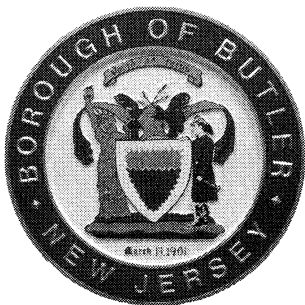


**Pools**

# Pool Ordinance

**Chapter 143-140**

**Swimming Pools, Hot Tubs & Spas  
General Code of the Borough of Butler**



**Borough of Butler**

One Ace Road  
Butler, New Jersey 07405

Phone: 973-838-7200  
Fax: 973-838-3762  
zoning@butlerborough.com

**\$2.00**

# POOLS

## GETTING YOUR PERMIT

### **You Will Need to Supply the Following:**

1. A Survey of your property showing location of pool (indicate location of septic tank if not on sewers.) See attached sample.
2. Filter Specifications showing size of filter and amount of water it will process per hour.
3. Drawings and specifications of pool.

### **Fill Out the Following Forms (See samples):**

1. Zoning Permit Application
2. Building
3. Electric
4. Plumbing (If pool is heated or connected to sewer or water).

Submit the Zoning Permit Application with a copy of the Survey to the Zoning Officer with a check for \$25 made out to the Borough of Butler. You will be notified if a Variance is required.

Once you receive your Zoning Permit include it with your Applications for the Construction Permits.

**Do NOT fill your pool with water until it is properly protected and inspected.**

# SPECIFICATIONS FOR POOLS

## **All Pools Must have a Protective Barrier!**

### 1. INGROUND POOLS

Electric permit is required for G.F.I., lights and bonding.

Building permit is required for installation of pool.

Plumbing permit is required for gas piping and heater.

Pool or yard must be enclosed by a least a 4' fence with a self-latching, self-closing, opening-out gate.

### 2. ABOVE GROUND POOLS

Electric permit is required for G.F.I., lights and bonding.

Building permit is required.

Plumbing permit is required if pool is to be heated.

A 4' or higher pool only requires a barrier around the stairs as long as the pool is not sunken into the ground. The pool must measure at least 4' above the level of the ground to meet the barrier requirements.

NOTE: A removable ladder shall not constitute an acceptable alternative to the enclosure requirements.

### 3. FENCING

Minimum 4' high with a self-closing, self-latching, open-out gate. The release knob must be at least 54" above ground.

1 1/4" spacing on chainlink.

2" spacing for slatted fences.

Must withstand a 200 pound weight.

