

ORDINANCE 1859

AN ORDINANCE AMENDING CHAPTER 26 ARTICLE III – *SWIMMING POOLS* OF THE MUNSTER MUNICIPAL CODE

WHEREAS, the Town Council of the Town of Munster is the municipal legislative body of the unit; and

WHEREAS, The Town of Munster, its Staff, and consultants have reviewed and recommended various changes to the Munster, Indiana Code regarding swimming pools; and

WHEREAS, based on those recommendations, the Munster Town Council has conducted a public hearing after due notice as required by law on the proposed amendments; and

WHEREAS, The Town of Munster, after said public hearing and after due deliberation, has concluded that amendments to Chapter 26 – Land Development Code, Article III - Swimming Pools, §§ 26-101 through 26-160 are appropriate; and

WHEREAS, The Munster Town Council deems it to be in the best interest of the general health, safety, and welfare of the citizens of the Town of Munster to amend Chapter 26 – Land Development Code, Article III - Swimming Pools, §§ 26-101 through 26-160 of the Munster Code of Ordinances;

Now, therefore, be it **ORDAINED** by the Town Council of the Town of Munster, Lake County, Indiana as follows: Chapter 26 – Land Development Code, Article III - Swimming Pools, §§ 26-101 through 26-160 of the Munster Code of Ordinances, is hereby repealed and deleted in its entirety and replaced with the following:

ARTICLE III. - SWIMMING POOLS AND SPAS

DIVISION 1. - GENERALLY

Sec. 26-101. - Compliance

Residential swimming pools and spas, whether permanent or temporary, shall comply with all provisions for swimming pools in the Municipal Code, which adopt by reference the applicable requirements of the Indiana Administrative Code; Chapter 675 Indiana Administrative Code, Article 14.

Non-Residential swimming pools and spas, whether permanent or temporary, shall comply with all provisions for swimming pools in the Municipal Code, which adopt by reference the applicable requirements of the Indiana Administrative Code; Chapter 675 Indiana Administrative Code, Article 20.

Sec. 26-102. - Timing of Construction

No residential pool shall be constructed unless the principal building is constructed or under construction simultaneously with the accessory structure.

Sec. 26-103. - Location

Residential pools may be constructed only in a location that complies with the Town of Munster Chapter 26 Article VI Zoning Character-Based Code, within the third lot layer no nearer than six (6) feet from side or rear lot lines or from any building and shall not be constructed within a utility or drainage easement.

Sec. 26-104. - Sanitation of premises.

The buildings, grounds, dressing rooms and all other swimming pool facilities shall be kept clean and in a sanitary condition and maintained free from garbage, trash and other refuse at all times.

(Code 1985, § 25-19)

Secs. 26-105—26-130. - Reserved.

DIVISION 2. - ADMINISTRATION AND ENFORCEMENT^[5]

Footnotes:

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Cross reference— *Administration, ch. 2.*

Sec. 26-131. - Permit.

Construction of any in-ground pool or permanent on-ground pool, and all pools constructed inside a residence for use as a swimming pool, regardless of water depth, shall require a permit.

Secs. 26-132—26-180. - Reserved.