

# Inground Swimming Pool Application 

Single Family, Two Family, Agricultural \& Upland Conservancy Districts

Community Development Department
9915 39th Avenue
Pleasant Prairie, WI 53158
Phone: 262.925.6726
Email: communitydevelopment@pleasantprairiewi.gov

Engineering Department
8600 Green Bay Raod
Pleasant Prairie, WI 53158
Phone: 262.925.6729
Email: engineering@pleasantprairiewi.gov

GENERAL INFORMATI ON

| Address ${ }^{\text {a }}$ ( Subdivision | Tax Parcel Number |  |  |
| :---: | :---: | :---: | :---: |
| Project Description/Scope of Work |  |  |  |
| If a new gas line is being installed indicate length in linear feet (ln. ft.) |  |  |  |
| Is the property served by an on-site septic system? If yes, then show location and setback to the pool on the site plan. | Yes |  | No |
| Is the property served by an on-site well? If yes, then show location and setback to the pool on the site plan. | Yes |  | No |

## FENCE REQUI REMENTS

A fence is required to surround an inground swimming pool. The fence shall be a minimum of 4 feet in height ( 6 feet maximum) and any gates shall be equipped with a self-closing, self-locking device places at the top of the gate.

| Fence work proposed (check all that apply) |  | Proposed Material (check all that apply) |  |
| :--- | :--- | :--- | :--- |
| $\square$ | Existing Fence that meets all pool enclosure <br> requirements | $\square$ | Wood |
| $\square$ | New Fence | $\square$ | Vinyl |
| $\square$ | Repair/Replace Existing Fence Panels/Posts | $\square$ | Chain Link (minimum 9 gauge with top rail) |
| $\square$ | New Retaining Wall | $\square$ | Decorative Aluminum/Wrought Iron |
| $\square$ | Repair Existing Retaining Wall | $\square$ | Stone/Brick |
| Fence Height (ft) | $\square$ | Other Material (specify) |  |

## Fence Style

Will all structural and support components of the fence face away from adjacent properties, private streets or public rights-of-way?
Will the fence be located within any Village Public Water, Sanitary or Storm Water/ Drainage Easements? If yes, approval from the Village Engineering Department is required and will be subject to certain requirements, if allowed. See Fence Requirements related to constructing a fence within a Village Public Water, Sanitary or Storm Water/Drainage Easements for additional information.
Will the fence be located within any We Energies Easement? If yes, written approval from We Energies shall be submitted with this application.


GRADI NG AND EXCAVATI ON ACI VITIES
Will the immediate area around the swimming pool be at the same elevation as the existing yard at the home?
In addition to backfilling within 10 feet of the swimming pool, will any excavated material be left on site? If yes, show and describe on the site plan. Will any of the excavated material be hauled off site? If the fill site is located within the Village of Pleasant Prairie note the location on the plan. A separate Erosion Control Permit may be required for that location.

[^0]MI NI MUM SUBMI TTALS See Inground Swimming Pool Requirements and Fence Requirements


Plat of Survey or Site Plan if no survey is available, that shows the location of existing and proposed structures, any easements, setbacks to property lines, fence height/material and the location of any proposed gates. A plat of survey may be on file and available to download from the Kenosha County I nteractive Mapping site.
Image of Fence Style, if applicable
Residential Electrical Application
Written approval from We Energies if the structure is proposed to be located within a We Energies Utility Easement. Contact: We Energies at 262-763-1044.
Written Approval from Architectural Control Committee, if applicable
The Village may require additional information to be submitted to ensure that all Village requirements are being met. The Applicant will be contacted if additional information is required to be submitted.

## PERMIT REVIEW AND ISSUANCE OF PERMIT

- Permits may require up to 10 business days to process. If during the Village's review of the application, information is missing or additional information is required, then permit will be put on hold until the information is received and the 10-day review period will start again. The Applicant will be contacted when the permit is ready to be issued with total permit fees due and permit conditions. It is the responsibility of the applicant to provide a copy of the permit conditions to the contractor/owner.
- Before digging call Diggers Hotline at 1-800-982-0299 to have all underground utilities marked.


## INSPECTI ONS

All required inspections shall be scheduled at least 2 business days in advance by calling 262.925 .6726 with the permit number.