### 4. INSPECTIONS

Building

1. Rough (before backfilling)
2. Final (when pool is complete)

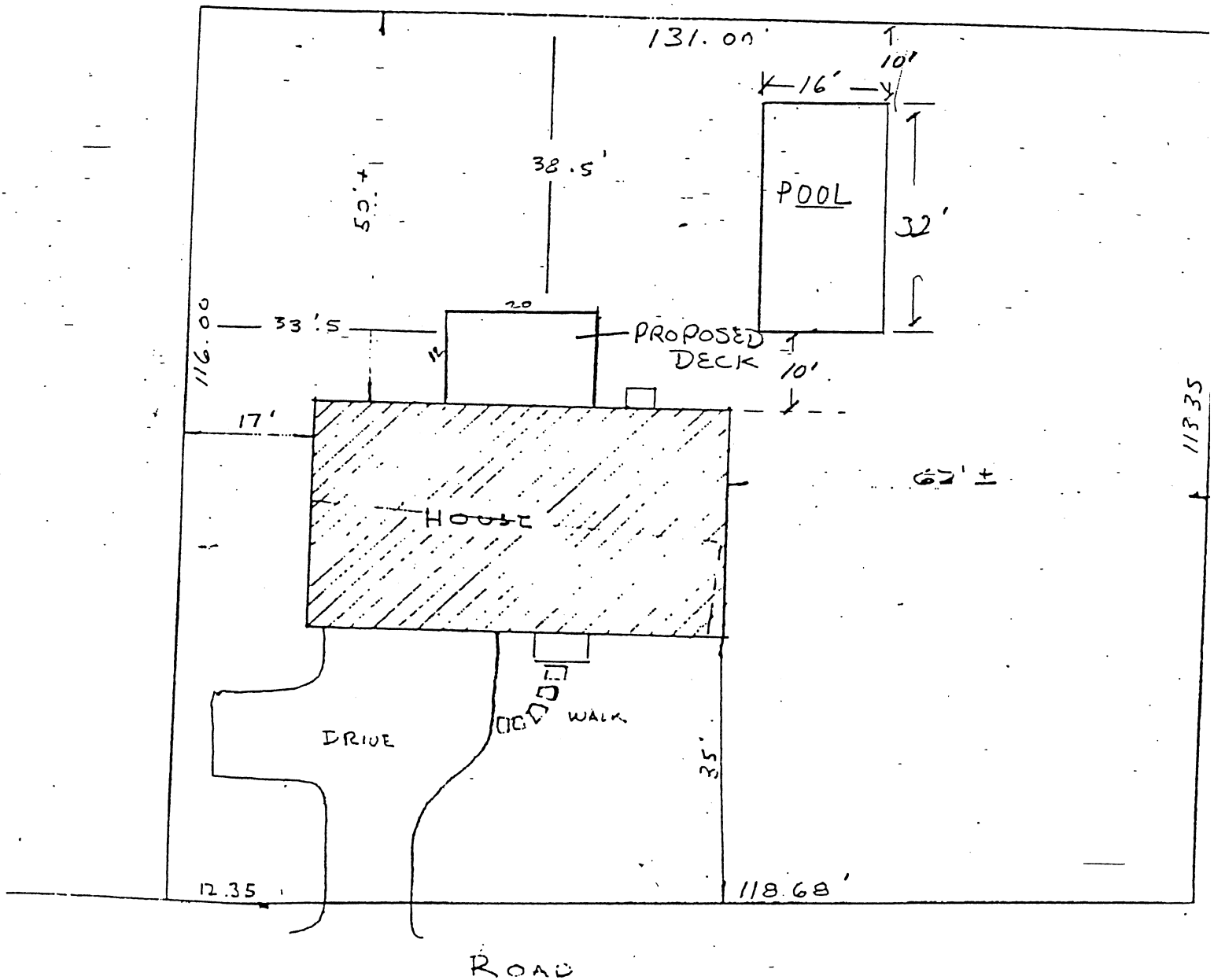
Plumbing

1. Rough underground
2. Gas Line Test (1 - 15 lb. Gauge with 5 lbs. of pressure)
3. Final - Heater inspection

Electric

1. Bonding and G.F.I.
2. Trench
3. Final

# SAMPLE



## PROPERTY SURVEY

THE DRAWING ABOVE IS FOR SAMPLE PURPOSES ONLY AND SHOULD NOT BE CONSTRUED AS ZONING APPROVED. EACH APPLICANT MUST SUBMIT THEIR INDIVIDUAL SURVEY, SINCE THERE MAY BE OTHER ZONING CONSIDERATIONS.

NAME
ADDRESS
BLOCK & LOT



BUILDING SUBCODE TECHNICAL SECTION



Date Received Date Issued Control # Permit #

A. IDENTIFICATION—APPLICANT: COMPLETE ALL APPLICABLE INFORMATION. WHEN CHANGING CONTRACTORS, NOTIFY THIS OFFICE. CALL UTILITY DIG NO: 1-800-272-1000.

Block 12121 Lot 22
Work Site Location 2 ANYOLD STREET
DENVERVILLE, NJ 07834
Owner In Fee HARRY HOMEMAKER
Address Same as above

Tele. ( ) 625-5555
Contractor Algae Pool Co.
Address 1 Puddle St.
Riverdale, NJ
Lic. No. or Bids. Reg. No. 22-22 22 22
Federal Emp. No. 22-22 22 22

Table with columns: PLAN REVIEW, Date, Initial, INSPECTIONS, Type, Failure, Date (Month/Day), Initial. Rows include: No Plans Required, All, Footing, Foundation, Slab, Frame, Other, Joint Plan Review Required, Elec, Plumb, Fire, Elevator, SUBCODE APPROVAL, CO, CCO, CA, Mechanical, TCO, Other, Final, Barrier-Free.

