

SWIMMING POOL APPLICATION

PROPERTY INFORMATION: (The Actual Location Where Construction Will Take Place)		
Property Owner:		
Construction Address:	City / State / Zip:	
Parcel Number: <small>(Required)</small>	Lot #	Village of Elida? YES / NO
Zoning:	Total Acreage:	

STAFF REVIEW:	
Permit No. _____	
Application No. _____	
Approved / Denied _____	
Zoning Inspector _____	
Decision Date: _____	
Received Date:	Refer to BZA Y / N

APPLICANT INFORMATION:		
Name:		
Address:		
City:	State:	Zip:
Phone:	Email:	

CONTRACTOR INFORMATION:		
Name:		
Address:		
City:	State:	Zip:
Phone:	Email:	

Documents Submitted for Review:
<input type="checkbox"/> Application
<input type="checkbox"/> Fee
<input type="checkbox"/> Site Plan
<input type="checkbox"/> Appeal Date (if Applicable): _____

GENERAL POOL CONSTRUCTION INFORMATION:	
TYPE OF SWIMMING POOL	
<p style="text-align: center;">(A)</p> <p style="text-align: center;">_____ Above Ground Swimming Pool (Rear Yard Only)</p> <ul style="list-style-type: none"> Pool Wall Height (In Inches -Common Ground to Top Rail) is: _____ Inches. Swimming Pool Circumference: _____ Feet Round, Rectangular or Other Shape. Distance from Rear Property Line to Pool Edge is _____ Feet Distance from Right Side Property Line to Pool Edge is _____ Feet Distance from Left Side Property Line to Pool Edge is _____ Feet <p>If pool wall height is <u>below FOUR-4 Feet</u> in height, a fence either around the top rail or around the pool perimeter is required with a self locking gate.</p> <p>If connected to house, by means of deck a fence or barrier a minimum of 4 feet in height with and self-latching gate to prevent is REQUIRED to prevent accidental falls into the swimming pool.</p>	<p style="text-align: center;">(B)</p> <p style="text-align: center;">_____ In-Ground Swimming Pool (Rear Yard Only)</p> <ul style="list-style-type: none"> In-Ground Swimming Pool is: _____ feet in depth. Swimming Pool Measurements: _____ length / _____ width. Distance from Rear Property Line to Pool Edge is _____ Feet Distance from Right Side Property Line to Pool Edge is _____ Feet Distance from Left Side Property Line to Pool Edge is _____ Feet Distance Concrete, Brick or Other Pad from Property Line is _____ Feet. <p>A fence of wall a minimum of four-4 feet in height is required around all in-ground swimming pools. An electronic pool cover DOES NOT substitute the fence or wall requirement.</p>
Any additional structures associated with this Swimming Pool Project? i.e. decking, pool house, etc.	
Describe:	
Insurance Company _____	Agent Name: _____ Phone Number: _____
Construction Cost for Project: \$ _____ (This is the amount that will be sent to Allen Co. Auditor at end of year as a property improvement)	

As Applicant, Owner, Contractor – I hereby certify that the information contained in this application as well as all related documentation is correct, and accurate to best of my ability and all the permit information conforms to American Township Zoning Regulations.

APPLICANT SIGNATURE: _____ DATE: _____

OWNER SIGNATURE: _____ DATE: _____

E-MAIL ADDRESS: _____ PHONE: _____

REGULATION OF SWIMMING POOLS AS ACCESSORY USES

It is the purpose of this Resolution to promote the public health, safety, and welfare through the regulation of swimming pool facilities which are constructed, operated or maintained as an accessory use. Sections 15.8.1 through 15.8.3 inclusive shall apply to the location and maintenance of swimming pools.

Above Ground Swimming Pool Requirements:

No private swimming pool, exclusive of portable swimming pools with a diameter of less than twelve (12) feet or with an area of less than one hundred (100) square feet, shall be allowed in any residential district or commercial district except as an accessory use, and shall comply with the following requirements:

Above Ground Swimming Pools in excess of 12 feet in diameter may be located anywhere on the premises except in required front yard, provided that it shall not be located closer than fifteen (15) feet to any property line.

