

4. The apparatus, its mounting, and all supporting devices shall be constructed and erected in accordance with Sections 614.0 and 615.0 of the BOCA Basic Building Code, directly upon the roof of the principal building, and shall not be mounted upon a spire, tower, turret, chimney, pole, or any appurtenances thereto attached.
5. The satellite dish apparatus shall be so designed and installed as to withstand wind forces up to seventy-five (75) miles per hour.

1141.06 Swimming Pools

A. Private Swimming Pools

No private swimming pool ("pool"), exclusive of portable swimming pools with a diameter less than twelve feet (12') or with an area of less than one hundred square feet (100 sf), shall be allowed in any commercial or residential district, except as an accessory use and unless it complies with the following conditions and requirements:

1. The pool is intended and is to be used solely for the enjoyment of the occupants of the principal use of the property on which it is located. A pool will be considered an accessory use to the main structure.
2. A pool may not be located closer than ten feet (10') to any property line, except in an R-1 District where that minimum distance shall be six feet (6'). That distance shall be measured from the water's edge and shall not restrict fences, ground level patios, pumps, and similar pool accessories not requiring separate permits.
3. Elevated decks for above-ground pools shall not be located closer than ten feet (10') to the property line.
4. The swimming pool or the entire property behind the front building on which it is located shall be walled or fenced to prevent uncontrolled access by children from the street or from adjacent properties, unless sides of the pool are above grade. The fence or wall shall not be less than six feet (6') in height, shall be separate from the wall of the pool, and shall be maintained in good condition with a gate and lock.
5. Before construction commences, the petitioner shall obtain a zoning permit under Chapter 1135, a fence permit (where required), a swimming pool permit, and all permit fees shall be paid.

6. Pools, including above-ground pools, may not be located in the front yard of the lot without a variance from the Board of Zoning Appeals.

B. Community and Club Swimming Pools

Community and club swimming pools are permitted in any district that allows for outdoor recreation or club facilities and shall comply with the following conditions and requirements.

1. The pool is intended solely for the enjoyment of the members and families and guests of members of the association or club under whose ownership or jurisdiction the pool is operated.
2. The pool and accessory structure thereto, including the areas used by the bathers, shall not be closer than fifty feet (50') to any property line.
3. The swimming pool and all of the area used by the bathers shall be walled or fenced to prevent uncontrolled access by children from the street or from adjacent properties. The fence or wall shall not be less than six feet (6') in height and shall be maintained in good condition.
4. Before construction commences, the petitioner shall obtain a Zoning permit under Chapter 1135, a fence permit (where required), a swimming pool permit, and all permit fees shall be paid.

1141.07

Wireless Telecommunication Tower

In accordance with ORC 303.21, when a tower is planned to be constructed for the provision of cellular telephone communication service, the procedures indicated therein shall be followed. All zoning districts where dwellings of any kind are permitted shall be construed to be an area for residential use. All telecommunication towers are subject to Chapter 1142 Site Plan Review, and shall meet the following standards when located within a residential district:

- A. The applicant shall provide proof that the proposal to construct a tower or attach equipment to an existing structure has been approved by all other agencies and governmental entities with jurisdiction (i.e. Federal Communication Commission, Federal Aviation Administration, Ohio Department of Transportation).
- B. The applicant shall demonstrate that no suitable site is available in a non-residential district and shall be located on its own lot which meets the area and setback requirement as approved by the Planning Commission.