

# Swimming Pools

1. All pools shall be located only in the rear yard.
2. Pools shall occupy no more than eight hundred (800) square feet as measured along the surface of the water.
3. No pool boundary shall be closer than ten (10) feet to a lot line.
4. In case of a corner lot, no permanent private swimming pool shall be constructed, erected, installed or maintained closer to the side street than the prevailing setback line for that street.
5. A pool may be lighted by underwater or exterior lights or both, provided that all exterior lights are located so that the light is directed or shaded in such a manner that no direct rays of light therefrom fall more than three (3) feet upon any neighboring lands; and the light is neither directed nor reflected upon adjacent properties in such a manner as to cause a nuisance or an annoyance to neighboring properties. Underwater lighting shall be in compliance with Federal and State Electrical Codes.
6. No sound amplifying system shall be used in connection with a private swimming pool.

## Definition:

Swimming pool shall mean any pool artificially constructed, any part of which is over twenty-four (24") inches in depth and/or more than ten (10) square feet, or if circular, having a diameter of more than twelve (12') feet, designed. Used and maintained for swimming and bathing purposes by an individual for use by members of his household and/or guests, and located on a lot as an accessory use to a conforming use, as now or hereafter zoned.

Permit Required: It shall be unlawful to establish or construct or use a swimming pool within the Borough without first obtaining a permit in the manner hereafter prescribed.

## Application Procedure:

1. Applications for a permit to construct a swimming pool, accompanied by two (2) sets of plans and specifications or proper descriptive matter, and a sketch or plot plan, which may be prepared by the owner, showing the proposed location of the pool with relation to lot lines and structures on the premises, location and source of water supply and methods of discharge, lighting and fencing shall be presented, together with the fee of ten (\$10.00) dollars, to the Construction Official by the owner of the property.
2. The application for a permit shall constitute permission to any enforcement officer, at any time during daylight hours, to enter upon the premises where the pool may be located, for the purpose of testing the water therein as to standards as set for the in subsection 10-5 hereafter.

3. The Construction Official shall not pass upon the structural features or durability of the pool except insofar as may be necessary to assure safe and sound construction in accordance with the generally acceptable principles of safe swimming pool construction and for the purpose of insuring compliance with the terms of this section. If the Construction Official is stratified with the respect to the structural features of the proposed pool and compliance herewith, he shall issue the permit.

Construction Materials: All materials used in the construction of private swimming pools shall be waterproofed and easily cleaned. The bottom and sides of the pool shall be either white or a light color, except that aluminum paint shall not be used as a finish. Sand or earth bottoms shall not be used.

Water Supply and Maintenance: No water from the Municipal water system shall be used to fill or replenish pools. Pools shall have a separate and private water supply system other than the Municipal system and the water used shall have a minimum free available chlorine residual at any point in the pool of not less than twenty five hundredths (0.25) parts per million and not more than one (1.0) parts per million at any time, and failure to maintain the requirements while in use shall constitute a violation of this section.

Discharge System:

1. No pool shall be drained into or overflow into or be connected with the Municipal sewer system or into the streets, but shall provide an adequate system of surface disposal by absorption upon the property of the owner, without drainage on any adjoining, or by pumping back into the ground by a system through lines other than the source supply, or connected with the storm sewer system.
2. All connections with the storm sewer system shall be done by the owner at his own expense, under the supervision of the Borough Superintendent, if in his judgment the storm sewer system would not be damaged thereby, and there shall be paid to the Borough the sum of twenty-five (\$25.00) dollars for the privilege of connection into the system, and the applicant shall post with the Borough Clerk the sum of one hundred (\$100.00) dollars, conditioned upon the completion of the connection without damage to the storm sewer system, and the restoration, to their prior condition, of any street surface required to be opened for the connection, which the sum of one hundred (\$100.00) dollars shall be returned to the applicant upon certification to the Clerk by the Borough Superintendent of compliance with these conditions.

Accessory Use: No pool shall be constructed except as an accessory use to a dwelling on the same plot, and the vertical walls thereof shall not be nearer to any street than the building line or lines, nor nearer to any rear or side lot line or any existing structure on the plot than ten (10') feet, nor shall the vertical walls of the pool be constructed more than twelve (12") inches above the adjoining lot grade.

Lighting: No artificial lighting shall be erected, used or operated in connection with the pool, unless it is so directed or shaded that no direct rays of light therefrom fall more than three (3') feet upon the lands of any adjoining.

Fencing and Safety:

1. No pool shall be built and used unless the same is surrounded with a fence, with a minimum height or forty-eight (48") inches and a maximum height of sixty (60") inches, so constructed to prevent, within reason, any person from gaining access to the pool, and which fence shall have a similarly substantial gate therein, with facilities for locking, or exterior and interior devices, thereon so arranged that they must be operated separately and simultaneously to open the gates.

2. No pool fence shall remain open, unlatched or unlatched except when the pool is in use.
3. No pool shall remain with water therein or without an adequate and safe cover for a period in excess of thirty (30) days, unless the dwelling house to which it is an accessory use is occupied.
4. All fencing must conform to Article 5, Section 7 of Ordinance 579.

Nonapplicability: Nothing herein shall be construed to allow the erection and construction of a pool for public use within the Borough, excepting, however that hotel and rooming houses having a minimum of ten (10) guest rooms shall be permitted to erect, construct and maintain a pool as an accessory to the hotel or rooming house, the use of which, however, to be limited to the private use of its guests, and provided further that the erection, construction and maintenance of a pool as herein provided shall be governed and regulated by all provisions of this section.