

CITY OF MAHTOMEDI, WASHINGTON COUNTY, MINNESOTA

ORDINANCE NO. 2021-32

AN ORDINANCE AMENDING MAHTOMEDI CITY CODE CHAPTER 11,  
SECTION 9.0 RELATED TO SWIMMING POOL SETBACKS AND BARRIERS

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THE CITY COUNCIL OF THE CITY OF MAHTOMEDI HEREBY ORDAINS AS  
FOLLOWS:

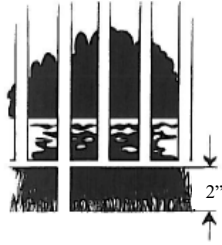
**Section One. Amendment.** Chapter 11, Section 11.01 9.6 of the Mahtomedi City Code is hereby amended as follows. The ~~struck out~~ text shows the deleted wording and the underlined text shows the language added to the code:

**9.6 Accessory Uses and Other Uses.**

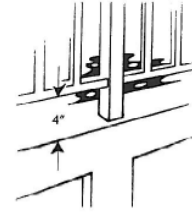
**G. Swimming Pool**

- 4. Setbacks.** The setback shall be measured at the edge of the waterline closest to the property line. Swimming pools shall comply with the following setbacks:
  - a. Swimming pools shall not be located less than ten (10) feet from any side or rear property line.
  - b. Swimming pools shall not be located with the front yard of non-riparian lots. For riparian lots, a swimming pool may be located within the front yard, outside of the shore impact zone.
  - c. Swimming pools shall not be located less than six (6) feet from any principal structure.
  - d. Swimming pools shall not be located less than ten (10) feet from any portion of a septic system or a well.
  - e. Swimming pools shall not be located less than ten (10) feet from any overhead utility lines or less than five (5) feet from any underground utility lines.
  - f. Swimming pools shall not be located within any existing private utility, walkway, drainage, or other easement.
- 8. Swimming Pool Barrier.** An outdoor swimming pool shall be provided with a barrier that shall be installed, inspected, and approved prior to plastering or filling the swimming pool with water. The barrier shall comply with the following:
  - a. Height of Barrier. The top of the barrier shall be at least forty-eight (48) inches above grade measured on the side of the barrier that faces away from the swimming pool.
  - b. Maximum Vertical Clearance. The maximum vertical clearance between grade and the bottom of the barrier shall be two (2) inches measure on the

side of the barrier that faces away from the swimming pool. The maximum vertical clearance at the bottom of the barrier may be increased to four (4) inches when grade is a solid surface such as a concrete deck, or when the barrier is mounted on the top of the above ground pool structure.



The maximum vertical clearance between grade and the bottom of the barrier shall be two (2) inches on the side of the barrier that faces away from the swimming pool.



The maximum vertical clearance between grade and the bottom of the barrier may be increased to four (4) inches when grade is a solid surface such as a concrete deck or when the barrier is mounted on the top of the above ground pool structure.

- c. Openings in Barrier. Openings in the barrier shall not allow passage of a four (4) inch diameter sphere.

**Section Two. Effective Date.** This Ordinance shall be in full force and effect upon its passage and publication as provided by law.

Passed in regular session of the City Council of the City of Mahtomedi on the 19th day of October, 2021.

Motion for adoption by: Brainerd  
Seconded by: Charlesworth  
Ayes: Brainerd, Charlesworth, Ledermann, Marshall, Schneeweis  
Nays: None  
Abstained: None  
Absent: None

**CITY OF MAHTOMEDI**

By: \_\_\_\_\_

Judson Marshall  
Its: Mayor

Attest:

\_\_\_\_\_

By: Jerene Rogers

Its: City Clerk

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