

Sec. 56-45. Pools.

- (a) *Single-family residential lots.* All swimming pools, enclosures or decks constructed or erected on any single-family residential lot, except in the RE rural estates zoning district, shall be subject to the following regulations:
- (1) *Location generally.* Unroofed pools or pools enclosed only with open mesh screening may be placed in a required rear yard, subject to the limitations of subsection (a)(2) of this section, but shall not be placed in a required front or side yard. Unscreened and unroofed pool decks may extend into required yards provided they comply with the height restrictions listed in this section.
 - (2) *Distance from rear lot line.* Unroofed pools or pools enclosed only with open mesh screening may be located in rear yard setback areas, but may not be closer than 15 feet to any rear lot line, provided that no pool or pool enclosure shall be placed within a utility or drainage easement.
 - (3) *Setback measurement.* The minimum setback requirement from any lot line shall be measured from the exterior of the screen enclosure of a screen-enclosed pool or from the outer edge of the pool for an unroofed or unenclosed pool.
 - (4) *Roofed or enclosed pools.* If any part of a pool is covered by a roof or enclosed by walls over six feet in height, then such covered or walled section of the pool shall be subject to the limitations regarding location of any building or structure and shall not be placed in any required yard.
 - (5) *Construction on vacant lot.* Other sections of this comprehensive development code prohibit the construction of a swimming pool on a vacant lot.
 - (6) *Height.* Pools and pool decks extending into required primary structure rear yards and unscreened and unroofed pool decks extending into required side yards may not exceed a height of 30 inches above the crown of the road with an additional six inches of height for every 12 inches of horizontal distance permitted from either the side or rear property lines, whichever is closer, up to a maximum height of six feet.
- (b) *Other property.* All swimming pools and enclosures constructed or erected on any lot other than a single-family residential lot shall meet the minimum yard requirements as specified for buildings or structures in the zoning district in which the pool or enclosure will be constructed or erected. The minimum setback requirements from any lot line shall be measured from the exterior of the screen enclosure of a screen-enclosed pool and from the outer edge of the pool for an unroofed or unenclosed pool.
- (c) *Compliance with other regulations.* It shall be unlawful for any person to erect, construct or cause to be installed a private swimming pool upon any property located in the city without conforming to this section or without conforming to the Florida Building Code or the zoning ordinance of the city.
- (d) *Permit.*
- (1) No permit shall be issued for a private swimming pool unless the requirements are adhered to as set forth by the "application for permit" and "permits" sections of the Florida Building Code, together with all provisions of this Code.
 - (2) No permit shall be issued for a private swimming pool unless the name of a registered architect or structural engineer shall appear on the face of the drawing submitted.
 - (3) No permit shall be issued for a private swimming pool unless the sanitary operation of

such pool shall be of a recirculation type system, employing a disinfectant. Fill and drain or continuous flow systems will not be accepted as a method of sanitary operation.

- (4) This subsection (d) is hereby declared to be in the interest of the public welfare and health of the general public.

(Comp. Dev. Code 1990, § 9-1-13; Code 1994, § 110-45; Ord. No. 06-11495, § 5, 12-20-2006)