



# POOL INFORMATION

## Types of Pools

### In-ground swimming pool

- Includes hot tubs and spas.
- Have a depth, at any point, greater than two feet OR surface area exceeding 200 sq. ft.
- Vertical walls are constructed, installed, or maintained wholly or in part below the level of the ground outside or as an adjoining accessory to a residential building or outbuilding on private property.

### Above-ground swimming pool

- Includes hot tubs and spas.
- Have a surface area exceeding 200 sq. ft. OR have a depth greater than 2 ft. at any point.
- Have framework that is installed primarily above the level of the adjoining ground.
- Must be constructed with no less than 50 percent of the pool walls below ground level immediately surrounding the pool

## Above-Ground Hot Tubs and Spas\*

\*with a surface area less than 200 sq. ft

- Are not subject to any minimum setback from structures.
- Are not subject to the fencing and enclosure requirements, provided it is completely covered when not in use by a childproof, secure cover.

## What About Temporary Pools?

Any pool that is moveable when empty, filled partially, or completely with water are only permitted to be present on a property for 20 days per calendar year and not located within any setback zone.

## Location

Any pool must be located in the rear yard, comply with offset requirements of accessory structures, and not be nearer than 10 feet to any structure.

No overhead electrical wires or raceways shall be located above any point within a ten-foot horizontal distance to the pool wall.

## Helpful Links

- [Fee Schedule](#)
- [ARC Application](#)
- [Diggers Hotline](#)
- [SAFEbuilt](#)
- [Bayside Building Services](#)
- [Building Information Sheets](#)
- [Uniform Building Permit](#)
- [Municipal Code - Pools](#)



# POOL INFORMATION

## Permits

No person shall construct, install, enlarge, or alter any swimming pool unless a permit has been obtained. The permit application must be approved by the Architectural Review Committee (ARC). The application must include the following:

- A plot plan including plans drawn to scale showing pool dimensions and volume of water in gallons, the location and type of wastewater disposal system, the locations of existing buildings and the pool on the lot and distances from lot lines, fencing location, the location of electrical wiring and power lines, and a landscape plan.
- For above-ground pools, plans must show pool height above the highest point of grade.
- If you are installing a deck as part of the pool project, plans must show the type and location of decking.
- A separate permit is required for installation of a deck.

## During Construction

A temporary protective barrier must be erected and maintained around all in-ground pools during the period of construction.

## Fences & Safety

- A fence or other solid structure, at least 5 feet in height, must enclose the pool.
- The fence must be located at least 4 feet beyond the perimeter of the pool.
- Fence openings shall be no more than 6 inches in diameter and built to withstand a 200-pound load.
- Gates and doors must be securely closed while unattended and equipped with a self-closing and self-latching device.
- Latches shall be located at least 48 inches above the ground or the deck or stairs leading to the gate or door.
- Fence kits that mount directly to a pool wall are permitted provided the overall height is not less than 5 feet above grade.
- All steps, ladders, or other means of access to an above-ground pool shall be removed or designed to prevent access when the pool is unattended.
- A filtration system must be provided and maintained in proper working order.
- All mechanical systems shall be maintained and screened from view from adjacent properties.
- Swimming pools may not be drained into a sanitary sewer or onto lands or property of owners other than the owner of the pool.
- Must have an unobstructed concrete or paved areaway at least three feet wide surrounding an in-ground pool.
- Every pool that has a capacity for water to exceed 4 feet in depth shall be equipped with a life preserver or safety device.