

ORDINANCE NO. 2010-1 RS-20-10
AN ORDINANCE REGARDING SWIMMING POOLS
FOR THE VILLAGE OF CLIFTON

WHEREAS, in review of current ordinances for the Village of Clifton, the Planning Commission has noted that there is not an ordinance in effect regarding residential swimming pools; and

WHEREAS, it is essential to protect the safety of the citizens of the Village of Clifton; and

WHEREAS, it is a requirement to obtain a permit for residential swimming pools within the Village of Clifton; and

WHEREAS, The Village of Clifton Planning Commission has recommended to the village board to adopt the following ordinances, which shall read as follows:

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CLIFTON, ILLINOIS:

8-3-1 DEFINITIONS:

For the purpose of this Chapter, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future; words in the plural include the singular; words in the singular include the plural; and the word "shall" is mandatory while the word "may" is permissive.

LOT: A portion of a subdivision or other parcel of land with or without building development.

PERMANENT POOL: Any constructed pool which cannot be disassembled, moved or relocated in its entirety or in parts.

PERSON: Any person, firm, partnership, association, corporation, company or organization of any kind.

POOL DEPTH: The distance between the floor of the pool and the maximum operating level of water when such a pool is in use.

SWIMMING POOL: An accessory structure, whether indoors or outdoors, which is a receptacle for water, or an artificial pool of water having a depth at any point of more than twenty four inches (24") and with a capacity of more than one thousand (1,000) gallons, which is used or 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.

TEMPORARY POOL: Any manufactured pool designed, either in its entirety or by sections, for seasonal assembly and dismantling.

VILLAGE: The village of Clifton.

8-3-2 BUILDING PERMIT REQUIRED:

- (A) No person shall construct, erect or alter a private residential swimming pool without first having obtained a building permit therefore, issued and signed by the building inspector. The fee for a permit to construct, erect or alter a private residential swimming pool shall be as provided in section 8-2-3 (A) 4 (h).
- (B) Application for a permit shall be in writing on such form as shall be made available by the village. Such application shall briefly describe the proposed work or structure and shall contain such information, drawings plans and specifications as are prescribed herein. Application shall be made by the owner or lessee or agent of either, or the architect, engineer or builder employed in connection therewith. Such application shall contain the full names and addresses of the applicant and of the owner or lessee or agent of either, and, if the applicant is a corporate body, its responsible officers.

8-3-3 DRAWINGS, PLANS AND SPECIFICATIONS:

Application for permit shall be on forms provided by the Village of Clifton Code Officer, and shall be accompanied by plans drawn to scale showing the following:

1. Pool dimensions depths and volume in gallons.
2. Location and type as per the sewer regulations.
3. Location of pool on lot, distance from lot lines, and distance from structure.
4. Fencing and landscape plan, or a combination thereof.
5. Type and size of filter systems, filtration and backwash capacities.
6. Pool piping layout, with all pipes and valves shown, and types of materials to be used.
7. The rated capacity of the pool pump in gallons per minute, and its working head at filtration and backwash flows.
8. The size and type of pool pump motor.
9. Location and type of water supply.
10. Type and location of walk and fence construction as required.

8-3-4 CONFORM TO APPROVED PLANS:

All private residential swimming pools, appurtenances, water supply and drainage systems shall be constructed in conformity with approved plans. If deviation from such plans is desired, a supplementary plan conforming to provisions of this chapter shall be

filed. All work shall stop until approval of the supplementary plan has been granted by the building inspector.

8-3-5 LOT SIZE REQUIREMENT:

Residential lots that hold swimming pools must be ten thousand (10,000) square feet or larger.

8-3-6 POOL CONSTRUCTION

- (A) No pool shall be located, erected, constructed or maintained closer to any side or rear lot line than allowed by zoning regulations for permitted accessory building uses.
- (B) Swimming pools over twenty four inches (24") tall and/or holding more than one thousand (1,000) gallons of water is required to have a working GFI (ground fault circuit interrupter) to ensure protection from the electrical connections to pool and pump and must be inspected by Village of Clifton Code Officer.
- (C) All electrical installations provided for, installed and used in conjunction with a private swimming pool shall be in conformance with the local, State and Federal BOCA regulations.
- (D) All construction shall be consistent with the applicable building codes as contained in Section 8-1-1.

8-3-7 FENCING REQUIREMENT

- (A) Any swimming pool that requires/uses a water pump system shall be enclosed by a fence of sufficient strength to prevent access to the swimming pool and shall be four feet (4') in height with a lockable gate unless the pool is four feet (4') in height with a removable ladder.
- (B) The location of required fencing shall be subject to all other applicable ordinances.


8-3-8 POOL OPERATION:

- (A) If overhead flood or other artificial lights are used to illuminate the pool at night, such lights shall be shielded to direct light only on the pool.
- (B) Swimming pools shall be maintained in a sanitary manner.
- (C) No swimming pool shall be so operated or maintained as to create a nuisance, a hazard, an eyesore or otherwise to result in a substantial adverse effect of neighboring properties, or to be in any other way detrimental to public health, safety and welfare.

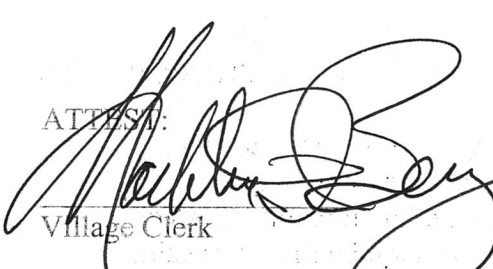
8-3-9 PENALTIES:

It shall be unlawful for any person to construct, erect, alter, use or maintain any swimming pool in violation of any provision of this chapter or to cause, permit or suffer any such violation to be committed. Any such person shall be deemed guilty of a misdemeanor and upon conviction, shall be fined consistent with Ordinance 1-4-1. It shall be the responsibility of the offender to abate the violation as expeditiously as possible. Each day that such violation is permitted to continue shall constitute a separate offense.

This Ordinance shall be in full force and effective immediately after its passage and approval according to law.


Village President

ATTEST:


Village Clerk

Passed this 18 day of MAY 2010.

Approved this 20 day of MAY, 2010.