Above ground swimming pools with a height of forty-eight (48) inches or higher, require no minimum four-(4) foot fence, if the following requirements are met.

- If the pool is free of any cross bars.
- The ladder is withdrawn when the pool is not in use and placed where small children cannot reach it, and place back into the pool.
- Swimming Pools less than forty-eight inches in height shall require fencing around the perimeter of the pool a minimum of forty-eight-(48) inches in height to prevent uncontrolled access or falls into the pool. Measurement from common ground to top rail. Pools buried into the ground result in pool wall height reduction, and require fencing.
- Above Ground Swimming Pools with a Platform, Deck or Terrace, shall not have direct access between the patio door and swimming pool. The enclosure shall block access to the pool, and shall be a minimum of forty-eight-(48) inches in height.
- Owner shall be responsible for controlling the access to the Terrace or Platform area and is responsible to prevent accidental falls into the pool to prevent drowning by means of a self-locking gate and latch on the inner side of the gate.

In-Ground Swimming Pool Requirements:

In- Ground Swimming Pools shall be no closer than fifteen-(15) feet from any property line.

The in-ground swimming pool or the entire property area upon which it is located shall be walled or fenced in such a manner as to prevent uncontrolled access by children from the street and from adjacent properties.

Electronic pool cover shall not substitute the fence or wall requirement. * See Property Maintenance Code for additional details and requirements.

Swimming pools exceeding twelve (12) feet in diameter or length as applicable to the shape of the pool and has greater than two (2) feet of depth capacity for water shall be enclosed or protected by an adequate wall or fence at least forty-eight (48) inches high which the enclosure shall include a door with a locking device installed on the inner side, with automatic closing capability. Landscaping, hedges, or other soft fencing is not acceptable barrier.

Maintenance:

Permanent In-Ground Swimming Pools, Above-Ground Swimming Pools and Temporary Seasonal Above-Ground Swimming Pools shall be maintained in a clean and sanitary condition, and shall not be allowed to degrade and harbor uncontrolled algae growth, green or and stagnate water, or harbor vegetation, debris, aquatic, or other insect infestation. (In addition to this being a zoning violation, the Allen County Board of Health will receive a referral and additional enforcement measures can and will be taken by that agency).

Temporary Seasonal Swimming Pools shall be cared for and present an up kept appearance, and shall not be allowed to remain collapsed, torn, partially disassembled or otherwise an apparently unusable condition within public view.

Permit Required:

Above Ground Swimming Pools in excess of twelve-(12) feet in diameter and all In-Ground Swimming Pools require a zoning permit issued by American Township. An application and site drawing shall be required indicating location of all structures, pool location, any decking, fencing, and insurance information.

Additional Information:

All Permanent Above Ground Swimming Pools in excess of twelve-(12) feet in diameter; In-Ground Swimming Pools and Commercial In-Ground Swimming Pools require zoning permit issued from American Township Zoning Department. This amended application shall only be utilized and all previous applications shall be null and void. Applicants submitting outdated application shall be required to complete this amended application.

Temporary Seasonal Swimming Pools over 12 feet in diameter do not require a permit, however do need to comply with American Township Zoning Regulations concerning above ground swimming pools and required fencing if pool wall is less than 4 feet in height.

DO NOT SCHEDULE ANY CONSTRUCTION, GROUNDBREAKING, OR CONCRETE POURING AT THE SITE, UNTIL SUCH TIME THE POOL APPLICATION, SITE PLAN AND ANY RELATED DOCUMENTSATION HAS TION HAS BEEN SUBMITTED AND APPROVED BY THE AMERICAN TOWNSHIP ZONING DEPARTMENT. ALLOW A MINIMUM OF 48 HOURS FOR THE PROCESSING OF APPLICATIONS. ALL APPLICATIONS SUBMITTED, WILL NOT BE PERMITTED THE SAME DAY REGARDLESS OF YOUR CIRCUMSTANCES. SCHEDULE ACCORDINGLY AND HAVE YOUR PAPERWORK APPROVED FIRST.

Missing information on application, or from site plan can result in delay in processing your application. Missing information may result in applications being returned for required documentation, drawings, etc.