B. BUILDING CHARACTERISTICS
Use Group Present Proposed
Constr. Class Present Proposed
No. of Stories
Height of Structure Ft.
Area — Largest Floor Sq. Ft.
New Bldg. Area/All Floors Sq. Ft.
Volume of New Structure Cu. Ft.
Total Land Area Disturbed Sq. Ft.

Est. Cost of Bldg. Work:
1. New Bldg. \$ 15,000
2. Alteration \$
3. Total (1+2) \$

C. CERTIFICATION IN LIEU OF OATH
I hereby certify that I am the (agent of) owner of record and am authorized to make this application.
Harry Homemaker

D. TECHNICAL SITE DATA
DESCRIPTION OF WORK
20' x 30' INGROUND POOL

Table with columns: TYPE OF WORK, FEE (Office Use Only). Rows include: New Building, Addition, Alteration, Roofing, Siding, Fence, Sign, Pool, Asbestos Abatement Subchapter 8, Lead Haz. Abatement NJAC 5:17, Other, Demolition.

Administrative Surcharge \$
Minimum Fee \$
DCA Training Fee \$
TOTAL FEE \$



**SUBCODE  
TECHNICAL SECTION**



Date Issued  
Control #  
Permit #

A. IDENTIFICATION—APPLICANT: COMPLETE ALL APPLICABLE INFORMATION. WHEN CHANGING CONTRACTORS, NOTIFY THIS OFFICE. CALL UTILITY DIG NO: 1-800-272-1000.  
Block 12121 Lot 22

Work Site Location 2 ANYOLD STREET

DENVILLE, NJ 07834

Owner In Fee/Occupant HARRY HOMEMAKER

Address same as above

Tele. ( ) 625-5555

Contractor Short Circuit Sal's Electric

Address 33 Shook St.

Serviceville, NJ

Tele. ( ) Fax ( )

Lic. No. 1010

Federal Emp. No. \_\_\_\_\_

**B. ELECTRICAL CHARACTERISTICS**

Use Group Present \_\_\_\_\_ Proposed \_\_\_\_\_

Pole/Pad # \_\_\_\_\_  Temporary \_\_\_\_\_

Building Occupied as \_\_\_\_\_ Utility Co. \_\_\_\_\_

Est. Cost of Elec. Work \$ 400

**JOB SUMMARY (Office Use Only)**

PLAN REVIEW Date Initial INSPECTIONS

No Plans Required Type: \_\_\_\_\_

Joint Plan Review Required: \_\_\_\_\_

Building  Plumbing Temp. Serv. \_\_\_\_\_

Fire  Elevator Constr. Serv. \_\_\_\_\_

Elec. Plans Approved TCO \_\_\_\_\_

Date: \_\_\_\_\_ Other \_\_\_\_\_

Approved by: \_\_\_\_\_ Service \_\_\_\_\_

Final \_\_\_\_\_

SUBCODE APPROVAL \_\_\_\_\_

CO  CCO  CA Temp. Cut-In-Card Date Issued \_\_\_\_\_

Date: \_\_\_\_\_ Final Cut-In-Card Date Issued \_\_\_\_\_

Approved by: \_\_\_\_\_

**C. CERTIFICATION IN LIEU OF OATH**

I hereby certify that I am the (agent of) owner of record and am authorized to make this application and perform the work listed on this application.

**SIGNED & SEALED BY CONTRACTOR**  
Applicant's Signature/Contractor's Seal and Signature

Licensed Electrical Contractor  Exempt Applicant

**D. TECHNICAL SITE DATA**

QTY. SIZE ITEMS

1 Lighting Fixtures

1 Receptacles

Switches

Detectors

Light Poles

Motors—Fract. HP

Emergency & Exit Lights

Communications Points

Alarm Devices/F.A.C. Panel

TOTAL NUMBERS

Pool Permit/with UW Lights

Storable Pool/Spa/Hot Tub

KW Elec. Ranges/Receptacle

KW Oven/Surface Unit

KW Elec. Water Heater

KW Elec. Dryer/Receptacle

KW Dishwasher

HP Garbage Disposal

KW Central A/C Unit

HP/KW Space Heater/Air Handler

KW Baseboard Heat

HP Motors 1+ HP

KW Transformer/Generator

AMP Service

AMP Subpanels

AMP Motor Control Center

KW Elec. Sign/Outline Light

.....

