

ORDINANCE NO. _____

(20-T-11)

AN ORDINANCE OF THE CITY HOLLYWOOD,
FLORIDA, AMENDING CHAPTER 158 OF THE CODE
OF ORDINANCES ENTITLED "SWIMMING POOLS" TO
REVISE THE ENCLOSURE REQUIREMENTS.

WHEREAS, Chapter 158 sets forth regulations regarding private swimming pools within the City; and

WHEREAS, in reviewing the City's Zoning and Land Development Regulations, it was determined by staff that the enclosure requirements for swimming pools needed to be consistent with the Zoning and Land Development Regulations; and

WHEREAS, for administrative efficiency and to avoid confusion to the citizens of Hollywood, it has been determined that the enclosure regulations should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Ordinance.

Section 2: That Chapter 158 of the Code of Ordinances entitled "Swimming Pools" is amended as follows:

TITLE XV: LAND USAGE

* * *

CHAPTER 158: SWIMMING POOLS

* * *

PRIVATE POOLS

* * *

Coding: Words in ~~struck through~~ type are deletions from existing text; words underscored are additions to existing text.

§158.04 ENCLOSURE REQUIREMENTS.

(A) *Enclosure – required; specifications.* Every outdoor private swimming pool shall be completely surrounded by a fence, wall, or enclosure in accordance with the 2007 Florida Building Code, and 2009 Supplement. Such fence, wall, or enclosure shall remain in place at all times and shall not be readily removable. However, any outdoor swimming pool adjoining any body of water need not have a fence, wall or enclosure between such body of water and such swimming pool. A dwelling house or accessory building may be used as part of such enclosure.

* * *

~~(C)(1) A swimming pool designed with or without a screen enclosure shall be located in a manner so that the supporting walls of the pool are located a distance of not less than ten feet rear setback and a distance of not less than eight feet side setback, however, swimming pools are not permitted in the front yard setback.~~

~~(2) A screen enclosure for a swimming pool shall be located a distance of not less than five feet from any plot line, however, screen enclosures are not permitted in the front yard setback.~~

~~(D)~~(C) *Modifications.*

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Section 3: That it is the intention of the City Commission and it is ordained that the provisions of this Ordinance shall be made a part of the Code of Ordinances of the City of Hollywood, Florida, and the sections of the Code may be renumbered to accomplish such intention.

Section 4: That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict are repealed to the extent of such conflict.

Section 5: That if any word, phrase, clause, subsection or selection of this Ordinance is for any reason held unconstitutional or valid, such invalidity shall not affect the validity of any remaining portions of this Ordinance.

AN ORDINANCE OF THE CITY HOLLYWOOD, FLORIDA, AMENDING CHAPTER 158 OF THE CODE OF ORDINANCES ENTITLED "SWIMMING POOLS" TO REVISE THE ENCLOSURE REQUIREMENTS.

Section 6: That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

ADVERTISED on the _____ day of _____, 2020.

PASSED on the first reading this _____ day of _____, 2020.

PASSED AND ADOPTED on the second reading this _____ day of _____, 2020.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES
CITY ATTORNEY