Please review American Township Zoning Resolution, under swimming pools as accessory uses for additional information. If you are unclear on any matter please call American Township Zoning Department.

Fencing:

All swimming pools shall be enclosed by a continuous fence or wall not less than four (4) feet in height with a self-closing, self-latching gate designed to prevent access to the pool when it is not in use.

Any above-ground pool that is at least four (4) feet above the adjacent ground level around the entire top circumference of the pool shall not be required to be fenced, provided the pool has steps or a retractable ladder that are kept retracted when the pool is not in use.

In-ground pools shall be completely surrounded by a fence or wall with a minimum height of four-4 feet.

Such fence shall be constructed so as to have no openings, holes, or gaps larger than four inches in any dimension, except for doors or gates, which shall be equipped with suitable locking devices to prevent unauthorized intrusion. An accessory building may be used in or as part of the enclosure.

Above-ground pools with vertical surfaces of at least four feet in height shall not be required to have fences and gates except in areas where access may be gained to the pool.

REQUIRED SWIMMING POOL PROJECT DOCUMENTATION APPLICATIONS CAN BE DELAYED DUE TO LACK OF REQUIRED INFORMATION
Permit Application & Fee: <ul style="list-style-type: none">• Submit 1 copy of the Swimming Pool Permit Application. Permit fees are to be paid at time of submission of application or unless other arrangements have been made.• Fee rate is available on-line at www.Americantownship.com.
Site Drawing: <ul style="list-style-type: none">• Site Area Drawing Is REQUIRED. Indicate N-North with Arrow.• Submit one (1) copy of a site drawing.<ul style="list-style-type: none">○ Show drawing of your parcel; to include location of all streets from front or side and rear (if applicable).○ Show all property lines from front, side and rear areas.○ Show all EXISTING construction building(s) - indicate length, width, and height of structure, and square footage total.○ Show all PROPOSED construction of swimming pool on the lot.○ Show all set back distances from all property lines to the location of the swimming pool and any structures..○ Show all decking areas, pads, walkways, etc. in drawing.
<ul style="list-style-type: none">• Submit One-1 copy rendering of the proposed swimming pool (Brochure)

