

**Ordinance NO. 17-04-01**

**AN ORDINANCE OF THE TOWN OF MANTUA, UTAH ADDING PROVISIONS AS HERE IN SET FORTH WHICH PROVIDE STANDARDS AND REGULATIONS FOR SWIMMING POOLS AND PROVIDING FOR AN EFFECTIVE DATE**

BE IT ORDAINED BY THE TOWN COUNCIL OF TOWN OF MANTUA, UTAH

**SECTION 1. DEFINITIONS:**

Swimming pools are defined as follows:

**Swimming Pool.**

A swimming pool is a semi-permanent structure that is constructed to hold water for recreational purposes, together with all permanent structures, equipment, appliances, and other facilities used or intended for use in and about the operation, maintenance, and use of such pool. A pool that could be installed by the typical homeowner and may be packaged as a kit is not considered a permanent pool. A swimming pool that is constructed near or below grade with the intention of lasting more than one year shall be considered a permanent pool and shall be subject to the following requirements:

**Section 2. Regulations Relating To Swimming Pools:**

A swimming pool shall be permitted in the rear yard of a dwelling as an accessory use unless the construction of that pool would require the need to vary from existing ordinances and provided the following requirements are met:

1. Any Swimming Pool constructed in the Town of Mantua shall require a building permit.
2. The location of such swimming pool or accessory machinery meets the restrictions of the land use code. Any structural portion of a swimming pool, equipment, appliances, and other facilities shall not be permitted within an easement of any kind. On corner Lots, the distance from said pool to the property line facing on a street shall not be less than the required side yard for an accessory building in that zone.
3. An outside permanent swimming pool shall be completely enclosed by a substantial fence six feet in height following all International Building Code requirements, and have a locking cover. Any lights used to illuminate said pool or its accessories shall be so arranged as to reflect the light away from the adjoining premises. A substantial fence shall mean any fence that would not allow passage a 4" ball, and one that would feature a self-locking gate in the event and gate is utilized.

**Section 3. Severability.** If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

In the event that a swimming pool is found to be in violation of this Ordinance, the homeowner shall be guilty of a Class C Misdemeanor and the following action will be taken:

A citation will be issued and a fine in the amount of up to \$150.00 per day, for every day of non-compliance.

**Section 4. Effective date:**

This ordinance shall be effective immediately. Passed and adopted and ordered published by the Town Council of Mantua, of Box Elder County, State of Utah, this 6th, Day of April, 2017


ATTEST

A handwritten signature in cursive script, appearing to read "Jan Palmer", written over a horizontal line.

JAN PALMER, RECORDER

6 April 2017

MAYOR

A handwritten signature in cursive script, appearing to read "Michael Johnson", written over a horizontal line.

MICHAEL JOHNSON, MAYOR