

ORDINANCE NO. 2014-1411

AN ORDINANCE AMENDING SECTION 5 "GENERAL PROVISIONS"
OF THE PEORIA HEIGHTS 1970 ZONING ORDINANCE, AS
AMENDED, ADDING SECTION 5.6 "SWIMMING POOLS"

WHEREAS, it is in the best interest of the residents of the Village of Peoria Heights that the Peoria Heights 1970 Zoning Ordinance, as amended, be amended to add Section 5.6 SWIMMING POOLS; and

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF PEORIA HEIGHTS, ILLINOIS,

SECTION ONE: That Section 5, GENERAL PROVISIONS, of the Peoria Heights 1970 Zoning Ordinance, as amended, shall be amended by adding Section 5.6, SWIMMING POOLS, as follows:

Section 5.6 SWIMMING POOLS:

(a) Swimming Pool Regulations. All swimming pools with a depth of more than 36 inches or more require a Village swimming pool permit. To apply for a permit the applicant must submit a detailed site plan conforming with the provisions of this ordinance and indicating all dimensions including lot size, setbacks and length, width and depth of pool, to the Village Building Inspector to obtain a swimming pool permit. The permit is \$25.00 for an above ground pool or an in-ground pool. Allow 24 to 48 hours for review of plans. An inspection is required upon completion.

(1) All swimming pools with a depth of more than 36 inches or more shall comply with the following requirements:

In-ground Pools:

Setbacks: Pool must be located at least five (5) feet or 10% of the lot's width from any side or rear property line. Pools may not be located in the required front yard or between the principal structure and the right-of-way line.

Fence: All in-ground pools require the installation of a fence: minimum height of five (5) feet and completely enclosing the pool. The framing and bracing must be on the inside of the pool enclosure. Lockable gates are required and must be locked when pool is not in use. Fence must be non-climbable, open horizontal board fencing is not allowed.

Walk: A thirty-six (36) inch unobstructed walkway is required around the entire perimeter of the pool.

Ingress and Egress: The swimming pool plans shall include at least one means of egress, such as steps or ladder, equipped with a handrail; and shall include a 36" unobstructed walkway that extends entirely around the pool.

Above Ground Pools

Setbacks: No portion of the pool or filtration system can be located within five (5) feet of any side or rear property line or 10% of the lot's width, or abut any structure as to create a safety hazard. No pool may be located in the required front yard or between the principal structure and right-of-way line.

Fences or Safety Covers: All above ground pools requiring a permit must be fenced by a non-climbable pool-yard enclosure at least five (5) feet in height with self-locking gates OR be equipped with a removable or safety type pool cover supporting at least 150 pounds. All above ground pools must have a safety ladder, portable or otherwise, for ingress and egress to and from the pool.

Filtration System: The filtering system for above ground pools must sit at least 3 feet away from the pool, or the filtering system must sit under a non-climbable pool patio that sits flush with the top of the pool.

(b) General Requirements for All Pools

Lighting: Lights used to illuminate any pool must be arranged to reflect away from adjoining properties.

Wires: No overhead wires may be within twelve (12) lateral feet of any pool.

(c) Administrative Permit Procedure

- (1) All requests for a swimming pool permit shall be filed with the Village Building Inspector for a swimming pool with a depth of more than thirty-six (36) inches or more.

Initiation and Application. Any person owning or having an interest in the subject property may file an application for a required swimming pool permit. Such application shall be submitted to the Village Building Inspector with a plan of the swimming pool and proof that the swimming pool complies with the requirements herein set forth.

- (2) Procedure. Upon receiving such application, the Village Building Inspector shall determine the application conformity with required standards. If all the standards are met, the Village Building Inspector shall issue a swimming pool permit. The Village Building Inspector or his designee will make a final decision within five (5) business days of receipt of a complete application for a required swimming pool permit.
- (3) If the permit is denied or if the applicant objects to modifications, the applicant may appeal to the Zoning Board of Appeals. The Zoning Board of Appeals may approve, modify or disapprove the application. The Zoning Board of Appeals' decision shall be in writing, with copies to the applicant and the Village Board.

SECTION TWO: All other provisions of Section 5.6 SWIMMING POOLS of the Peoria Heights 1970 Zoning Ordinance, as amended, not in conflict with this Ordinance, shall remain in full force and effect.

SECTION THREE: This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED AND APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF PEORIA HEIGHTS, ILLINOIS, THIS 16th DAY OF September, 2014.

AYES 4

NAYS 0

1 abstain


MARK ALLEN, Village President

SEAL:

ATTEST: 
VILLAGE CLERK

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