

**To:** Planning and Zoning Commissioners  
**From:** Andy Kass, AICP – Community Development Director  
**Date:** July 5, 2024  
**Re:** Proposed Amendment to Chapter 165 & 169 – Zoning Ordinance  
**Attach:** Proposed Ordinance

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## **BACKGROUND**

Chapter 165.02 of the Waukeee Municipal Code contains definitions for specific terms found throughout the Zoning Ordinance. Currently, Chapter 165.02 does not define swimming pools, hot tubs/spas, or a barrier. Definitions for the specific terms have been included in the proposed amendment to assist staff and residents when handling permits for swimming pools and hot tubs.

Chapter 169.07 is the section of the Zoning Ordinance that permits swimming pools within residential districts. Currently, anything capable of holding 24-inches of water is required to have a 4-foot fence surrounding it, including a hot tub. The proposed amendment clarifies the existing language while including a provision for hot tubs and spas that have a specific listed lockable cover are exempt from the fence requirement. Fences will still be required around swimming pools.

## **PROPOSED ORDINANCE**

The proposed Ordinance will help make it easier for staff to enforce the Zoning Ordinance and clear up issues with compliance in permitting for pools and hot tubs.

## **STAFF RECOMMENDATION**

Staff would request your consideration for the proposed ordinance.