

AN ORDINANCE REQUIRING BUILDING PERMITS FOR THE CONSTRUCTION OF SWIMMING POOLS; ESTABLISHING MINIMUM REQUIREMENTS OF CONSTRUCTION; ESTABLISHING CERTAIN SAFEGUARDS FOR THE PUBLIC HEALTH AND WELFARE AND THE SAFETY OF CHILDREN; REQUIRING PRESENTLY CONSTRUCTED SWIMMING POOLS TO MEET THE REQUIREMENTS OF THIS ORDINANCE; FIXING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND DECLARING AN EMERGENCY.

WHEREAS, it has come to the attention of the City of Albany, Oregon, that private swimming pools are being constructed in the City of Albany, and certain safeguards must be considered in such construction to protect the health and welfare of the public and measures need to be taken to prevent small children from having access to unattended pools and discharge of the pools needs to be regulated to prevent flooding the sanitary sewers where such pools are permitted to connect to such sewer system now therefore;

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: Any person, firm or corporation desiring to construct a private swimming pool in the City of Albany, prior to commencing of construction, is hereby required to obtain a building permit and pay the fee provided in Ordinance No. 2605, City of Albany Ordinances.

Section 2: The enforcement of the provisions of this ordinance shall be done through the City Engineer or an employee of the Engineering Department so designated by the Engineer.

Section 3: All private swimming pools constructed in the City of Albany, shall have a side yard of not less than five feet.

Section 4: All pools constructed within the City shall be fenced in such a manner as to prevent the entry of small children, such fencing to be a minimum height of four feet and equipped with a self locking gate which closes automatically. The lock thereon shall be a minimum height above the ground of four feet.

Section 5: No electrical open wiring shall be within six feet of the side of such pool and no overhead open wiring shall be permitted over the pool without first obtaining approval of the Electrical Inspector of the State of Oregon through the Building Department of the said City. All pool lighting and wiring shall meet the requirements of the law.

Section 6: There shall be no cross-connections of the public water supply to any water supply to such pool. The line from the public water supply to the pool shall be protected against back-flow of polluted water by means of an air gap of at least six inches or by installation of an approved vacuum breaker, in the manner provided by the State Code.

Section 7: The drain line of the pool may be connected to the City's system as follows: Where possible the drain line shall connect to the City's storm sewer. Where no storm sewer exists, such drain line shall be connected to the City's sanitary sewer line provided, however, the size of such gravity drain line shall not be permitted to exceed one half the inside diameter of the City's storm or sanitary sewer line, and may be further limited to the discharge provided for pumped discharges as hereinafter provided. In the event that drainage facilities of the pool utilize pumping, the capacity of such discharge pump shall be limited to the following gallons per minute for the size of sewer lines indicated: 6 inch - 75 G.P.M.; 8 inch - 100 G.P.M.; and 10 inch and over - 150 G.P.M. All such connections shall have the approval of the City Engineer.

Section 8: The construction of the pool shall be in such a manner that all scum, splash and deck water shall not return to the pool except through a filter system.

Section 9: The pool shall be kept free at all times of sediment, floating material and debris.

Section 10: Where circulating filters are installed, the entire circulating system shall be capable of filtering and recirculating the entire volume of the pool each twenty-four hour period. The rate of application of pool water on the filters shall not be greater than three gallons per minute per square feet of filter area.

Section 11: A provision shall be made for positivegermicidal or bacterial control by use of chlorine, bromine or other suitable disinfectant agent as may be approved. The application of such purifying agent shall be at a uniform rate and maintain a minimum of .5 parts, per million gallons, of residual chlorine, or the effective equivalent of a recognized, acceptable substitute. The enforcement of this provision shall be upon the recommendation of the City, Linn County, or State Health Department.

Section 12: Public swimming pools shall meet the standards of the Oregon State Board of Health.

Section 13: Presently constructed private swimming pools shall, within a period of sixty days after this ordinance goes into effect, be made to meet with the requirements of Sections 4,5,6,7,8,9,10 and 11 of this ordinance, and upon failing to bring the pool to meet the requirements of these sections, within said period of time, the owner, or party having the control and management of such swimming pool shall be subject to the penalties as set forth in Section 14, hereof.

Section 14: Any person violating the provisions of this ordinance, or any part thereof, shall upon conviction thereof in the Municipal Court of said City be fined by the Municipal Judge in a sum of not more than \$100.00 or be sentenced by him to not more than 30 days in the City Jail, or by both such fine and imprisonment.

Section 15: Whereas, private pools, have been constructed, are being constructed, and others are planned for construction in said City without the precautions taken as required by this ordinance, which creates a hazard to small children who play in the vicinity thereof, and is apt to cause casualties, which this ordinance will for the large part prevent; the Council of the City of Albany does deem this ordinance necessary for the public peace, health, and safety of said City, therefore, an emergency is hereby declared to exist in the case of this ordinance and it shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

Passed by the Council: November 10, 1964

Approved by the Mayor: November 10, 1964

Mayor 

Effective Date: November 10, 1964

ATTEST:

Ernest W. Asham
City Recorder