

Council of the Town of Leonardtown

Date Introduced on First Reading: April 14, 2008

Amendment Adopted: N/A

Date Adopted on Second Reading: May 20, 2008

Date Effective: June 9, 2008

Ordinance No. 138

Zoning Ordinance Text Amendment

**Subject: Swimming Pool Setback
Requirements**

Purpose

For the purpose of amending the Zoning Ordinance of the Town of Leonardtown in order to revise existing provisions.

Ordinance

Whereas, under the provisions of Article 66B of the Annotated Code of Maryland, the Town Council of Leonardtown for Leonardtown, Maryland, is empowered to adopt, revise and amend the Leonardtown Zoning Ordinance; and

Whereas, the current Zoning Ordinance heretofore adopted and currently in effect shall be and the same is hereby amended as follows:

Chapter 134: SWIMMING POOLS

[HISTORY: Adopted by the Commissioners (now Mayor and Council) of the Town of Leonardtown 8-1-1964 by Ord. No. 28. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 48.

§ 134-1. Definitions.

For the purposes of this chapter, the following words or phrases shall have the meaning given herein:

FAMILY POOL — A swimming pool used or intended to be used solely by the owner, operator or lessee thereof and his family and by friends invited to use it without payment of any fee.

SWIMMING POOL — A body of water in an artificial or semiartificial receptacle or other container used or intended to be used for public, semipublic or private swimming by adults or children or both adults and children, whether or not any charge or fee is imposed upon such adults or children, operated and maintained by any person as herein defined whether he be an owner, lessee, operator, licensee or concessionaire, exclusive of a family pool as defined herein, and shall include all structures, appurtenances, equipment, appliances and other facilities appurtenant to and intended for the operation and maintenance of a swimming pool, and also all swimming pools operated and maintained in conjunction with or by clubs, motels, hotels and community associations.

§ 134-1.1. Setback requirements.

A private, non-commercial swimming pool must maintain the required setbacks of five feet from the rear and side property lines. The pool may not be located within the front yard setback. Recorded easements may further restrict the location of a residential swimming pool. An indoor pool attached to a principal structure must comply with the principal structure setbacks.

Attest:

Laschelle E Miller
Laschelle E. Miller
Town Administrator

Commissioners of Leonardtown:

Walter Wise
Walter Wise
Vice President

Thomas R. Collier
Thomas R. Collier
Council Member

Robert C. Combs
Robert C. Combs
Council Member

Leslie E. Roberts
Leslie E. Roberts
Council Member

Adrian B...
Council Member

This ordinance was presented to the Mayor for his approval or disapproval pursuant to Section 210 of the Charter of the Town of Leonardtown this 22nd day of May, 2008.

Laschelle E Miller
Laschelle E. Miller, Town Administrator

In accordance with Section 210 of the Charter of the Town of Leonardtown, I hereby (Approve) or (Disapprove) approve this Ordinance the 22nd day of May, 2008.

J. Harry Norris, III
J. Harry Norris, III, Mayor