

**DANIEL ORDINANCE 2010-12-06A AMENDING DANIEL MUNICIPAL CODE SECTION 8. 21.23
SWIMMING POOL STANDARDS.**

Definitions p. 80

(187) Swimming Pool. A portable or permanent structure above or below grade, designed to hold Water eighteen (18) inches deep or greater and/or three-hundred (300) square feet or greater surface area and which will be designed or used for swimming, wading or immersion purposes by individuals, used or intended to be used solely by the owner, lessee or tenant thereof and his family and by friends invited to use it without payment of any fees. This definition does not include an ornamental reflecting pool, fish pond or other type of pool not used for swimming and/or wading and pools that are in operation for 21 days or less and are constructed within a 24 hour period. All pools must be located and designed so as not to create a hazard.

Section 8.21.23 Swimming Pool Standards.

(1) Permit.

(a) It shall be unlawful for any person to construct or alter a private swimming pool within the Town of Daniel without first having secured a permit therefore from the Town planning department. An application for this permit shall be made on such forms as may be furnished by the Town, and shall be accompanied by complete plans and specifications for the pool, including the type and location thereof with respect to the boundary lines of the land of the applicant. The applicant shall pay the fees established by resolution for such permit.

(2) Setback requirements; location generally; drainage generally.

(a) Pools for which a permit is required under this article shall meet building setback requirements for the applicable zone.

(b) Pools shall not be drained to a private sewage system, a waterway, or onto adjoining properties.

(3) Fences.

(a) All private swimming pools shall be completely surrounded by a fence or wall not less than four (4) feet in height, which shall be so constructed as not to have openings, holes or gaps larger than four (4) inches in vertical or horizontal direction, except for doors and gates. The fence shall be of a type not readily climbed by children. A dwelling or accessory building may be used as part of such enclosure. An above-ground pool with a wall greater than four (4) feet in height does not require a fence if the wall cannot be readily climbed by children.

(b) All gates or doors opening through such enclosure shall be equipped with a self-closing and self-latching device for keeping the gate or door securely closed at all times when not in actual use and be provided with hardware for permanent locking devices, except that the door of any dwelling which forms a part of the enclosure need not be so equipped. Pool gates shall be locked when the pool is not in use.

(c) When it is necessary to fill the pool prior to the installation of the required fencing, a temporary fence (such as snow fence) may be installed in a substantial manner; with the approval of the building official. The maximum time allowed for a temporary fence shall be thirty (30) days.

(4) Outdoor pool enclosures.

Outdoor pool enclosures, permanent or inflated shall be constructed in accordance with the Daniel Town Code.

(5) Above-ground pools.

Above-ground private swimming pools shall be protected in such a way that access ways, other than those afforded by the dwelling house or accessory buildings, shall be equipped with self-closing and self-latching gates or doors so these gates or doors are kept securely closed

at all times when not in actual use.

(6) Shielding lights.

Lights used to illuminate any private swimming pool shall be so arranged and shaded as to reflect light away from adjoining premises. Lighting code 8.21.16

(7) Life-saving and emergency equipment.

All private swimming pools shall have:

(a) Life-saving equipment consisting of at least:

(1) One (1) ring buoy not more than fifteen (15) inches in diameter to which is attached a rope three-sixteenths-inch in diameter and of a length at least equal to the greatest dimension of the swimming pool.

(2) One (1) life pole, or shepherd's crook type of pole, at least ten (10) feet long and having blunted ends, shall be provided.

(8) Polluted water.

(a) Pools shall be maintained to Health Department standards.

(b) Water shall not be allowed to remain in any unused or abandoned pool.

(c) Pools not maintained to Health Department standards shall be deemed abandoned.

(9) Daniel Town water supply.

There will be no cross-connections of the city water supply with any other source of water supply for the pool. The line from the city water supply to the pool shall be protected against backflow of polluted water by means of either an air gap, vacuum breaker or other approved device to prevent back siphonage.

(10) Chemical storage.

The storage of chemicals shall meet the requirements of the MSDS.