PROPERTY OWNER REQUIRED TO READ & INITIAL

(NEXT TO EACH POINT) ACKNOWLEDGING THEY HAVE READ THE BELOW CONSTRUCTION CONDITIONS

1. ALL REQUIRED WALLED AREAS OR FENCING AT HEIGHT NO LESS THAN 4-FEET AND NO GREATER THAN 6-FEET SHALL BE INSTALLED UPON COMPLETION OF THE POOL INSTALLATION PROJECT. CONTRACTOR OR OWNER SHALL BE RESPONSIBLE TO CONTACT AMERICAN TOWNSHIP ZONING INSPECTOR FOR FINAL SITE REVIEW WHEN POOL INSTALLATION PROJECT IS COMPLETED. (_____)
2. THE PROPERTY OWNER SHALL BE RESPONSIBLE FOR CONTACTING HIS / HER INSURANCE COMPANY IF THE REQUIRED FENCE OR WALL INSTALLATION IS DELAYED DUE TO MATERIAL SHORTAGE OR SCHEDULING. THE OWNER SHALL BE RESPONSIBLE TO PROVIDE THE TOWNSHIP WITH INSURANCE INFORMATION, INCLUDING THE DECLARATION PAGE, PROVIDING PROOF THAT THE OWNER'S POOL IS INSURED. COPY OF YOUR POLICY OR DRIVERS INSURANCE CARD IS NOT ACCEPTABLE. (_____)
3. **FENCING OR WALLED AREAS FOR IN-GROUND SWIMMING POOLS AS WELL AS ABOVE GROUND SWIMMING POOLS LESS THAN 4-FOUR FEET WALLED HEIGHT SHALL BE INSTALLED PRIOR TO THE INTRODUCTION OF WATER INTO THE SWIMMING POOL.** OPEN SWIMMING POOLS WITHOUT SAFETY PRECAUTIONS POSES AN ATTRACTIVE NUISANCE TO CHILDREN. THE TOWNSHIP HAS RECEIVED SEVERAL COMPLAINTS OF NEW INSTALLED SWIMMING POOLS FILLED WITH WATER AND NO FENCE OR BARRIER WHICH HAS RAISED CONCERNS FOR POTENTIAL DROWING HAZARD. IF WALL OR FENCING INSTALLATION IS DELAYED BEYOND THE COMPLETION DATE, AMERICAN TOWNSHIP ZONING DEPARTMENT WILL APPROVE THE IN-GROUND POOL INSTALLATION AS LONG AS A COPY OF THE FENCE INSTALLATION CONTRACT IS ATTACHED TO THE FENCE PERMIT APPLICATION AND INSTALLATION DATE IS INDICATED IS ON THE CONTRACT FROM THE FENCE INSTALLER, AND VERIFIED TO BE CORRECT. IF THE OWNER IS SELF INSTALLING THE FENCE, THEN COPY OF RECEIPT SHOWING PURCHASED MATERIALS LIST, DATE OF DELIVERY OR ANTICIPATED DELIVERY TO RESIDENCE AND STATEMENT FROM OWNER ON ANTICIPATED FENCE INSTALLATION DATE. (_____)
4. TEMPORARY FENCING MATERIAL SUCH AS SNOW FENCING, FARM FENCING, OR SIMILAR MATERIAL IS NOT AN ACCEPTABLE BARRIER. (_____)
5. PROPERTY OWNER IS RESPONSIBLE AND LIABLE FOR ANY INJURIES AS A RESULT OF NOT HAVING THE REQUIRED WALLED OR FENCING AROUND THE IN-GROUND SWIMMING POOL AND IS FURTHER RESPONSIBLE FOR ENSURING ADEQUATE SAFETY MEASURES ARE IN PLACE TO PREVENT FALLS, INJURIES OR ACCIDENTAL DROWNING DURING THE TIME THE AREA IS VOID OF FENCING OR A WALLED AREA. THE OWNER SHALL INDEMNIFY AND HOLD HARMLESS, AMERICAN TOWNSHIP WITH RESPECT TO ANY CLAIM AGAINST THE OWNER IN REFERENCE TO THE ABSENCE OF ANY APPROPRIATE BARRIER SURROUNDING THE POOL (_____) (COPY OF INSURANCE POLICY DOES NOT SATISFY THIS REQUIREMENT.
6. RIGHT OF REVOCATION- IT IS UNDERSTOOD AND AGREED BY THIS APPLICANT THAT ANY ERROR, MISSTATEMENT, MISREPRESENTATION OF MATERIAL FACT, WITH OR WITHOUT INTENT, SUCH AS MIGHT AND / OR WOULD CAUSE A REFUSAL OF THIS APPLICATOR OR ANY MATERIAL ALTERATION IN THE ACCOMPANYING PLANS MADE SUBSEQUENT TO THE ISSUANCE OF A ZONING CERTIFICATE WITHOUT APPROVAL OF THE ZONING INSPECTOR OR ZONING BOARD OF APPEALS, SHALL CONSTITUTE SUFFICIENT GROUNDS FOR THE REVOCATION OF SUCH CERTIFICATE. (_____)
7. THE APPLICANT AND OWNER AGREES TO ALLOW THE ZONING INSPECTOR ACCESS TO THE PROPERTY FOR ON-SITE INSPECTIONS. (_____)
8. THE APPLICANT AND OWNER AGREE TO ABIDE BY OHIO REVISED CODE, SECTIONS §5589.08, §5589.10, AND §5589.22 IN THAT NO DIRT OR MUD IS PERMITTED ON THE ROAD WAY OR ROAD RIGHT OF WAY DURING CONSTRUCTION AND THAT ANY REPAIR COSTS FOR DAMAGE TO THE ROADWAY OR PARTS THEREOF WILL BE PAID BY THE APPLICANT. (_____)

