



Town of Gates

Building Department

Above Ground Pool Permit Guidelines

Required Documentation:

1. **Building Permit Application**
2. **Survey map:** Please draw location of the pool and distance from the house and lot lines.
3. **Pool Information:** Specs on the size of the pool, photo of the pool from brochure/website.
4. **Insurance or Exemption Form** (One of the following):
 - Contractor: General Liability & Worker's Compensation
 - Homeowner, family member or friend: Please provide the CE- 200 form on <http://www.wcb.ny.gov>

Additional Information:

1. Remove anything within 5' that can be used for climbing over barrier/pool wall.
2. Pool must have a safety ladder as an entrance device but it must be removed and secured when not in use.
3. If the pool is less than 3 ½ feet, measured in a vertical line from the top of the exterior wall to the ground level shall be entirely encircled with a fence.
4. If the pool is at least 48' from the ground and there is no deck next to it, then you do not need to have a fence. The walls are high enough to be considered a barrier.
5. Every pool must be equipped with a pool alarm per NYS code R326.7. Pool alarms must comply with ASTM F2208.

Location of Pool:

Corner lots have two front yards & two side yards.

Front Setback: No pools are allowed in the front yard. Must be set back from property lines 35' from Town Road and 50' from State/County Road

Rear Setback: Must be setback 5' from the property lines in the rear of the house

Side Setback:

R-1-8 District= 7 feet from side lot

R-1-11 District= 8 feet from side lot

R-1-15 District= 10 feet from side lot

Structures: Pool must be at least 15' away from any structure with a foundation.

Utilities: Pool must be at least 10' away from any overhead electrical service lines.
Pool must be 20' away from any active well, septic tank, leach bed etc.

Easements: Pool cannot be placed on an easement.