

Dear Resident,

Please be advised of the following excerpt from the South Berwick Zoning Ordinance:

Section 140-51. Swimming Pools

No person or firm shall begin construction of or erect a swimming pool without first obtaining a building permit. The Code Enforcement Officer shall issue a permit only after satisfying himself, from plans or specifications presented by the applicant, that the proposed swimming pool will conform to the following requirements.

- A. Pools are to be kept enclosed. A fence shall be erected and maintained around every swimming pool, **except that portable above ground swimming pools (those that can be drained and moved)** with sidewalls of at least 24 inches in height are exempt. Such fence shall be at least four feet in height with no openings larger than four (4) inches and built as to deter children. A dwelling house or accessory building may be used as part of this enclosure. All gates or doors opening through this enclosure shall be capable of being securely fastened at all times when not in actual use. All ladders shall be locked in a position as to discourage access to children when pool is unattended. (Amended 7/19/00)

- B. Setback requirements. No swimming pool shall be constructed closer than ten (10) feet to the side or rear lot line, nor closer to the front line of any lot than would be permitted for buildings or other structures by other provision of this chapter. All mechanical equipment for the purposes of filtering, heating, pumping, cleaning, filling, draining, or any other maintenance-related activity shall not be located closer to a property line than the minimum yard setbacks of the zoning district in which the pool is located.

Please contact the Code Enforcement Officer with any questions you may have regarding this matter. An inspection by the Code Enforcement Officer is required after construction is completed before the pool can be occupied. All inspections must be scheduled at least 24 hours in advance.