



# THE BOROUGH OF ETNA

437 BUTLER STREET

ETNA, PGH., PA 15223

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## GENERAL POOL REQUIRMENTS

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1. Swimming pools shall be maintained in a clean and sanitary condition and kept in good repair.
2. Private swimming pools, hot tubs, and spas containing water more than 24 inches in depth must be completely surrounded by a fence or barrier at least 48 inches in height above finished ground level.
3. Gates and doors in such barriers must be self closing and self latching. Latching device located less than 54 inches above the bottom of the gate. The release mechanism must be located on the pool side of the gate. Gate must self close from an open position of 6 inches from gatepost.
4. No existing pool enclosure shall be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier.

- 3) If any sign deteriorates to an unsightly or hazardous condition, the Code Enforcement Officer shall order it repaired, replaced or removed in accordance with the notice provisions of this ordinance. However, in cases of emergency, the Code Enforcement Officer, with the approval of the Borough Manager may cause the immediate removal of a dangerous and/or defective sign without notice. All such costs for removal shall be reimbursed to the Borough of Etna by the landowner upon whom's property such sign is erected.
- 4) If a use ceases operation for a period of six months, all signs pertaining to it, including any supporting structures, shall be deemed to be abandoned and shall be removed by the owner.
- 5) If the signs are not removed, the Code Enforcement Officer shall notify the owner who shall have 30 days to remove the sign. Failure to comply with the order shall be in violation of this ordinance.
- 6) Any sign removed by the Borough pursuant to the provisions of this Section for any reason shall become the property of the Borough and may be disposed of in any appropriate manner by the Borough. The cost of such removal and disposal of the sign shall be considered a debt owed to the Borough by the owner of the sign and the owner of the property and may be recovered in the appropriate legal action by the Borough. The Borough may at its discretion bring legal proceedings against the landowner in any court with competent jurisdiction and after obtaining a judgment against such landowner will be in power to place a lien against the title of such property.

#### 5.400 Construction and Use of Family Swimming Pools

##### 5.401 Definition and Applicability

For the purposes of this Ordinance "Family Pool" is hereby defined as an outdoor swimming pool used or intended to be used solely by the owner of a residential property, his family, or lessee thereof and his family, and by guests invited to use it without payment of any fee. This Ordinance shall apply to all new outdoor swimming pools hereinafter constructed as well as existing swimming pools above ground or in the ground having a depth of eighteen (18) inches or more at any one point.

#### 5.402 Construction Permit and Approval

Before any work is commenced on the construction of a swimming pool or on any alteration, addition, remodeling or other improvement to the swimming pool, an application for a permit for construction, together with plans and specifications pertinent to this construction, as well as explanatory data, shall be submitted to the Building Inspector of the Borough for his approval. No part of the work shall be commenced until such approval has been granted to the applicant by a written permit.

The plot plan shall show the location of all buildings and the proposed pool on the property, together with the distances to all property lines in the immediate vicinity of the swimming pool and dwelling.

Standard pools, properly designated by established swimming pool companies and having the approval of a registered engineer or registered architect shall be acceptable when accompanied by suitable plans and specifications. Details of the proposed enclosure or fence around the pool shall also be shown.

#### 5.403 Enclosure

Every outdoor swimming pool now existing or to be constructed, shall be completely surrounded by a fence, wall or similar enclosure not less than four (4) feet nor more than six (6) feet in height, which shall be so constructed so as to have no openings or gaps larger than two (2) inches in any dimension. If the fence or wall is a picket fence, the horizontal dimensions maintained shall not exceed four (4) inches. A dwelling or accessory building may be used as a part of the enclosure.

All gates or door openings through such enclosure shall be equipped with a self-closing, self-latching device on the pool side for keeping the gate door securely closed at all times when not in use, except that the door of any dwelling or accessory building which forms part of the enclosure need not be so equipped. The fence shall surround the pool and the deck area.

#### 5.404 Location on the Property

A swimming pool should be located at the rear of the dwelling or along the side of the dwelling where practical.

There shall be a minimum of three (3) feet of concrete,

stone, brick or block sidewalk or other all-weather surface around all pools, except portable pools set above ground.

No swimming pool or appurtenances including decks and shelter shall be erected nearer to any property line than a building could be erected in the same use district as set forth in this Ordinance.

The application fee for the construction or alteration of a swimming pool shall be in the same amount as determined in the Building Code, based on the estimated cost of construction.

#### 5.405 Design and Construction Requirements

No permit to construct new swimming pools (existing pools are excluded from this section) shall be issued

unless and until the following design and construction requirements are observed.

