

## Parma Heights, OH Code of Ordinances

# CHAPTER 1375

## Swimming Pools

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### CROSS REFERENCES

Types of fences prohibited - see GEN. OFF. 660.14

Municipal swimming pool - S. & P.S. Ch. 969

Building permits - see BLDG. Ch. 1325

### **1375.01 DEFINITIONS.**

As used in this chapter:

(a) “Private property” means all property within the Municipality other than that which is owned or used by the Municipality itself or the State and any of its political subdivisions or the United States Government and any of its agencies or property which is dedicated to public use.

(b) “Outdoor swimming pool” means any water pool of permanent construction, in or above-ground, located outside of a permanent building and on private property within the Municipality having a water surface area of 400 square feet or more and/or a depth of more than two feet, or being of temporary construction above-ground and requiring a pump and/or filler to maintain safe and sanitary water quality.

(Ord. 1991-30. Passed 8-12-91.)

### **1375.02 REQUIREMENTS.**

An outdoor swimming pool shall be constructed or maintained on private property in the Municipality according to the following conditions:

(a) Every pool shall be located not less than ten feet from any property line and not less than ten feet from any residence on the premises. If a deck or walkway is constructed adjacent to the pool it should not be less than three feet from the property line.

(b) Every pool shall have a fence surrounding it to prevent people from gaining access to the pool except through a gate which shall be kept locked when the pool is not in use by the owner or anyone using it with his or her permission. If the fence is attached directly to an above-ground pool it shall be a minimum of three feet high. If the fence is ground-supported it shall be a minimum of four feet high.

(c) Every in-ground swimming pool which may hereafter be constructed shall substantially conform to the natural grade of the surrounding land and no part thereof, other than equipment such as a diving board and the like, shall be higher than one foot above the grade.

(d) Every pool shall be so constructed that it can be drained into the Municipal storm sewer or have a sump pump located in its deepest part for the purpose of pumping out all of the water to a storm sewer opening, except that if the pool is constructed on land not yet sewered the owner shall pump or drain water from the pool in such a manner as to cause no injury to other property in the vicinity of the pool. If a yard drain or a driveway drain is not available for draining the pool to the storm sewer system, an inlet shall be installed in the house or garage storm sewer system with a removable top for insertion of the drain hose.

(e) If flood or other artificial light is used to illuminate the pool at night, none of the lights shall be used after 10:30 p.m., if the pool is located within 200 feet of any building used for dwelling purposes. The lights shall also be shielded to direct light on the pool only.

(f) All filters shall be set on a pad of concrete, concrete patio blocks or other solid non-deteriorating base.

(g) All electric service to pool equipment shall be immediately adjacent to the equipment being supplied. Wiring shall be installed underground in accordance with the National Electrical Code and shall be a separate circuit from all other circuits. Receptacles shall be of the ground-fault circuit-interrupter type and housed in a weatherproof box. Pools shall be located to conform to Article 680 of the National Electrical Code. Clearances to insulated, grounded supply or service drop cables that are utility owned, operated and maintained shall be provided as required by Section 680.8 of the National Electrical Code.

(Ord. 1991-30. Passed 8-12-91.)

### **1375.03 FENCE REQUIRED. (REPEALED)**

(EDITOR'S NOTE: Section 1375.03 was repealed by Ordinance 1991-30, passed August 12, 1991.)

### **1375.04 INSPECTION OF SWIMMING POOLS.**

All outdoor permanent swimming pools shall be licensed and subject to inspection by the Director of Public Service. An annual license fee shall be charged in accordance with the following schedule:

- (a) A pool used in conjunction with a commercial establishment or a multifamily dwelling \$75.00
- (b) A pool used in conjunction with a single-family residence - 0 -

(Ord. 1991-30. Passed 8-12-91; Ord. 2002-51. Passed 11-25-02.)

### **1375.05 PERMIT APPLICATION.**

No pool shall be constructed unless an application for a permit is approved by the Building Inspector. The application shall include plans and specifications for the pool, for all electrical and plumbing work, and for the fence which the owner proposes to erect around the pool, as well as a plot plan showing the location of the pool with reference to lot lines and other buildings on the property.

(Ord. 1991-30. Passed 8-12-91; Ord. 2002-51. Passed 11-25-02.)

### **1375.06 RULES OF DIRECTOR OF PUBLIC SERVICE. (REPEALED)**

(EDITOR'S NOTE: Section 1375.06 was repealed by Ordinance 1991-30, passed August 12, 1991.)

### **1375.07 SPECIAL PERMITS.**

Nothing in this chapter shall affect the right of Council to issue special permits for the construction, maintenance and use of swimming pools by the Municipality itself or any school, church, club or organization within the Municipality.

(Ord. 1991-30. Passed 8-12-91.)

### **1375.08 WATER STANDARDS.**

The water in any swimming pool used in conjunction with a commercial establishment or a multifamily establishment within the City shall be maintained to meet the following requirements:

- (a) The acid-alkaline content of the water shall be maintained between a 7.2 and a 8.0 reading as indicated on the standard pH scale.
- (b) The chlorine residual shall be maintained between four parts per million and seven parts per million as interpreted as being a .4 and .7 reading on standard chlorine testing equipment.
- (c) The water shall be kept free of visible leaves, wood, paper or other debris.

(Ord. 1991-30. Passed 8-12-91.)

### **1375.09 LOG.**

The owner, manager or person in charge of any pool being used in conjunction with a commercial establishment or a multifamily establishment shall maintain and keep a daily log upon which the acid-alkaline test and the chlorine residual test of the pool water shall be entered at least twice each day the pool is in operation.

(Ord. 1991-30. Passed 8-12-91.)

### **1375.10 GUARDS.**

(a) No owner, operator, manager or agent in charge of a commercial establishment or multifamily establishment shall permit any pool used in conjunction with such commercial establishment or multifamily establishment to be used by any person unless there is on duty at all such times, within the immediate area of the pool, a lifeguard at least sixteen years of age who shall have successfully completed the American Red Cross Senior Life Saving Course. No person shall use a pool that is maintained in connection with a commercial establishment or a multifamily establishment unless there is a lifeguard on duty as herein provided.

(b) The owner, operator, manager or agent in charge of a multifamily establishment may apply to the Director of Public Service for a license to use a pool in connection with the multifamily establishment, without a certified lifeguard, upon the following conditions:

(1) The applicant shall pay a permit fee of seventy-five dollars (\$75.00);

(2) The pool shall be not larger than eighteen feet by thirty-six feet, with a depth of not more than ten feet.

(Ord. 1991-30. Passed 8-12-91; Ord. 2002-51. Passed 11-25-02.)

### **1375.99 PENALTY.**

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the second degree and shall be fined not more than seven hundred fifty dollars (\$750.00) or imprisoned not more than ninety days, or both.

(Ord. 1991-30. Passed 8-12-91.)

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