9. THE APPLICANT AND OWNER AGREE TO CHECK ANY COVENANTS, CONDITIONS OR RESTRICTIONS OR ANY HOA REGULATIONS IN PLACE CONCERNING INSTALLATION OF SWIMMING POOL OR FENCING WITHIN THE PROPERTY AND ENSURES IT COMPLIES TO THOSE REGULATIONS. (_____)
10. ANY SWIMMING POOL BACKWASH OR PURGING (LOWERING WATER LEVELS) SHALL BE WITHIN THE CONFINES OF THE PROPERTY OWNER. SWIMMING POOL CLORINATED WATER SHALL NOT BE DISCHARGED AND ALLOWED TO MIGRATE TO ADJOINING PROPERTY OWNERS. DISCHARGE WATER SHALL NOT BE DIRECTED TO, CHANNELLED, DIVERTED, OR ALLOWED BY ANY MEANS TO ENCROUCH UPON ADJOINING PROPERTY OWNERS LAND. (_____)
11. POOL LIGHTING SHALL BE DOWNLIT AND NOT DIRECTED TO OR ALLOWED TO EXTEND PAST THE PROPERTY AS TO CAUSE A LIGHT NUISANCE TO ADJOINING PROPERTY OWNERS. (_____)
12. SWIMMING POOLS NO LONGER IN USE, BECAUSE OF MECHANICAL OR STRUCTURAL DAMAGE BEYOND REPAIR AND IN AN UNUSABLE CONDITION NEED TO BE DRAINED, AND COVERED. IN-GROUND SWIMMING POOLS NO LONGER USABLE SHALL BE REMOVED, AREA FILLED IN WITH DIRT OR OTHER MEDIUM WITHIN A REASONABLE PERIOD OF TIME. SEASONAL SWIMMING POOLS THAT HAVE COLLAPSED, AND APPEAR TO BE UNUSABLE SHALL BE REMOVED WITHIN THREE-3 MONTHS FROM THE PROPERTY. (_____)

NOTE:

1. Insure your application is completed in its entirety. Incomplete applications or applications missing information **WILL NOT BE PROCESSED** - Parcel Numbers #46-XXXX-XX-XXX. XXX, and Lot # can be obtained from the Allen County Auditor's Web Site. Type <http://allencountyohpropertytax.com/>, Put in your name, or address or parcel # to get the information. Applications are reviewed on a case by case basis, and per American Township Zoning Resolution, the Zoning Inspector has a maximum of 30 days to render a decision on applications filed for review. Missing information will result in a delay in approving your application. Applications submitted with all the information are routinely approved in 72 hours.
2. Any change in construction size, location, design or other significant design alteration shall be subject to stop work order / cease and desist order. An administrative fine of \$500.00 shall be initiated and every day the violation continues to exists, per American Township Zoning Resolution (519.99 ORC). All applications must be sent electronically to the American Township Zoning Inspector. Fees are to be paid by means of check or money order made out to AMERICAN TOWNSHIP. No cash will be accepted. Payment may be dropped off at the American Township Admin. Building, or Mail Box outside of Road / Zoning Offices, or mailed directly to American Township Administration Building c/o Zoning Department, 102 Pioneer Road, Elida, Ohio 45807. Permits, as well as copies of payment and receipt will be electronically returned back to applicant / owner.
3. **Notice and Right to Appeal the Decision of the Zoning Inspector. If the application for construction is denied, the property owner has the right to appeal this administrative decision within TWENTY-20 DAYS ONLY from the date the decision was rendered by the Zoning Inspector. Relief from this action can be sought by a variance to the zoning resolution or administrative appeal. In both cases, the appellant has 20- days to file a variance or appeal to the Board of Zoning Appeals. You may still appeal or file for a variance after that date, however it will be noted as untimely filed. Appeals, variances and timeliness of appeals are addressed in the Ohio Revised Code.**

ZONING REVIEW:

