

## SWIMMING POOL ENCLOSURES

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## SWIMMING POOLS

**A building permit and an electrical permit is necessary for all swimming pool installations. If you plan on heating the pool, a mechanical permit is also necessary.**

According to Michigan Building Code, Incorporating the 2003 edition of the International Building Code:

### **Swimming Pools**

Any structure intended for swimming or recreational bathing that contains water over 24 inches (610 mm) deep. This includes in-ground, aboveground, and on-ground pools; hot tubs and spas.

#### **3109.1 Public Swimming Pools**

Public swimming pools shall be completely enclosed by a fence at least 4 feet (1290 mm) in height or a screen enclosure. Openings in the fence shall not permit the passage of a 4-inch (102 mm) diameter sphere. The fence or screen enclosure shall be equipped with self-closing and self-latching gates.

#### **3109.2 Residential Swimming Pools**

Residential swimming pools shall comply with Sections 3109.4.1 through 3109.4.3.

*Exception:* A swimming pool with a power safety cover or a spa with a safety cover complying with ASTM F 1346.

##### **3109.2.1.1 Barrier Height and Clearances**

The top of the barrier shall be at least 48 inches (1219 mm) above grade measured on the side of the barrier, which faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches (51 mm) measured on the side of the barrier shall be 2 inches (51 mm) measured on the side of the barrier, which faces away from the swimming pool. Where the top of the pool structure is above grade, such as an aboveground pool, the barrier may be at ground level, such as the pool structure, or mounted on top of the pool structure. Where the barrier is mounted on top of the pool structure, the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches (102 mm).

##### **3109.2.1.2 Openings**

Openings in the barrier shall not allow passage of a 4-inch (102 mm) diameter sphere.

##### **3109.2.1.3 Solid Barrier Surfaces**

Solid barriers which do not have openings, such as masonry or stone wall, shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.

##### **3109.2.1.4 Closely Spaced Horizontal Members**

Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed 1.75 inches (44 mm) in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1.75 inches (44 mm) in width.

##### **3109.2.1.5 Widely Spaced Horizontal Members**

Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, the spacing between vertical members shall not exceed 4 inches (102 mm). Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1.75 inches (44 mm) in width.

##### **3109.2.1.6 Chain Link Dimensions**

Maximum mesh size for chain link fences shall be a 2.25 inch square (52 mm square) unless the fence is provided with slats fastened at the top or the bottom which reduce the openings to no more than 1.75 inches (44 mm).

**3109.2.1.7 Diagonal Members**

Where the barrier is composed of diagonal members, the maximum opening formed by the diagonal members shall be no more than 1.75 inches (44 mm).

**3109.2.1.8 Gates**

Access gates shall comply with the requirements of Sections 3109.4.1.1 through 3109.4.1.6 and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outward away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is located less than 54 inches (1372 mm) from the bottom of the gate, the release mechanism shall be located on the pool side of the gate at least 3 inches (76 mm) below the top of the gate, and the gate and barrier shall have no opening greater than 0.5 inch (12.7 mm) within 18 inches (457 mm) of the release mechanism.

**3109.2.1.9 Dwelling Unit Wall as a Barrier**

Where a wall of a dwelling serves as part of the barrier, one of the following shall apply:

1. Doors with direct access to the pool through that wall shall be equipped with an alarm which produces an audible warning when the door and its screen are opened. The alarm shall sound continuously for a minimum of 30 seconds immediately after the door is opened and be capable of being heard throughout the house during normal household activities. The alarm shall automatically reset under all conditions. The alarm shall be equipped with a manual means to temporarily deactivate the alarm for a single opening. Such deactivation shall last no more than 15 seconds. The deactivation switch shall be located at least 54 inches above the threshold of the door.
2. The pool shall be equipped with a power safety cover which complies with ASTM F 1346.
3. Other means of protection, such as self-closing doors with self-latching devices, which are approved by the administrative authority shall be accepted so long as the degree of protection afforded is not less than the protection afforded by Section 3109.4.1.8, Item 1 or 2.

**3109.2.1.10 Pool Structure as Barrier**

Where an above ground pool structure is used as a barrier or where the barrier is mounted on top of the pool structure, and the means of access is a ladder or steps, then the ladder or steps either shall be capable of being secured locked or removed to prevent access, or the ladder or steps shall be surrounded by a barrier which meets the requirements of Sections 3109.4.1.1 through 3109.4.1.8. When the ladder or steps are secured, locked, or removed, any opening created shall not allow the passage of a 4-inch-diameter (102 mm) sphere.

**3109.4.2. Indoor Swimming Pools**

Walls surrounding indoor swimming pools shall not be required to comply with Section 3109.4.1.8.

**3109.4.3. Prohibited Locations**

Barriers shall be located so as to prohibit permanent structures, equipment or similar objects from being used to climb the barriers.

**Antwerp Township Zoning Ordinance**  
**Effective October 18, 2003**

**Section 3.26 Swimming Pools**

All swimming pools erected in the Township greater than twenty-four (24") inches in depth shall comply with the following requirements:

1. Pool Location. The pool or its fence must not be built within the required front yard or required corner lot side yard. Rear yard setbacks shall not be less than ten (10') feet between the pool outside wall and the rear property line, or less than the established easement width at the rear property line, or less than ten (10') feet between pool wall and any building on the lot.
2. Fence. For the protection of the general public, all swimming pools shall be completely enclosed by a minimum four (4') foot fence or other means of access control. Above ground pools may have gates, removable or swing up steps or other means to limit entry in lieu of a fence.
3. Electrical Installations. All electrical installations or wiring in connection with swimming pools shall conform to the provisions of the National Electrical Code. If service drop conductors or other utility wires cross under or over a proposed pool area, the applicant shall make satisfactory arrangements with the utility involved for the relocation thereof before a permit shall be issued for the construction of a swimming pool. A no fault ground unit shall be provided to protect against electrical shock.
4. Permits. Building and electric permits are required prior to the construction of the pool or the installation of electrical service.  
Please note: Heated pools require a mechanical permit as well.