## REQUIRED SI GNATURE

By submitting this application, I certify that all of the information and attachments submitted are true and correct to the best of my knowledge. I understand that for any work started or completed without proper permits, a triple fee will be charged. I agree that all of the work will be done in accordance with all applicable Village, County, State and Federal codes, ordinance requirements and permit conditions. I also agree to allow the inspection of the premises by the Village's Inspectors during regular business hours.

| PROPERTY OWNER | CONTRACTOR |
| :--- | :--- |
| Print Name | Company Name |
| Mailing Address | Print Name |
| City/State/ZIP | Mailing Address |
| Phone | City/State/ZIP |
| Email | Phone |

APPLI CANTS SI GNATURE: The applicant, either the property owner or the contractor, is responsible to obtain the permit, schedule inspections and ensure compliance with all permit conditions.



# Inground Swimming Pool Requirements 

Single Family, Two Family, Agricultural \& Upland Conservancy Districts

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## GENERAL REQUI REMENTS

Pursuant to Article XIII of Chapter 420 of the Village Zoning Ordinance no person shall construct, repair, replace, install, enlarge, or alter any swimming pool unless a valid permit has first been issued.

A swimming pool is any structure that is intended to hold a minimum of 36 inches of water for recreational or therapeutic purposes, that has electrical service or utilizes a pump and/or a filter, or any structure for recreational or therapeutic purposes that is intended to hold water with a water depth of 42 inches or greater.

## Swimming Pool location

- A swimming pool shall not be located within a front street yard, but may be located within a side street yard or a rear street yard provided it is setback a minimum of 15 feet from the property line adjacent to the right-ofway.
- A swimming pool, including the pumps, filters, pool water disinfection equipment and all other accessories, shall be located a minimum of 8 feet from any side or rear property line.
- A swimming pool shall be located a minimum of 8 feet from any principal or accessory structure/building (excluding a deck or fence).
- A swimming pool shall be located a minimum of 25 feet from the ordinary high-water mark of any navigable body of water.
- A swimming pool shall be located a minimum of 25 feet from any field-delineated wetlands.
- A swimming pool shall not be located within the 100-year floodplain.
- A swimming pool shall not be located within any easements that may be located on the property.
- A swimming pool shall comply with any and all state, county or Village regulations with respect to the distances from an on-site sewage disposal system or private well.
- If a swimming pool is located within a principal structure or an accessory structure, then that structure shall meet all of the appropriate setback requirements for that structure.


## Swimming pool enclosure requirements for an In-Ground Pool

A 4-foot high residential fence constructed pursuant to the residential fence requirements that completely surrounds the swimming pool (maximum height is 6 feet) is required. Every gate or other opening in the fence enclosing the swimming pool, except an opening to the dwelling or other building of the property, shall be kept securely closed and locked at all times when the owner/occupant of the property is not present. All such gates shall be equipped with self-closing and self-latching devices placed at the top of the gate. See Fence Requirements for additional information.

## Other requirements

- The swimming pool comply with the National Electrical Code.
- Any lighting installed in connection with the pool shall be shielded and directed downward onto the yard or pool; the light shall not glare onto adjacent properties or roadways.
- No water drained from a pool shall be discharged over or near any septic tank, septic field or well or onto adjacent properties.
- The swimming pool shall not block, redirect or cause a drainage problem for the adjacent or downstream properties.
- All reasonable precautions should be taken by the property owner(s) to protect the users of the swimming pool from injury or accident. Convenient means of ingress and egress should be provided.
- The depth of the water and any irregularities in the bottom should be clearly indicated.
- Safety equipment, such as but not limited to life buoys, life hooks and first aid kits, should be provided and be readily accessible.
- The swimming pool shall not be filled with any amount of water until the required swimming pool enclosure has been properly installed and inspected.
- A swimming pool shall comply with any recorded deed restrictions and restrictive covenants recorded on the property. Approval from the property's active Architectural Control Committee shall be provided in writing to the Village.


## EXAMPLE 1 - IN-GROUND POOL AND FENCE SITE PLAN

NOTES:

1. SHOW PROPOSED POOL, PATIO, FENCE, SETBACKS TO PROPERTY LINES AND STRUCTURES, POOL ELEVATION, FENCE HEIGHT AND MATERIALS
2. POOLS ARE NOT PERMITTED WITHIN VILLAGE EASEMENTS. ADDITIONAL INFORMATION IS NEEDED IF A FENCE IS PROPOSED IN THOSE EASEMENTS. FENCES ARE NOT PERMITTED WITHIN WATER MAIN AND/OR SANITARY SEWER EASEMENTS. 3. VILLAGE ENGINEERING DEPARTMENT MAY REQUIRE A GRADING PLAN.


PROPOSED 18'X30' IN-GROUND POOL (TOP OF POOL @ 731.0)

PROPOSED GRADING LIMITS. EX GRADE TO BE MATCHED AT 4H:1V OFF WALK.
outside finish grade $=$ EL 731.00
top of foundation = EL 731.70 unless otherwise determined in writing by the Village Engineering Dept.