FEE (Office Use Only)

Administrative Surcharge \$

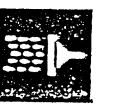
Minimum Fee \$

DCA Training Fee \$

TOTAL FEE \$



PLUMBING SUBCODE TECHNICAL SECTION



Date Received:
Date Issued:
Control #:
Permit #

A. IDENTIFICATION—APPLICANT: COMPLETE ALL APPLICABLE INFORMATION. WHEN CHANGING CONTRACTORS, NOTIFY THIS OFFICE. CALL UTILITY DIG NO: 1-800-272-1000.
Block 12121 Lot 22

Work Site Location 2 ANYOLD STREET DENVILLE, N.J. 07834

Owner In Fee HARRY HOME MAKER
Address Same as above

Tele. ( ) 625-5555

Contractor PLUNGER PETE

Address 3 Flush Way GLOGSBURG, N.J.

Tele. ( ) Fax ( )

Lic. No. 2233

Federal Emp. No.

B. PLUMBING CHARACTERISTICS

Use Group Present Proposed
Building Sewer Size Public Sewer Private Sewer
Water Service Size Public Water Private
Est. Cost of Plumbing Work \$ 300

JOB SUMMARY (Office Use Only)

Table with columns: PLAN REVIEW, INSPECTIONS, Type, Failure, Dates (Month/Day), Approval, Initial. Includes rows for No Plans Required, Joint Plan Review, Building, Fire, Plumbing Plans Approved, and SUBCODE APPROVAL.

D. TECHNICAL SITE DATA (List of all fixtures.)

NO. FUTURE/EQUIPMENT

- Water Closet
Urinal/Bidet
Bath Tub
Lavatory
Shower
Floor Drain
Sink
Dishwasher
Drinking Fountain
Washing Machine
Loose Bibb
Water Heater
Fuel Oil Piping
Gas Piping
Steam Boiler
Hot Water Boiler
Sewer Pump
Interceptor/Separator
Backflow Preventer
Greasetrap
Sewer Connection
Water Service Connection
Stacks
Other gas heater
Other
Other

Table with columns: Fee Description, Amount. Includes rows for Administrative Surcharge, Minimum Fee, DCA Training Fee, and TOTAL FEE.

C. CERTIFICATION IN LIEU OF OATH

I hereby certify that I am the (agent of) owner of record and am authorized to make this application and perform the work listed on this application.

SIGNED & SEALED BY CONTRACTOR

Signature — Contractor's Seal

[ ] Licensed Plumbing Contractor [ ] Exempt Applicant

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## Above Ground Pool-Barrier Alternative

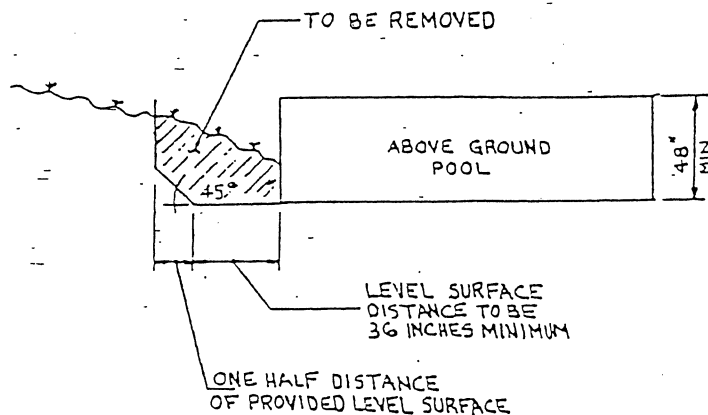
Many times, above ground pools are installed on a sloped site so that the top of the pool wall, which acts as a barrier, is below the 48 inch minimum required by section 421.10 of the 1996 BOCA National Building Code. Usually when this occurs, an additional barrier is mounted on the top of the pool, much to the annoyance of the pool owner.