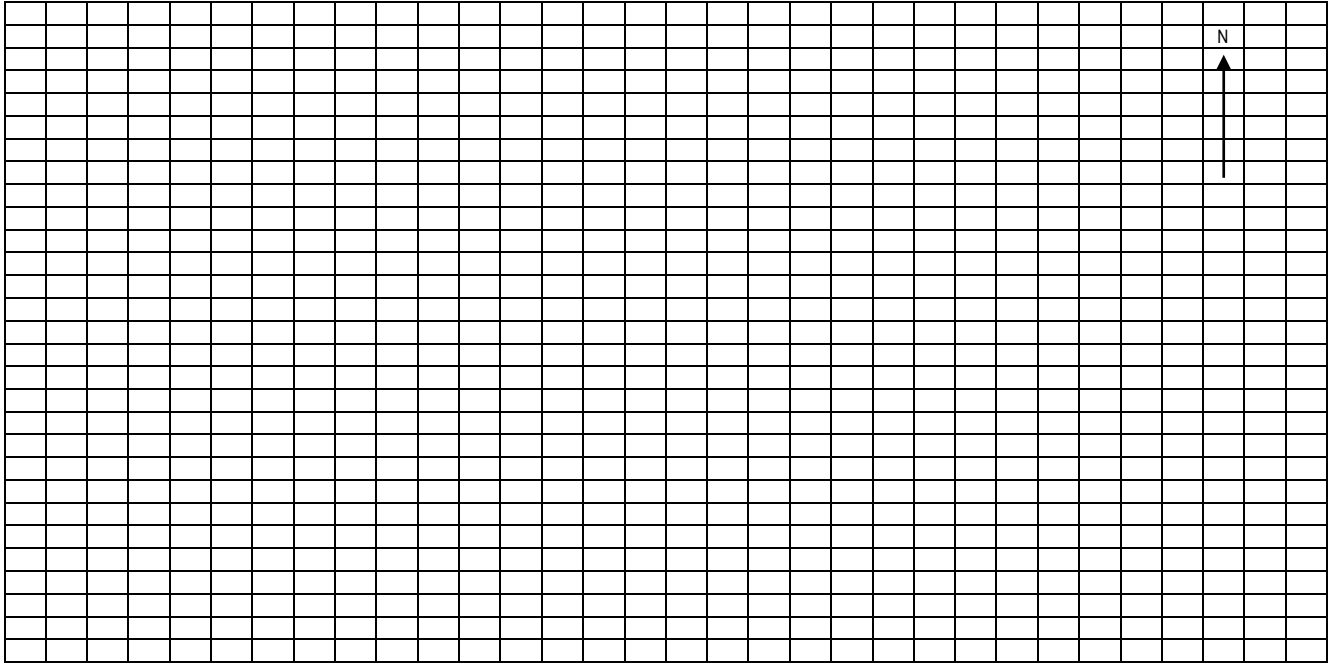
I HAVE CONDUCTED A REVIEW OF THIS APPLICATION, AS SUBMITTED BY THE APPLICANT AND/OR OWNER OF THE PROPERTY FOR CONSIDERATION AND APPROVAL FOR A CONSTRUCTION / ZONING CERTIFICATE PERMIT TO BE ISSUED BY THE ZONING AUTHORITY OF AMERICAN TOWNSHIP.

_____ GRANTED _____ MODIFIED _____ DENIED – OWNER TO REFER THIS DENIED APPLICATION TO THE AMERICAN TOWNSHIP BOARD OF ZONING APPEALS FOR A VARIANCE CONSIDERATION OR CONDITIONAL USE PERMIT AFTER A PUBLIC HEARING ON THE MATTER. REASON:

ZONING INSPECTOR:

DATE DECISION RENDERED:

SITE DRAWING



SITE PLAN: AN OVERLAY FROM ALLEN CO. AUDITOR MAY BE USED, SHOW WHERE THE PROPOSED BUILDING WILL BE CONSTRUCTED, AND DISTANCE FROM ALL PROPERTY LINES.

- Draw and indicate the name of all streets in front and or side of your residence (if on corner lot).
- Draw and indicate your property lines, also any easement areas on the property.
- Draw House, Driveway, Existing Structures within the grid areas. Include any fence areas as well and swimming pools or ponds.
- Draw the shape of proposed swimming pool. Indicate length, width, and height of proposed structure.
- Indicate with arrow from rear, and both sides of property lines to the proposed structure the length of the setback distance in feet.
- If accessory building is used to store a vehicle, a driveway must be shown on site drawing. Driveway shall conform to American Township zoning regulations concerning material and width.
- Any other pertinent information needs indicated on site plan.