

# Village of Lake Isabella - Codified Ordinances

## Article VI – General Nuisance Regulations

### Chapter 662 – Swimming Pools

Effective July 15, 2008 – Ordinance 2008-03

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Chapter 662.01	Regulations
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#### **662.01 REGULATIONS**

Private swimming pools are permitted in all residential and agricultural districts, provided all of the following regulations are complied with.

1. The pool shall be equipped with filtration, circulation and other systems adequate to maintain the water in a clean and healthful condition in accordance with the health requirements of the county.
2. No private swimming pool shall be wholly or partially emptied on another property, unless written permission is first obtained from the adjacent property owner.
3. Every private swimming pool shall be completely enclosed with a permanent substantial fence with gate or gates no less than four feet in height above the ground level. No opening in such fence or gate shall be so designated or maintained as to permit access to the pool except under the supervision of the possessor or by his permission. For all pools existing at the date of adoption of this ordinance that lacking a proper fence, said fence shall be constructed within the following five years.
4. The swimming pool shall not be closer than 10 feet to any side or rear lot line of the parcel.
5. No lighting or electrical wiring shall overhang the surface of the water or be so located as to present the possibility of falling into the water. All lighting of the pool or the surrounding area shall not be so located as to reflect on adjacent property or upon adjacent buildings.
6. In ground pools shall only be constructed after securing a zoning permit from the Village of Lake Isabella.

#### **662.03 VIOLATIONS & PENALTIES**

1. Any person, firm, corporation, trust, partnership, or other legal entity which violates or refuses to comply with any provision of this chapter shall be responsible for a municipal civil infraction and shall be subject to fines, costs, and

## Chapter 662 – Swimming Pools

other relief as provided for in Chapter 222 of the codified ordinances of the Village of Lake Isabella.

2. In addition to any other penalties or remedies available, the Village is authorized and empowered to direct the property owner to remove or otherwise abate the nuisance. If such notice is given, it shall be in writing, addressed to the property owner as it appears on the latest ad valorem property tax assessment roll, or current owner if such is different and known to the Village and be mailed via first class or posted at the property in violation, and shall inform the property owner of the following:
  - a. The nature of the violation/nuisance
  - b. The time in which the violation/nuisance must be abated.
3. Upon failure, neglect or refusal of any property owner to comply with the provisions of this chapter, the Village or its authorized contractor, or other designee, is authorized and empowered to enter the property owner's property to abate the nuisance, or to provide and to make payment for the abatement of the nuisance maintained.
4. When the Village abates a nuisance as provided herein, the cost of any abatement, including legal expenses and the authorized administrative fee will be billed to the property owner. The cost and fee will be a debt of the property owner to the Village, which may be assessed as a single lot assessment in accordance with Chapter 214 of the codified ordinances of the Village of Lake Isabella, and shall constitute a lien against the property, including interest, until paid, and enforced and collected in the same manner as ad valorem property taxes.
5. The failure to receive the notice as provided for in subsection (2) is not a defense to any action brought by a member of the public for injury or by the Village to collect the costs of abatement or impose penalties or other fees authorized by this article.