Swimming Pool & Fence Requirements

Building Permit Application:

- ✓ A building permit application must be submitted for swimming pools that have:
  1) a capacity of 5,000 gallons or more of water; and
  2) a water depth of 24 inches or more.

- ✓ A fence shall also be required around the perimeter of the pool as noted below in the fence requirements.

Fencing Requirements:

- ✓ A fence shall be required around the perimeter of the pool if the pool has a capacity of 5,000 gallons or more of water and has a water depth of 24 inches or more. One building permit application shall be submitted for such pools and include the swimming pool and fence information.

- ✓ If the wall of the pool <u>is four (4) feet or higher</u>, no additional four (4) foot fence is required as long as a removable ladder is attached. The ladder must be removed when the pool is not being used.

- ✓ If the wall of the pool is less than four (4) feet, and no railing/fence has been installed to increase the height of the pool to four (4) feet or greater at which time no separate four (4) feet or greater, then a separate four (4) foot fence shall be required around the perimeter of the pool.

- ✓ All pool wall height measurements will be taken at ground level.

Other Pool Requirements:

- ✓ A Mechanical Permit is needed if the pool has a heater.

- ✓ A State Electrical Permit may be needed, which would be processed through the State of Minnesota.

- ✓ In-ground swimming pools, spas and hot tubs shall comply with the 2006 International Residential Code.

- ✓ *If the pool will be disassembled each season then the pool must be relocated in the same location with the same setbacks and meet the same criteria as on the approved building permit or else a new building permit must be submitted.*

Above-Ground Swimming Pools
Building Permit

An annual building permit shall not be required for an above-ground swimming pool that will be removed and re-erected each season as long as the swimming pool meets all of the *same conditions* as the original, approved, building permit that was issued for the pool.

Conditions of approval:

- The dimensions of the pool do not change.
- The pool will be located in the same area, with the same setbacks from the property lines each year.
- If the pool required a fence or a removable ladder, those same requirements shall apply each year.

If any changes are made in the future that are different from the original, approved, building permit for the swimming pool, then a new building permit shall be required.

Notice to be attached with approved building permit as "conditions of approval".

G. Species

1. All trees used in site developments shall be indigenous to the appropriate hardiness zone and physical characteristics of the site.

2. All deciduous trees proposed to satisfy the minimum requirements of this policy shall be long lived hardwood species.

3. The complement of trees fulfilling the requirements of this policy shall be not less than 25% deciduous and not less than 33% coniferous.

H. Prohibited Species.

The following species shall not count towards meeting the requirements of this Ordinance:

Genus	Species	Common Name
Ginkgo	Biloba	Ginkgo
Acer	Megundo	Boxelder
Populus	Deltoides	Eastern Cottonwood
Populus	Nigra Italica	Lombardy Popular

Subd. 3 Fencing

A. Definition: For purposes of this subdivision, a fence is defined as any lineal structure, including walls, hedges, or similar barriers, used to prevent access by persons or animals or prevent visual or sound transference.

B. Building Permit Required

1. No fence, except temporary fencing, shall be constructed without a building permit. The application shall be accompanied by a plot plan clearly describing the type, location and method of anchoring the fence.

2. Boundary line fences shall be located entirely upon the private property of the party constructing the fence unless the owner of the property of the adjoining property agrees, in writing, that such fence may be erected on the division line of the respective properties. The persons, firms, or corporations constructing or causing the construction of such fence shall be responsible for maintaining that part of their property between fence and property line. City staff will require any applicant for a fence permit to

12/14/98 Ord. 490, Amend Section 900.07 , Subd. 2 B, Subd. 2. B. 4; Subd. 3. E.
08/07/00 Ord. 517, Amend Section 900.07, Subd. 2 A, Subd. 3. E
07/21/03 Ord. 543 Amend Section 900.07, Subd. 2.E. 3
07/23/12 Ord 661, Amend Section 900.07, Title and Subd 3.F

establish the boundary lines of his property by a survey thereof to be made by any registered land surveyor or by showing the stake markers of the surveyed lot.

C. Fencing in All Districts Shall Conform to the Following:

1. Fences in all districts shall be maintained so that the exposed outer surface shall be uniformly painted or stained in a neat and aesthetically pleasing condition.

2. No fence shall be permitted on a public right-of-way or boulevard area without special permission from the City Council.

3. No fence shall be erected on a corner lot that will obstruct or impede the clear view of an intersection by approaching traffic.

4. All snow-stop fencing may be used from November 1 to April 1. No permit shall be required for temporary fencing.

5. Any fence which is dangerous to the public safety or general welfare and health is a public nuisance and the City may commence proceedings for the abatement thereof. Electric fences may not be used as boundary fences and such material as hog wire fencing, barbed wire fencing, or snow fencing will not be allowed as permanent fencing.

6. The side of the fence considered to be the face (finished side as opposed to structural supports) shall face abutting property. Abutting property owners will be notified by constructor of fence five (5) calendar days before the building permit is issued.

D. Fencing in Residential and Agricultural Districts (R-1, R-2, R-3, R-4, R-5, PD, and AG)

1. A fence may be located along the rear lot line to a maximum height of six (6) feet and to a maximum of six (6) feet along the side lot lines up to the point where it is parallel with the front edge of the house. From this point forward to the right-of-way the height of the fence shall not exceed three (3) feet. Any fence that crosses the width of the front yard shall not exceed three (3) feet in height. A variance is needed for fences exceeding the above mentioned heights.

2. Fences around dog kennels not exceeding fifty (50) square feet in size, fences around garbage cans, and garden fences will not require fence permits but shall adhere to the other regulations of this subdivision.