(a) Material:

The material used for lining a swimming pool shall be one which is light in color, is impervious and will provide a tight tank with easily cleaned services. Sand or dirt bottoms are prohibited if uncovered.

(b) Walls and Bottom:

All pool walls and bottoms shall be designed to withstand water pressure from within and to resist the pressure of earth or ground water when the pool is empty.

(c) Steps, Ladders, Handholds:

One or more means of egress in the form of steps, ladders, stepholes or handholds shall be provided for all pools. The coping of the swimming pool, if not higher than eight (8) inches above the water surface, shall be considered a handhold.

(d) Make-up Water:

Pools shall be equipped with suitable facilities for adding make-up water as required. There shall be no physical connection between the water supply line and the pool system. When make-up water is added to the pool, the inlet shall be at least six

(6) inches above the pool water surface.

(e) Drainage Outlet:

No pool water shall be drained at the curb along the gutter line of any street or on the surface of any street. A pool drainage system may be connected to the Borough sanitary sewer system upon written approval of the Building Inspector.

(f) Recirculation:

Provisions shall be made for complete recirculation of water through all parts of any pool. This system will be designed and constructed so that the "turn around" of at least one time in every eight hour period shall be provided. Recirculation systems shall consist of pumping equipment, hair and lint catcher, filters, together with all necessary pipe connections to the pool inlets and outlets, facilities and pipe connections necessary for backwashing or cleaning filters.

5.406 Safety Equipment

All pools, including existing pools shall be equipped with a ladder or suitable stairs. Other equipment consisting of life preservers, ropes or poles shall be readily available at the pool sit.

5.407 Portable Pools

All above ground pools with collapsible style walls whose height is less than twelve [12] inches are exempt from the designs and requirements of this section. In addition, all such pools having walls of less than four [4] feet shall be enclosed in accordance with the provisions of this ordinance. Portable above ground pools having walls of four [4] feet or greater in height may be excluded from the fencing requirements providing such pools are equipped with access ladders which may be raised and locked in a manner in near vertical position when the pool is unattended or if such ladder may be completely removed from the pool. An above ground pool described in this paragraph which is served by a ladder or steps which cannot be raised or locked or removed so as to prevent access by small children shall be enclosed in accordance with Section 5.403 of this ordinance.

5.408 Property Rights

Interference with the enjoyment of a neighboring property owner's rights is prohibited. No swimming pool shall be so located or maintained as to interfere unduly with the enjoyment of the property rights of others.

5.409 Shielding Lights

Lights used to illuminate any swimming pool shall be so arranged as to reflect light away from adjoining premises.

5.410 Unnecessary Noise

It shall be unlawful for any person to make, continue or cause to be made or continued at any swimming pool, any loud, unnecessary or unusual noise which disturbs, injures or endangers the comfort, repose, health, peace or safety of others. In the operation of family swimming pool, the use or operation of any radio, musical instrument, phonograph, recording equipment, or other machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing of persons who are at the swimming pool site shall be unlawful.

5.411 Electrical Connections

All electrical installation shall conform to the specifications of the National Electric Code. In addition, no electric wires or conductors shall cross, either overhead or under ground, on any part of the swimming pool, nor shall any electric wiring be installed parallel to any pool wall closer than five [5] feet if underground, unless enclosed in a rigid conduit, or within five [5] feet if overhead.

All underwater lights must be water tight, self-contained units with connections [ground] running from a waterproof junction box to a proper ground facility or medium. All underground electric wires supplying current to said lights within a distance of five [5] feet of the pool or walls shall be enclosed in rigid conduits.

All metal fences, enclosures or railings, near or adjacent to the swimming pool which might otherwise become electrically charged as a result of contact

with broken overhead conductors, or from any other cause, shall be effectively grounded.

5.412 Abandoned Pools

It shall be unlawful for any person to maintain or permit any pool or pond, of any depth, to be not properly safeguarded or to allow stagnate water in which mosquitoes, flies or insects could multiply.

5.413 Water Meters

All water furnished by the Borough of Etna for use in swimming pools must be metered water.

5.500 Personal Care Homes/Assisted Living Facilities.

- a. Personal Care Homes in the borough shall be limited to one such home per one thousand (1,000) residents.
- b. Personal Care Homes shall be limited to no more than two per voting ward, provided there is no conflict with Paragraph "a" above.
- c. Prior to approval of any application for establishment or operation of any personal care home, the applicant shall provide proof to the borough that the applicant has acquired or will be able to acquire all appropriate licenses and permits from the State of Pennsylvania and Allegheny County.
- d. The owner or operator shall permit inspection of the facility by borough officials.
- e. The borough hereby declares that personal care homes/assisted living facilities are conditional uses and as such it may attach reasonable conditions and safeguards as deemed necessary.