After years of wrestling with this code section, DCA's Northern Regional Local Code Enforcement Office has come up with a safe option to the additional barrier. (Do not conclude that this is required!)

Where the above-ground pool is to be installed on a sloped site that will render a portion of the top of the pool structure to be less than 48 inches to grade, a minimum of a 3 foot level surface around the portion of the pool structure that is less than 48 inches to grade should be provided. The level surface should be measured away from the pool wall to the excavation edge and should be tapered away from the pool at a minimum 45 degree angle for a distance of one-half the provided level surface.

Because a picture is worth a thousand words, please refer to the sketch below for clarification.

Source: Chuck Herring, Northern Regional Office





# Borough of Butler

## Pool, Deck & Fence Zoning Regulations

### § 143-140. SWIMMING POOLS, HOT TUBS AND SPAS.

- A. No private residential swimming pool, shall be constructed or installed on any lot unless the lot contains a residence building. Pools shall be located in rear yard areas only and shall in no case be located closer than ten (10) feet to any lot line
- B. A swimming pool shall occupy no more than fifty percent (50%) of the available rear yard area in which it is located.
- C. A private residential swimming pool area must be surrounded by a suitable fence with a self-latching, self-closing, opening-out gate at least four (4) feet, but no more than six (6) feet, in height, and said fence shall not require a minimum setback from any lot line.
- D. No private residential hot tub or spa, either fixed or portable, shall be constructed or installed on any lot unless the lot contains a residential dwelling. Exterior hot tubs shall be permitted within the rear yard only and shall not be located closer than ten (10) feet to the property line.

### § 143-141. FENCES AND WALLS.

On any lot in any district, no wall or fence shall be erected or altered so that said wall or fence shall be over four (4) feet in height in front yard areas except where otherwise restricted in a sight triangle easement pursuant to § 143-73R, and six (6) feet in height in side and rear yard areas, except that:

- A. Dog runs shall be located in rear yard areas only and shall be set back from any lot line at least ten (10) feet.
- B. A private residential swimming pool area must be surrounded by a fence at least four (4) feet, but no more than six (6) feet, in height. Swimming pool areas shall be located in rear yard areas only and said fence shall not require a minimum setback from any lot line.
- C. A tennis court area, located in rear yard areas only, may be surrounded by a fence a minimum of fifteen (15) feet in height, said fence to be set back from any lot line the distances required for accessory buildings in the individual zoning districts.
- D. Where fences are located within ten feet of a driveway or street intersection they shall not exceed three (3) feet for a distance of fifteen (15) feet beginning from the street property line.
- E. Any fence shall have the front, or “finished” side of the fence facing the adjoining property line and/or street right-of-way. All structural supporting mechanisms of the fence structure shall face the interior of the subject lot.
- F. In any residential or mixed-use district, fences within a required front yard shall consist of no more than fifty percent (50%) solid material and shall be equally distributed throughout the entire length of the fence.
- G. All solid and semi-solid fences shall be of a substantial wood, composite, vinyl, iron or aluminum construction and be structurally sound and able to withstand wind and weather. Solid and semi-solid fences shall be of stock, basket weave, picket or shadow board design. No fence shall be erected or contain barbed-wire, topped with spikes, or constructed of any material or in any manner which may create dangers to public health and safety.

- H. Chain-link fences (minimum 11 gauge) are permitted within the side and rear yards only.
- I. No fence shall be constructed of materials, or combination of materials which are likely to collapse under a person 100 pounds or less.
- J. All fences, including supporting posts or structures, must be located on the inside of the property line.
- K. Hedge rows, or similar vegetation planted for purposes of creating a full or partial barrier shall not exceed four (4) feet in height where located within fifteen (15) of the street right-of-way, nor three (3) feet in height where such plantings are located within a designated sight easement/triangle or within 25' of a street intersection.

