

**VILLAGE OF PELLSTON  
EMMET COUNTY  
ORDINANCE NO. 57  
SWIMMING POOL ORDINANCE**

**AN ORDINANCE TO REGULATE THE INTALLATION AND OPERATION OF  
PERSONAL SWIMMING POOLS IN-GROUND AND ABOVE-GROUND TYPES:**

**A. Definitions,**

**A swimming pool for the purposes of this ordinance is described as a device, either in-ground or above-ground, containing water of a depth of two (2) feet or more, filtered or unfiltered, designed for swimming and lounging.**

1. In-ground pools must be in an enclosed area either by walls or fencing at least 42 inches high. Above-ground pools must be either fenced at least 42 inches high or have a ladder that is lockable or removable to prevent access.
2. All pools over 2 feet in depth are required to obtain a permit from the village zoning administrator.
3. Pools must be installed or erected at least six (6) feet from lot lines with no projection into or over easements.
4. Pools must located a minimum of ten (10) feet horizontally from all overhead power carrying wires.
5. All electrical equipment, including power supply cords, shall be protected by ground fault circuit interrupters.
6. Swimming specifications must be made available for all inspection.
7. Underground wiring shall not be permitted under the pool or under the area extending five (5) feet horizontally from the inside wall of the pool.
8. Fees and penalties:
  - a. A one time fee of \$25.00 per installation is to be collected by the zoning administrator for a permit.
  - b. A fine of \$100.00 per violation per day will be assessed by the village ordinance enforcement officer including installing a pool without first obtaining a permit.

**B. Savings Clause.**

That nothing in this ordinance hereby adopted be construed to affect any just or legal right or remedy of any character nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

**C. Severability.**

The various parts, sections, and clauses of this ordinance are declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected.

**D. Adoption.**

This Ordinance is hereby declared to have been adopted by the Pellston Village Council at a meeting thereof duly called and held on the \_\_\_\_\_th day of \_\_\_\_\_, 2023, and ordered to be given effect upon publication as mandated by charter and statute.

VILLAGE OF PELLSTON

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Lisa Fought, Village Clerk