12/14/98 Ord. 490, Amend Section 900.07 , Subd. 2 B, Subd. 2. B. 4; Subd. 3. E.
08/07/00 Ord. 517, Amend Section 900.07, Subd. 2 A, Subd. 3. E
07/21/03 Ord. 543 Amend Section 900.07, Subd. 2.E. 3
07/23/12 Ord 661, Amend Section 900.07, Title and Subd 3.F

E. Fencing in Business, Industrial, Public and Fairgrounds Districts (B-1, B-2, B-3, B-4, I-1, I-2, P and F-1)

1. Fences may be located along a lot line to a height of eight (8) feet. Fences over eight (8) feet in height shall require a variance.

F. Fencing for Swimming Pools (All Districts).

1. A swimming pool shall be completely enclosed with fencing from four (4) to six (6) feet in height to prevent uncontrolled access from adjacent streets and properties. A building permit issued in compliance with Subdivision B above shall be obtained before any fence is constructed.

2. Notwithstanding anything to the contrary in Section 1 above, no fencing is required for an above ground pool that has both a capacity of less than 5,000 gallons of water and a water depth of less than twenty-four (24) inches.

3. If the wall of an above ground swimming pool is four (4) feet or higher, no additional four (4) foot fence is needed if the ladder is removable. If the wall of an above ground swimming pool is less than four (4) feet in height, a railing may be installed on top of the swimming pool wall to create a height of four (4) feet or greater and no additional fencing will be required if the ladder is removable. Provided all other applicable building permits are obtained, no separate building permit for fencing is required for pool walls or railing placed on top of pool walls.

4. No swimming pool shall be installed until all applicable building, mechanical and electrical permits are first obtained.

12/14/98 Ord. 490, Amend Section 900.07 , Subd. 2 B, Subd. 2. B. 4; Subd. 3. E.
08/07/00 Ord. 517, Amend Section 900.07, Subd. 2 A, Subd. 3. E
07/21/03 Ord. 543 Amend Section 900.07, Subd. 2.E. 3
07/23/12 Ord 661, Amend Section 900.07, Title and Subd 3.F

CITY OF WACONIA

201 South Vine Street
Waconia, MN 55387
Phone (952) 442-2184 Fax (952) 442-2135

BUILDING PERMIT

Noise Ordinance In Effect:
Monday - Friday
before 7:00 a.m. and after 10:00 p.m.
Saturdays/Holidays
before 9:00 a.m. and after 10:00 p.m.
Sundays
before 10:00 a.m. and after 10:00 p.m

BUILDING PERMIT _____

Routed to Metro West _____

DATE

SITE ADDRESS | **PID**

OWNER Name / Address / City / State / Zip | Daytime Telephone

BUILDER Name / Address / City / State / Zip | Contractors License No.

CONTACT NAME | **CONTACT E-MAIL**

CONTACT PHONE | **CONTACT FAX**

TYPE OF WORK

☐ Commercial ☐ Residential

EST. VALUATION OF WORK

$ _____

square feet:

☐ New Construction
☐ Addition
☐ Remodel
☐ Finish Basement
☐ Accessory Structure

☐ Deck
☐ Fence Height: ____
☐ Pool
☐ Stucco / Stucco Demo
☐ Garage / Shed

☐ Ret. Wall Height: ____
☐ Commercial Reroof
☐ Commercial Reside
☐ Other: _____

Detailed Description of Work to be Performed:

Signature of this application by the legal property owner or a licensed contractor, as the owner's representative, is required and authorizes the City Zoning Administrator or designee and the City Building Official or designee to enter upon the property to perform needed inspections. Entry may be without prior notice. I hereby acknowledge that I have read this application and state that all information is true and correct to the best of my knowledge. I further agree that all work performed will be in accordance with approved plans, specifications and conditions and to abide by all ordinances of the City and the laws of the State of Minnesota regarding actions taken pursuant to this permit. **I agree to pay all plan review fees even if I choose not to proceed with the work.** Permit expires when work is not commenced within 180 days from date of permit, or if work is suspended, abandoned, or not inspected for 180 days. Work beyond the scope of this permit, or work without a permit or inspection will be subject to a penalty.

SIGNATURE OF APPLICANT: _____ DATE: _____

PRINTED NAME:

Signature of (please check one) : ☐ Owner, ☐ Licensed Building Contractor, ☐ Architect, ☐ Other _____

- ***OFFICE USE ONLY BELOW THIS LINE*** -

OCCUP. TYPE: _____ CONST. TYPE: _____ CODE: _____ BLDG SPRINKLED Yes / No

VALUATION OF PERMIT: $

Permit Fee: $ _____
Plan Review Fee: $ _____
State Surcharge: $ _____
Site Inspection Fee: $ _____
S.E.C. Fee: $ _____
Penalty / Other Fee: $ _____
Copy Charge ($.25 per 8.5 x11 page) $ _____
SUB-TOTAL $ _____
Plumbing Fee $ _____
Mechanical Fee $ _____

TOTAL DUE: $ _____

CITY FEES

Storm Water Connection: $ _____
SAC Charge: $ _____
Sewer Permit $ _____
Sewer Hook-Up: $ _____
Water Hook-Up: $ _____
Sewer Trunk: $ _____
Water Trunk: $ _____
Water Permit: $ _____
Storm Water Trunk: $ _____

SPECIAL CONDITIONS OF PERMIT

BUILDING APPROVAL BY: *DATE:* *TIME:*

CITY APPROVAL BY: *DATE:*

Paid _____ Date: _____ Receipt No. _____ By: _____