For purpose of applying height limits, multiple, staggered or tiered walls, and/or wall/fence combinations shall be considered single units unless the minimum horizontal distance between the top of any section or tier shall be 10'.

The following fences and fencing materials are specifically prohibited:

- Barbed wire
- Short, pointed fences less than forty-eight (48) inches in height
- Canvas
- Cloth
- Electrically charged
- Poultry fences
- Turkey wire
- Temporary fences, such as snow fences, unless on construction sites
- Expandable or collapsible fences, except during construction of a building.

No fence shall be multi-colored.

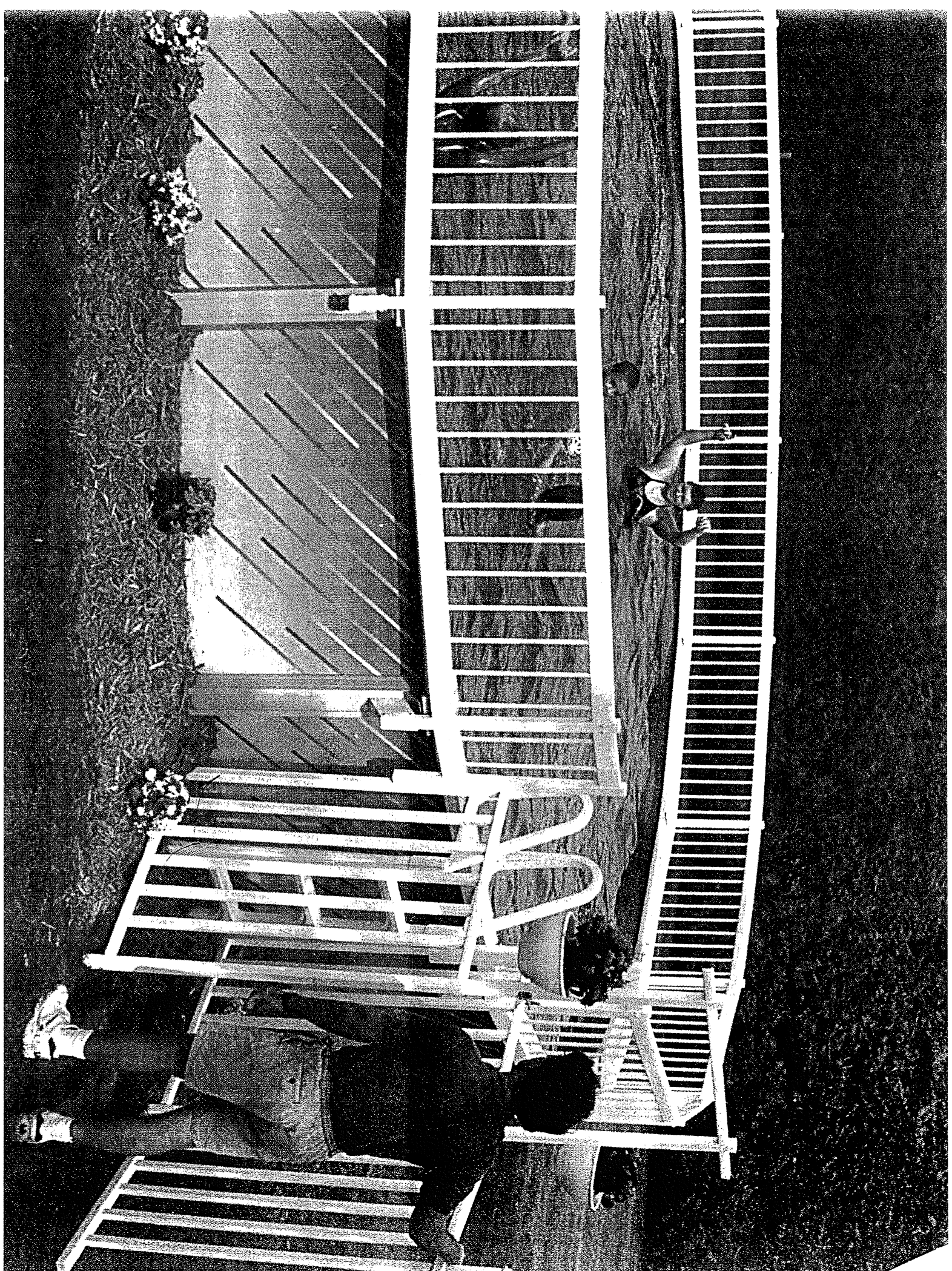
All entrances or gates shall open onto the property.

