

CODIFIED ORDINANCES OF THE CITY OF BUTLER

CHAPTER 260; ZONING

§ 260-88. Swimming pools.

The following controls shall apply to all swimming pools constructed henceforth:

- A. Swimming pools may be constructed in any zone district in which residential or transient residential uses are permitted, but only as an accessory use thereto.
- B. Pools shall be considered any open tank, vessel or lake above or below ground, not located within a completely enclosed building and capable of containing water to a depth at any point greater than twenty-four (24) inches and/or having a surface area of at least one hundred fifty (150) square feet.
- C. Pools shall be located in side or rear yards of a property only, shall be set back from property lines at least five (5) feet and shall be at least fifteen (15) feet from houses on adjacent lots.
- D. Pools shall be enclosed by a wood or metal fence whose top is at least four (4) feet but not more than eight (8) feet above surrounding ground, access through which shall be through a gate capable of being locked. (see attached). If the pool is above ground with a deck at least three (3) feet above ground level all around the pool, surrounded on its outer edge by a fence at least three (3) feet in height above the deck, with no openings more than four (4) inches wide, no fence at ground level will be required.
- E. **An occupancy permit shall be required to install any swimming pool** as defined under Subsection B hereof. The Code Enforcement Officer shall satisfy himself that in addition to compliance with the requirements of this chapter, the owner has made provisions to drain the pool to a stormwater drainage inlet.

***NOTE* A survey or plot plan of the property must be submitted to the Code Enforcement Officer for review before a permit can be issued.
(see attached *sample* plot plan)**

OVER 

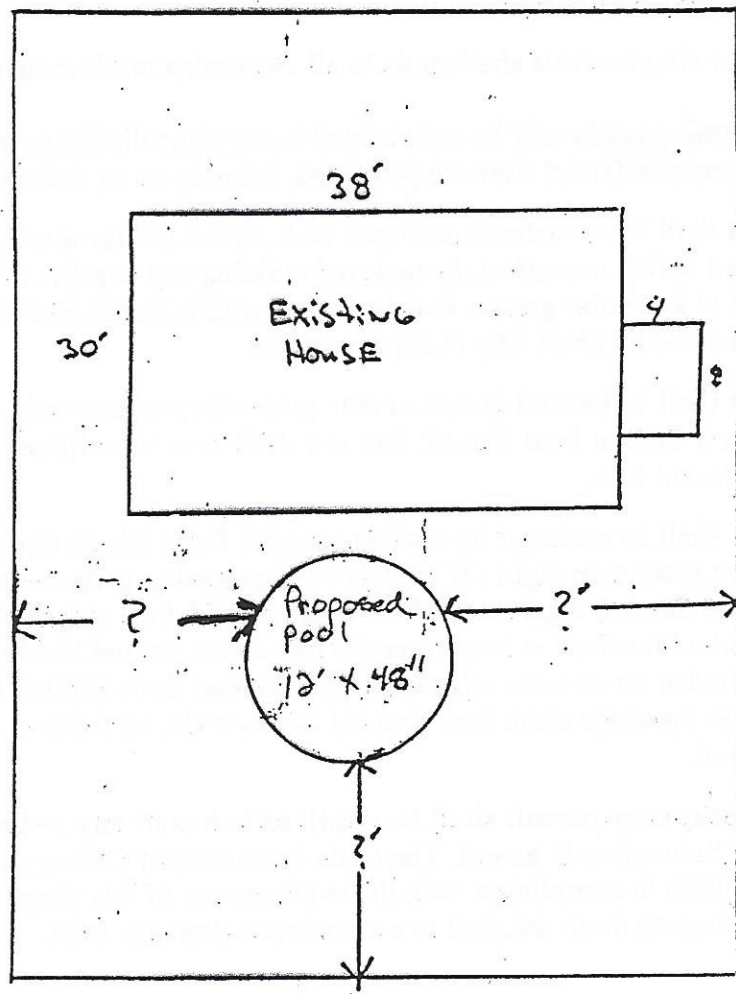
Parcel # Zoned PHONE WARD

What IS It Single Family, Duplex, Triplex or other

STREET NUMBER AND NAME

50'

27-141 50 SHEETS
27-142 100 SHEETS
27-144 200 SHEETS



(Plot PLAN)

2012 INTERNATIONAL PROPERTY MAINTENANCE CODE

SWIMMING POOLS

SECTION 303 SWIMMING POOLS, SPAS AND HOT TUBS

303.1 Swimming pools. Swimming pools shall be maintained in a clean and sanitary condition, and in good repair.

303.2 Enclosures. Private swimming pools, hot tubs and spas, containing water more than 24 inches (610 mm) in depth shall be completely surrounded by a fence or barrier at least 48 inches (1219 mm) in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching. Where the self-latching device is a minimum of 54 inches (1372 mm) above the bottom of the gate, the release mechanism shall be located on the pool side of the gate. Self-closing and self-latching gates shall be maintained such that the gate will positively close and latch when released from an open position of 6 inches (152 mm) from the gatepost. No existing pool enclosure shall be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier.

Exception: Spas or hot tubs with a safety cover that complies with ASTM F 1346 shall be exempt from the provisions of this section.