

**CITY OF COKATO
ORDINANCE NO: 2017-02**

Re-adoption of Pool Ordinance

The City Council of the City of Cokato, Minnesota ordains as follows:

A public hearing to consider the re-adoption of the city's Pool Ordinance was held before the Cokato Planning & Zoning Commission on Monday, May 8, 2017, at which time the Commission recommended adoption.

The City Council therefore ordains that the city's Zoning Ordinance codified in **Title XV: Land Usage** is hereby amended to add the Pool Ordinance as outlined in the attached document.

This ordinance shall be effective immediately upon its passage and summary publication, which is hereby authorized by the City Council.

Adopted by the Cokato City Council, Wright County, Minnesota this 8th day of May, 2017.

Gordy Erickson, Mayor

Attest:

Andrew Carlson, City Clerk

CITY OF COKATO

ORDINANCE NO. _____

An Ordinance Regarding
Swimming Pools

The City Council of the City of Cokato, Minnesota ordains as follows:

Section 1. The Cokato city code is amended by adding new sections _____ et seq. as follows:

SWIMMING POOLS

Section _____. Building Permit Required. A building permit shall be required for any swimming pool having a depth of 24 inches or more at any point and a surface area of 150 square feet or more, including:

- A. Prefabricated swimming pools in which the pool walls are entirely above the adjacent grade and the capacity does not exceed 5,000 gallons.
- B. All in ground pools regardless of capacity and all aboveground swimming pools that exceed 5,000 gallons.

Section _____. Permit Application. An application for a building permit to construct a swimming pool shall be accompanied by plans and specifications of sufficient detail to show:

- A. The proposed location of the pool and its relationship to the property lines and all buildings on the lot;
- B. The size of the pool;
- C. Fencing and other fixtures existing and proposed on the lot, including utility locations and trees;
- D. The location, size, and types of equipment to be used in connection with the pool, including, but not limited to, filter unit, pump fencing and the pool itself; and
- E. That all requirements of this section will be satisfied with the submission and approval of a site plan.

Section _____. Safeguards Required. All swimming pools for which a permit is required under this ordinance shall be provided with safety features to prevent uncontrolled access thereto. This requirement may be accomplished with fencing or other means of enclosure to reasonably

prevent uncontrolled access. If fences are chosen, they shall be at least four feet in height. The bottom of the fence shall not be more than four inches from the ground nor shall there be any open space in the fence large enough for a sphere 4 inches in diameter to pass through the fence unimpeded. Fences shall be constructed of a non-corrosive material and shall not be easily climbable. All fence openings or points of entry into the pool area shall be equipped with gates or doors. Gates or doors to pool area shall be equipped with self-closing and self-latching devices placed at a sufficient height so as to be inaccessible to small children. The fencing requirements of this section need only be provided around the means of access to aboveground pools which have vertical or outward inclined side walls of at least 4 feet in height. Prior to filling the pool, the approved fence or other enclosure must be installed, inspected and approved by the City building official.

Section _____. Location and Setbacks. In all residential districts, swimming pools shall be set back a minimum of 10 feet from all adjoining lots and, except for fences and pump enclosures, shall be located at least 10 feet away from any other building or structure on the same lot. Pools shall not be located within a drainage or utility easement. Pools shall not be permitted in a front yard or in the area between the street right of way and the minimum required building side yard setback line.

Section 2. Effective Date: This ordinance shall be effective after its passage and publication.

Adopted by the Cokato City Council, Wright County, Minnesota this _____ day of _____ 2004.

Attest:

Peggy L. Carlson, City Clerk

Bruce S. Johnson, Mayor