prepared by the licensed design professional and must have his/her signature and seal; in accordance with the Illinois Department of Professional Regulation.
2. All plans and drawings shall be drawn at a scale of not less than one eighth of an inch to the foot ($1/8" = 1'$) on paper or cloth, in ink or by some process that will not fade or obliterate. All distances and dimensions shall be accurately figured and drawings made explicit and complete showing the lot lines, distance from the residence(s) and including information pertaining to the pool, walk and fence construction, water supply system, drainage and water disposal systems, and all appurtenances pertaining to the pool. Detailed plans and vertical elevations shall also be provided.

C. All pools, appurtenances, water supply and drainage systems shall be constructed in conformity with the approved plans.

5-5-4: LOCATION RESTRICTIONS:

- A. Private residential swimming pools shall be permitted in single-family residential zones only. No portion of the pool shall be located less than fifteen feet (15') from a side or rear lot line. Pools and appurtenant equipment shall not be permitted in any front yard.
- B. Public swimming pools shall be permitted in residential and business zones except that any public swimming pool operated for the purpose of profit or operated in connection with a business operated for profit shall not be operated in a single-family residential zone. No portion of a public pool or its appurtenant equipment shall be located less than fifteen feet (15') from a side or rear lot line. Public pools shall not be located in a front yard. (Ord. 73-305-20)

5-5-5: CONSTRUCTION REQUIREMENTS:

5-5-5-1: All swimming pools shall be designed and constructed in conformance with the BOCA National Building Code, Fourteenth Edition, 1999 Published by the Building Officials and Code Administrators International, Inc., the 2000 International Building Code, published by the International Code Council, Inc., the International Residential Code, Appendix "G", published by the International Code Council and the following sections:

5-5-5-3: STEPS OR LADDERS: Two (2) or more means of egress shall be provided. The deep end shall be furnished with an anchored ladder equipped with hand rails while steps or stairway shall be furnished at the shallow end.

5-5-5-7: WALK AREAS: An unobstructed walk area not less than thirty six inches (36") in width shall be provided to extend entirely around any swimming pool. Any such walk area shall not be more than ten feet (10') in width; provided, however, if a pool deck is constructed, a maximum combined pool walk and deck width shall not exceed fifteen feet (15') and further provided that neither shall be located in an easement. All pool walk areas shall be constructed of materials hereinbefore provided for and shall slope away from the pool walls so as to prevent drainage from entering the pool or pool filter system.

5-5-6: SWIMMING POOL FENCES: All pools shall be completely enclosed by a fence erected along the periphery of the pool and any immediately adjacent pool walk, deck or terrace area appurtenant to the pool; provided, however, that any such fence must be a minimum of ten feet (10') from the property line and also no such fence shall be located in or on an easement. A fence permit must be applied for at the time of application for the swimming pool permit. Without the fence permit, no swimming pool permit may be issued. No fence shall be erected unless a permit has been issued therefor by the chairman of the Planning, Zoning and Land Use Committee, and application therefor shall be made on a form designated by the Village. The edge of the pool shall not be closer than five feet (5') to the fence at any point. A fence may start at and be connected to the house, encircle the pool and return to and connect to the house.

All fence openings or points of entry into the pool area enclosure shall be equipped with gates, and all gates shall be equipped with self-closing and self-latching devices placed at the height of four feet six inches (4' 6") and shall be so placed as to be inaccessible to small children. Fence and gates shall be a minimum of four feet six inches (4' 6") and a maximum of six feet (6') in height above the surface of the ground as measured along the fence line, and shall be of the open type, wood picket, ornamental or metal. Stockade fences are not permitted. All fence posts shall be decay or corrosion resistant and shall be adequately braced below grade in either a stone or concrete base.

Berms are not permitted adjacent or near to the pool as a means of denying entry into the pool area or for any other purpose, nor is a fence permitted on top of a berm. Any landscaping inside a swimming pool fence must be so located as not to contribute to the contamination of the pool water. Landscaping shall be provided outside the fence to screen the fence from the view of the neighbors.

All applications for a swimming pool or swimming pool fence shall be accompanied by a plat of survey which indicates the placement of the fence, pool walk, pool and all other accessories to be installed or constructed, in addition to other requirements set forth in Section 5-5-3B and C hereof. (Ord. 78-517-6)

5-5-8: ELECTRICAL REQUIREMENTS: Where conductors are adjacent to pool or moisture area they shall have proper insulation. No overhead electrical wires shall be permitted within fifteen feet (15') of the pool.

5-5-9: SAFETY PRECAUTIONS: All pools shall be maintained in a clean, safe and sanitary condition.

5-5-10: INSPECTION REQUIREMENTS: The Building Official may periodically inspect pools to determine whether or not the provisions of this Code regarding health, sanitation and safety applicable thereto are being complied with.

5-5-11: NONCONFORMING STRUCTURES: Pool erected prior to the effective date of this Code which do not meet the requirements of Sections 5-5-5-3, 5-5-5-7, 5-5-6, 5-5-8 and 5-5-9, shall be made to conform to the provisions of said sections within sixty (60) days of the effective date of this Code with the following exceptions:

- A. Previously constructed walks which are adequately drained, and have minimum unobstructed width of thirty inches (30") and made of impervious materials shall be allowed.
- B. Previously constructed fences and gates completely enclosing a pool area equipped with self-closing and self-latching devices placed as hereinbefore called for and of materials as noted in Section 5-5-5 shall be allowed, if of a minimum height of forty two inches (42").

5-5-12: PROHIBITED POOLS: Inflatable pools and other portable or aboveground pools holding water to a depth of over one foot (1') are prohibited. (Ord. 73-305-20)

5-5-13: SPAS AND HOT TUBS: The installation of any spa or hot tub shall follow the same construction requirements as those which refer to pools, with the following exception:

- A. An approved locking device may be permitted in lieu of the fence requirements for hot tubs or spas.
- B. Hot tub and spa installations shall also be exempt from the requirements set forth in section 5-5-12 of this code.