#### **§143-135.1 DECKS AND PATIOS**

Within all one and two family residential zones, decks and platforms, whether freestanding or attached to a building, when located in a rear or side yard, shall meet the following yard setback requirements as follows:

The setbacks for decks and platforms may be reduced by 25% from the requirements in Schedule "D".

- B. Within all multi-family residential and non-residential zones, decks and platforms, whether freestanding or attached to a building, shall meet the side and rear yard setback requirements for the particular zone.
- C. Decks and platforms, whether freestanding or attached to a building are prohibited within the front yard and the side yards.
- D. Porches, as defined herein are permitted within the front yard but must meet the front yard setback requirements for principal buildings in that zone provided however, they are attached to principal building by a common wall.



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# Magna - Latch

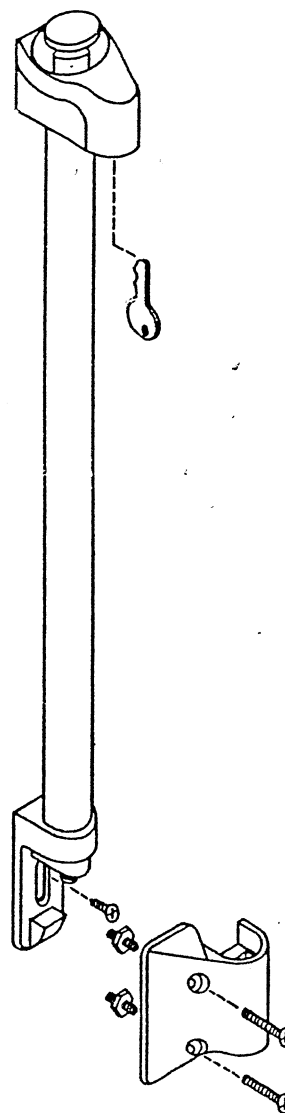
## Lockable Magnetic Gate Latch

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This unique child-resistant latch is imported from Australia by Jerith®. Its high-tech design is brilliantly simple, yet reliable. As the gate closes, the durable rust-protected bolt within the latch body is drawn magnetically into the striker. The gate is instantly secured and no amount of shaking, pushing, or pulling can disengage the latch. While the release knob at the top of the Magna-Latch is easy for adults to reach and use, it is nearly impossible for small children to open the gate. The safety shroud around the knob prevents children from using sticks or other objects to reach up and unlatch the gate from below.

The powerful "permanent" magnet located within the striker will last forever to ensure the long life and performance of a Magna-Latch. Since the magnetically triggered action has no mechanical resistance to latching, it works every time! In addition, there is a built-in keylock for extra security. Magna-Latches are made from aluminum and a glass-filled composite alloy and use stainless steel fasteners to virtually eliminate rust. This optional latch can be retrofitted to any existing Jerith Ornamental gate.

To keep children under age five from opening a gate used in a pool enclosure, we recommend the Magna-Latch release knob be at least 54" above the ground and the gate swing away from the pool. These safety features are also endorsed by the U.S. Consumer Product Safety Commission and the National Spa and Pool Institute in their Model Pool Codes.



**Warning: This latch is child-resistant, not childproof.**

When using this latch on pool gates, check with local building codes regarding installation and safety requirements.

This latch is designed to assist in the prevention of pool accidents, however, the ultimate responsibility of pool safety rests with the pool owner. The manufacturer cannot accept responsibility for an accident in a pool where this device is used.

The operation of this latch cannot be guaranteed below 32°F / 0°C.

*Jerith*®

Manufacturing Co., Inc. 800-344-2242

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3901 G Street, Philadelphia, PA 19124