

Chapter 15.20

SWIMMING POOLS

Sections:

- 15.20.010 Permanent, in-ground swimming pools--Technical regulations.
- 15.20.020 Permits required--Application--Fee.
- 15.20.030 Inspectors to be permitted access--Inspection reports.
- 15.20.040 Drainage.
- 15.20.050 Conduct around swimming pools--Nuisances.
- 15.20.060 Hot tubs and spas.
- 15.20.070 Exemptions.
- 15.20.080 Objectionable Swimming Pools

15.20.010 Permanent, in-ground swimming pools--Technical regulations.

There shall be allowed in the city only permanent, in-ground swimming pools, constructed in a rear yard and subject to the following limitations:

- A. The minimum lot size shall be that of the applicable zoning district.
- B. The distance from any edge of the pool to any property line shall be at least ten (10) feet.
- C. If a swimming pool is detached from the main building on the lot, the distance from that main building to the nearest point of the swimming pool shall be at least fifteen (15) feet. A swimming pool may be a part of the main building on the lot, such as, within a wall enclosure of the main building.
- D. A security fence at least four feet in height, but no more than six feet in length shall surround the pool for safety purposes. Any gate or other entry through the fence must be capable of being locked.
- E. No inflatable domes, covers or other raised structures over the pool shall be allowed.
- F. Landscaping adequate to provide those using the pool with privacy from the street and from adjoining houses shall be effected. Plans for the landscaping must be included with the application for a building permit filed with the city.
- G. Adequate screening shall be provided for all pool equipment such as heaters and chlorinators. and at least 10 feet from the nearest property line.
- H.
 - 1. External lighting may be permitted at the pool site. Plans for any such external lighting must be included with the application for a building permit filed with the city;
 - 2. External pool lighting shall be permitted only when such lights are directed at the pool and are arranged so as not to cause a nuisance to neighboring residences, or the traveling public;
 - 3. External pool lighting shall be terminated at eleven p.m.
- I. Construction of any swimming pool shall be in accordance with the applicable provisions of the BOCA Code for swimming pools, the National Electrical Code for swimming pools and the Louisville Metro health department regulations on swimming pools. (CC § 151.05)

15.20.020 Permits required--Application--Fee.

- A. No person shall construct or substantially change any swimming pool unless and until he/she has applied for and received permits from the following:
 - 1. The City Council;
 - 2. Louisville Metro health department; and
 - 3. Metropolitan Sewer District (if required); and
 - 4. Louisville Metro building department

B. The permits from the Louisville Metro building department and the Louisville Metro County health department shall be obtained first and shall be presented along with any reports from these agencies to the city council for its consideration prior to issuance of the permit on behalf of the city.

C. The application for the permits required by this section shall include all information required by the body issuing the permit. The application submitted to the city council shall further contain a simple site plan sketch, which will also include a landscaping plan sufficient to meet the requirements of Section 15.20.010(G) and a plan for external pool lighting, if any is to be constructed or used.

D. The permits will be issued, subject to site inspections, after application in the form set out above.

E. The fee for the building permit from the city shall be twenty-five (\$25.00) dollars to one hundred (\$100.00) dollars, plus a \$3,500.00 bond. (CC § 151.106 & Ord. 15-04, 1/21/16)

15.20.030 Inspectors to be permitted access--Inspection reports.

A. Inspectors from the Louisville Metro building department, the Louisville Metro Health Department and the city shall be permitted access to the swimming pool site at all reasonable times for the purpose of assuring compliance with this chapter and all other applicable laws, ordinances and regulations.

B. Copies of all inspection reports shall be furnished to the city Code Enforcement Officer. (CC § 151.107)

15.20.040 Drainage.

A. Normal overflow drainage (backwash) shall be permitted into the sanitary sewer system. Drainage other than the normal overflow drainage shall be into the storm sewer system at its nearest entry point, unless otherwise required by the Louisville and Jefferson County Metropolitan Sewer District..

B.

1. In draining into the storm sewer system, the water shall follow the normal flow of surface water over the normal drainage easement and the flow shall be of a minimum velocity so as not to create any danger of water erosion to adjoining property;

2. The owner must provide suitable drainage from the pool to the normal drainage easement. (CC § 151.108)

15.20.050 Conduct around swimming pools--Nuisances.

Loud and boisterous conduct in or around a swimming pool shall be considered a nuisance. Police officers are designated as the proper authorities to determine when such nuisance exists and are authorized to order it to cease. (CC § 151.109)

15.20.060 Hot tubs and spas.

For the purpose of this chapter, "swimming pool" includes those vats or tubs commonly known as hot tubs or spas, and the requirements of this chapter shall be applicable to the installation and construction of such hot tubs and spas. (CC § 151.110)

15.20.070 Exemptions.

A. This chapter is not intended to prohibit children's wading pools when located in the rear yard, however, it is intended to apply to any other construction on a lot intended to contain water, whether it be known as a pool, a pond or by some other name.

B. As an alternative to the security fence required by Section 15.20.010(E), the pond or other open water encompassed by this section may be secured by a grate or other similar cover located at or immediately below water level. To the extent such alternative is not feasible, a variance may be requested from the city council. (CO 111-95 § 2; CC § 151.111)

15.20.080 Objectionable Swimming Pools

Above-ground swimming pools shall not be permitted at any location in the city, provided, however, that nothing contained herein shall prohibit the use of a child's wading pool less than six feet in diameter and less than twelve inches deep.

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