## Fence Requirements

Single Family, Two Family, Agricultural, \& Conservancy Districts

## PRARIE

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## GENERAL FENCE REQUI RMENTS

- Pursuant to Article XI of Chapter 420 of the Village Zoning Ordinance no person shall construct, repair, replace, install, enlarge, or alter any fence, unless a valid permit has first been issued.
- All fences shall be maintained in good repair in that said fence is structurally sound and plumb and does not have missing or have damaged structural components/fence panels. Furthermore, the fence surfaces shall be not be leaning and shall be free of rust, corrosion, peeling, flaking or chipped paint.
- All fences shall comply with any recorded deed restrictions and restrictive covenants recorded on the property. Written approval from the Architectural Control Committee, if applicable, shall be submitted with the application.
- When a fence is declared by the Zoning Administrator or designee to be dilapidated or hazardous, the Village may order such fence to be removed or repaired, and if it is not removed or repaired within a reasonable time after notice to the owner, the Village may remove the fence and charge the cost to the property owner.
- Fences in violation shall be repaired or replaced to meet Village Ordinance requirements after obtaining a fence permit.


## FENCE EXCEPTIONS

The following types of fences do not require a permit, provided that the fence is not located within any public right-ofway, does not in any way interfere with traffic visibility, does not block, redirect or cause a drainage problem for the adjacent or downstream properties, and is not located within any easement(s) without written permission from the easement holder:

- Snow fences when comprised of wooden pickets bound together by wire and not exceeding four feet in height and removed between May 1 and November 1 of each year. No privately-owned snow fence shall extend into the road right-of-way line.
- Agricultural field fences in any Agriculture District provided that said fence is located a minimum of two feet from any road right-of-way. An agricultural field fence is used to provide enclosure of agricultural animals, landscaping yards or agricultural fields in any agricultural zoning district. An agricultural field fence may be constructed of fieldstone, wood or wire and may be electric or may incorporate barbed wire. The fence shall not exceed seven feet in height. Any other type of fence constructed in any agricultural districts shall follow the regulations pursuant the Standards outlined in these requirements.
- Decorative fences not exceeding two feet in height shall be permitted provided that said fence is located a minimum of two feet from any right-of-way.
- Underground electrical fences.
- Temporary chain link construction fence to secure a job site during construction provided that the fence is located on the property wherein the construction is being done and further provided that adequate access is maintained for Village inspectors and emergency personnel as approved by the Village.
- A trellis without a lattice type roof used as a landscape feature and not used for privacy or security provided that the trellis is located a minimum of 5 feet from any property line.


## FENCE MATERIAL REQUI REMENTS

A residential fence that is used to provide enclosure of all or a portion of the property for privacy or security in any single family or two family residential, agricultural, or conservancy district, is subject to the following requirements:

- A fence may be constructed of brick, field stone, wood (decay resistant wood), wrought iron, chain link (a minimum thickness of nine gauge and a top support), decorative aluminum, vinyl, or other appropriate material as may be approved by the Zoning Administrator; however, a residential fence shall not be constructed of corrugated metal or other metal panels and shall not be an agricultural field fence or electric fence and shall not incorporate razor or barbed wire.
- All structural and support components of a fence shall face away from adjacent properties, private streets or public rights-of-way. Fence sections being replaced due to damage/maintenance may be replaced with the same construction materials and by the same construction methods and setbacks to the original installation may be approved by the Zoning Administrator.


## FENCE LOCATION REQUIREMENTS

- A fence shall be set back a minimum of two feet from any public right-of-way (which is any property line adjacent to a street) and set back a minimum of 15 feet from any private road as measured from the outer edge of the gravel shoulder or back of curb.
- A fence may be located on the side or rear property lines.
- A fence may be located in a shore yard provided that it is not located on the water side of the ordinary high-water mark of said navigable waterway and it does not block, redirect or impede the flow of water or drainage in the area.
- A fence may be placed within a wetland provided that there is minimal disturbance to the wetlands and the soil from the post holes shall not be placed in the wetlands.
- A fence may be placed within a 100 -year floodplain provided that the fence does not block, redirect the flow of water. An 11-gauge woven wire fence attached on the bottom 4 to 6 inches of the wood fence is acceptable to allow for the flow of water.


