

CHAPTER 23
SWIMMING POOLS

PART 1

CONSTRUCTION OF SWIMMING POOLS

- §23-101. Permit Required**
- §23-102. Fence Required**
- §23-103. Location of Swimming Pools**
- §23-104. Draining of Pools**
- §23-105. Penalty**

PART 1

CONSTRUCTION OF SWIMMING POOLS

§23-101. Permit Required.

It shall be unlawful for any person to proceed with the erection, construction or installation of a swimming pool within the Borough without having first applied for and obtained a permit from the Building Inspector in the manner provided, in the case of a building, by the Borough of Rockledge Building Code, the issuance of which permit shall be subject to the submission of a plot plan of the lot or piece of ground upon which same is to be constructed showing the location thereon of all permanent structures and the proposed location of the swimming pool. The issuance of any such permit shall be subject to the payment of a fee in an amount to be established, from time to time, by resolution of Borough Council which shall be payable to the Borough Treasurer, for the use of the Borough.

(Ord. 310, 2/8/1965, §1; as amended by Ord. 590, 3/14/2005, §1)

§23-102. Fence Required.

1. Every outdoor swimming pool shall be completely surrounded by a fence or wall not less than 4 feet in height, which shall be so constructed as not to have openings, holes or gaps larger than 4 inches in any dimension except for doors and gates; and if a picket fence is erected or maintained, the horizontal dimension of such openings or gaps shall not exceed 4 inches. A dwelling house or accessory building may be used as part of such enclosure.
2. All gates and 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, except that the door of any dwelling which forms a part of the enclosure need not be so equipped.
3. This requirement shall be applicable to all new swimming pools hereafter constructed and shall apply to all existing pools which have a minimum depth of 18 inches of water. No person in possession of land within the Borough, either as owner, purchaser, lessee, tenant or a licensee, upon which is situated a swimming pool having a minimum depth of 18 inches, shall fail to provide and maintain such fence or wall as herein provided.

(Ord. 310, 2/8/1965, §2)

SWIMMING POOLS

§23-103. Location of Swimming Pools.

Every swimming pool hereafter erected, constructed or installed, together with the fence or enclosure provided for in the proceeding section hereof, shall be at a distance of not less than 4 feet from the property line which forms the boundary between the lot upon which such pool is erected and an adjoining lot, and not less than 30 feet from the side-line of any public street.

(Ord. 310, 2/8/1965, §3)

§23-104. Draining of Pools.

It shall be unlawful to drain or conduct the waters from any swimming pool into any sanitary sewer.

(Ord. 310, 2/8/1965, §4)

§23-105. Penalty.

Any person, firm or corporation who shall violate any provisions of this part shall, upon conviction thereof, be sentenced to pay a fine of not less than \$25 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this part which shall be found to have been violated shall constitute a separate offense.

(Ord. 310, 2/8/1965, §5; as amended by Ord. 590, 3/14/2005, §1)