

CITY OF POTTERVILLE  
EATON COUNTY, MICHIGAN  
ORDINANCE NO. 13-235

AN ORDINANCE TO AMEND THE CODE OF THE  
CITY OF POTTERVILLE BY ADDING  
CHAPTER 5 ENTITLED SWIMMING POOL ORDINANCE

CHAPTER 5  
SWIMMING POOLS

ARTICLE I. IN GENERAL

ARTICLE II. SWIMMING POOLS

Section 5-31 This ordinance shall apply to all swimming pools located within the city limits of Potterville.

Section 5-32 For the purpose of this ordinance a "swimming pool" is defined as any receptacle of water that is used or intended to be used for the purpose of immersion or partial immersion of human beings for swimming, bathing or diving and is capable of being filled, at any point, to the depth of 24 or more inches

Section 5-33 A swimming pool that is under construction shall not be subject to this ordinance until construction is completed or until it fills with water to a depth of 24 inches or more, whichever occurs first.

Section 5-34

Property owners shall be encouraged to fill swimming pools from house spigots. Property owners shall be exempt from sewer charges when installing and filling a new pool or when replacing liner that requires complete filling of the pool from the tap. The property owner must notify the Department no less than two (2) working days in advance prior to filling the pool. Upon notification, a Department employee will visit the property to determine the size of the pool. The Department employee shall use standard pool filling quantity formulas to determine how much water will be needed. That amount shall then be credited from sewer charges at the next billing. This exemption from sewer charges shall not apply to "topping off" pools, or for leaks.

- The Department shall be notified no less than two (2) working days prior to the pool filling.
- The pool filling shall only take place between 8:00 AM and 4:30 PM.

- The Department shall not be held responsible for any discolored (rusty) water discharged into the pool.

## Section 5-35

### Barriers

- According to the Michigan Residential Code, fencing is required to surround your pool and be a minimum of 4 feet high, with the space between the bottom of the fence and the ground 2 inches or less.

### Gates

- All entrances to the pool area must open outward, away from your pool. Each gateway has to have a self-closing and self-latching device attached to it.

### Access

- Ladders leading to your pool have to be removable, or must be locked in a position so they cannot be used by children to reach the water.

### Electrical

- Power outlets used to supply pool equipment must be at least 5 feet from the inside walls of your pool. The outlet can only be a single plug type, have a locking design, and must have ground-fault protection.

### Location

- An above-ground pool must be situated on your property at least 6 feet from a side or rear lot line. On a corner lot, or outside lot line, the distance is 10 feet. It is recommended that your pool be no closer than 10 feet to any building. Pools are not allowed in the front yard.

### Permits

- Building permits are necessary for any above-ground pool that is 2 feet deep or more to ensure all safety requirements are met.

THIS ORDINANCE SHALL TAKE EFFECT 45 DAYS AFTER PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY OF POTTERVILLE.

THE FOREGOING ORDINANCE WAS INTRODUCED ON MAY 16, 2013 AT A REGULAR MEETING OF THE POTTERVILLE CITY COUNCIL BY M. STORIE AND SECONDED BY L. AMEY AND A PUBLIC HEARING WAS SCHEDULED FOR JUNE 20, 2013.

AT A REGULAR MEETING OF THE CITY COUNCIL ON JULY 18, 2013,  
R. NORMAN MADE A MOTION TO ADOPT ORDINANCE # 13-235 SWIMMING  
POOLS. K. ANTCLIGG SECONDED.

YEAS: R. NORMAN, D. HARTSON, J. BUSSARD, J. FRENCH, K. ANTCLIFF  
NAYS: L. AMEY

ATTEST:

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Brandi Brace – Pottersville City Clerk