## FENCE ON A CORNER LOT-VISION TRI ANGLE REQUIREMENTS

A fence on a corner lot shall not be located within an established vision triangle or the as note below, whichever is greater:

- Village or private roadway intersecting with any other Village or private roadway, the corner cutoff distances establishing the triangular vision clearance shall be 15 feet.
- Federal, state or county highway or railway intersection with any other federal, state or county highway or railway, the corner cutoff distances establishing the triangular vision clearance shall be 50 feet.
- Federal, state or county highway or railway intersection with a Village or private roadway, the corner cutoff distances establishing the triangular vision clearance shall be 50 feet for any federal, state or county highway or railway and 15 feet from any Village or private roadway.


## FENCE HEIGHT REQUIREMENTS

- A fence shall not be higher than six feet if located in the rear yard, rear street yard and/or side street yard.
- A fence shall not be higher than four feet if located within a front street yard. Concrete or brick pillars located between fence sections may be permitted to a height of six feet in a front street yard.
- The fence height shall include all elevations, including berms, above the overall standard grade of the property, excluding architectural fineals.
- The fence shall be designed and constructed to resist any wind load.


## FENCES AROUND SWIMMI NGS POOLS REQUI REMENTS

An inground swimming pool or a pool that is less than 4 feet in height, a swimming pool enclosure is required. See requirements for all swimming pool enclosures in the Residential Swimming Pool Guidelines. However, if you decide to construct a fence for a swimming pool, in addition to the other fence guideline requirements, the following additional requirements shall apply.

- Inground Pool: If the swimming pool is located outside of an approved principal or accessory structure, then a 4 foot-high (minimum) and 6 foot-high (maximum) residential fence shall be constructed. Any gate(s) shall be equipped with a self-closing, self-locking device placed at the top of the gate.
- Above Ground Pool: If the outer wall of an above ground swimming pool as measured from the finished yard grade to the top of the swimming pool is less than 4 feet in height and the enclosure around the swimming pool with be a fence then a 4 foot-high (minimum) and 6 foot-high (maximum) residential fence shall be constructed. Any gate(s) shall be equipped with a self-closing, self-locking devices placed at the top of the gate.


## SEE ATTCHED EXAMPLES OF SITE PLANS TO BE SUBMITTED WITH THE APPLICATION.

## FENCES PROPOSED TO BE LOCATED WITHIN ANY EASEMENTS require written permission

from the easement holder

- Contact Tracy Zwiebel with We Energies at 262-763-1044 for written approval, to be submitted with the application, for a fence proposed within a We Energies Utility Easement.
- See additional approvals and requirements for a fence proposed within a Village Public Water Main, Sanitary Sewer Main or Stormwater Drainage Easement.
- The Village may impose additional requirements for a fence proposed to be located within any other Village Easements (i.e. Woodland Preservation/Protection or Landscape). The Village may deny a fence within said easement for any reason in which the Village deems the structure will interfere with the easement purpose and use, or is not in the best interest of the Village or the public.


## FENCES PROPOSED WITHI N VI LLAGE EASEMENTS <br> PRIOR TO SUBMITTI NG A FENCE IN ANY OF THESE EASEMENTS CONTACT THE VI LLAGE ENGI NEERI NG DEPARTMENT TO DI SCUSS AT 262.925.6729

- Easements allow for the use, access, and maintenance of the specified Village utility or function. No fences are allowed within any public water, sanitary, and/ or storm water easement unless approved by the Village Engineering Department subject to certain Exception Considerations and Requirements as further described below.
- The Village may impose additional requirements or deny such requests for any reason in which the Village deems the fence to interfere with the easement purpose and use, or not be in the best interest of the Village or the public.
- Any fence placed within an easement as approved by the Village will be at the property owner's risk and if allowed will require the property owner(s) to sign an indemnification agreement drafted by the Village that will be recorded at the Kenosha County Register of Deeds Office. (The recording fee shall be paid for by the owner/applicant). This agreement will specify that the easement, its provisions, and the Village's rights will govern and any allowance of a fence shall not be construed as rights given to the property owner. Furthermore, the Village will retain the right to remove the fence to perform and complete work within the easement and will not be responsible for fence replacement.


## FENCE WITHI N A VILLAG PUBLIC WATER MAIN ACCESS \& MAI NTENANCE EASEMENT

Water mains and related appurtenances shall be readily accessible to Village Public Works Department personnel and equipment for system operations, inspections, and emergency repairs due to breaks or other service needs.

A fence is not allowed in a Public Water Main Access \& Maintenance Easement unless the Village Engineer finds the specific circumstance to be exceptional in nature and that the fence will not in any way impact the Village's ability to access and maintain the public water main and related appurtenances.

## FENCES WITHI N A VILLAGE PUBLI C SANITARY SEWER ACCESS AND MAI NTENANCE EASEMENT

Sanitary sewers and related appurtenances shall be accessible to Village Public Works Department personnel and equipment for system operations, inspections, and repairs. All manholes shall be readily accessible for Village crews to regularly clean sewer lines via a vac-truck or other equipment used by the Public Works Department.

The Village Engineer may allow a fence in Public Sanitary Sewer Easement if there are no sanitary sewer manholes located within the easement and all upstream and downstream manholes for the sewer segment are located within public streets and/or readily accessible to Village Public Works Department personnel and equipment. If allowed the fence shall have access gates at locations designated by the Village.

## FENCES WITHI N A VI LLAGE PUBLI C STORM SEWER OR DRAINAGE, ACCESS AND MAINTENANCE EASEMENT

Storm sewer systems and overland drainage conveyance systems shall be accessible to the Village Public Works Department personnel and equipment for system operations, inspections, repairs, and cleaning. Fences shall not obstruct, impair, or interfere with drainage nor impair the ability of the Village Public Works Department to regularly inspect or clean the storm water facilities.

The Village Engineer may allow a fence in Public Storm Sewer or Drainage Easement if:

- Fence(s) within the easement shall not interfere with the function of the easement for storm water conveyance.
- Fence(s) within the easement shall be an open space style fence allowing for the free flow of drainage through the fence. Opacity (solid space) shall be nor more than $50 \%$ (i.e. you must be able to see through $50 \%$ or more of the fence). Stockade, privacy, or solid fences are not allowed. Slats, rails, etc. shall not be more than 3-inches.
- Fence posts shall be offset from the edge of any storm sewer pipe (i.e. not located directly over the storm sewer).
- Fences running parallel to a drainage swale shall be located outside the swale centerline and side slopes (i.e. at or beyond the top of slope).
- Fences within or crossing storm sewer or drainage easements shall be no greater than 5-feet in height and have access gates at locations designated by the Village. Access gates shall be placed in locations to allow for access to and through the easement area.
- Fence locations, height, and style shall not impair the Village's ability to inspect, view, or survey overland storm water conveyance systems (i.e. swales, ditches, storm inlets).
SEE EXAMPLE 4 FOR THE REQUIRED SITE PLAN TO BE SUBMITTED FOR A FENCE WITHIN A STORM SEWER DRAI NI AGE EASEMENT.


## NOTES:

1. SHOW PROPOSED FENCE, SETBACKS TO PROPERTY LINES, FENCE HEIGHT AND

Scale: MATERIALS
2. IF ANY VILLAGE EASEMENTS ADDITIONAL INFORMATION IS NEEDED IF A FENCE IS PROPOSED IN THOSE EASEMENTS. FENCES ARE NOT PERMITTED WITHIN WATER MAIN AND/OR SANITARY SEWER EASEMENTS.


## EXAMPLE 2 - FENCE SITE PLAN ON CORNER LOT

## NOTES:

1. SHOW PROPOSED FENCE, VISION TRIANGLE, SETBACKS TO PROPERTY LINES, FENCE HEIGHT

Scale AND MATERIALS
2. IF ANY VILLAGE EASEMENTS ADDITIONAL INFORMATION IS NEEDED IF A FENCE IS PROPOSED IN THOSE EASEMENTS. FENCES ARE NOT PERMITTED WITHIN WATER MAIN AND/OR SANITARY SEWER EASEMENTS.

## 6-FOOT HIGH WOOD FENCE

6-FOOT HIGH WOOD FENCE ON
PROPERTY LINES

VISION TRIANGLE DIMENSIONS:
-15 FT ALONG LOCAL ROADS -50 FT ALONG STH/CTH/ARTERIAL

## EXAMPLE 3 - FENCE SITE PLAN ON THROUGH LOT

## NOTES:

1. SHOW PROPOSED FENCE, SETBACKS TO PROPERTY LINES, FENCE HEIGHT AND
2. IF ANY VILLAGE EASEMENTS ADDITIONAL INFORMATION IS NEEDED IF A FENCE IS PROPOSED IN THOSE EASEMENTS. FENCES ARE NOT PERMITTED WITHIN WATER MAIN AND/OR SANITARY SEWER EASEMENTS.


# EXAMPLE 4 - FENCE SITE PLAN IN STORM WATER OR STORM SEWER EASEMENTS 

NOTES:

1. SHOW PROPOSED FENCES, SETBACKS TO PROPERTY LINES, FENCE HEIGHTS AND MATERIALS.
2. FENCES ARE NOT PERMITTED WITHIN WATER MAIN AND/OR SANITARY SEWER EASEMENTS.


6-FOOT SOLID VINYL PRIVACY FENCE ON PROPERTY LINE



[^0]:    Estimated Construction Cost

