



*Village of
Kings Point*

**BUILDING DEPARTMENT
SWIMMING POOL PERMIT APPLICATION**

Property Location: _____

Section: _____, Block: _____, Lot(s): _____ FIRM Zone: _____

Application is hereby made to the Building Department of the Village of Kings Point for approval of the work stated in this application and as shown in the drawings and specifications herewith submitted.

State proposed work: _____

_____ Estimated Construction Cost: _____

Name of Owner (print name): _____ Being duly sworn deposes and says that he/she is the

owner of the property known as (property location): _____

That all statements made in this application are true to the best of his/her knowledge and belief. In consideration of the granting of the permit requested and approval of drawings, the owner has read and agrees to all requirements of each page of this application as applicable, agrees to comply with all regulations of New York State Building Code, Village of Kings Point Code, all deed restrictions, and with every other provision of law in effect relating to the construction/repair/alteration of said building/structure and the requirements of all agencies having jurisdiction. The owner hereby grants permission to representatives of the Building Department to enter upon and into the premises at any and all reasonable times for the purposes of inspecting work in progress, determining compliance with filed drawings, and with all other applicable laws. This permission shall remain valid until a Certificate of Completion is duly issued. The property owner accepts full responsibility for closing out the permit in a timely manner. All permits that expire require annual extension fees to be paid prior to the issuance of a certificate of completion. Extension fees will be deducted from the deposit paid for this application until the deposit is exhausted. Fees and deposits can be found in Village Code section A162-1.

Once approved this permit is valid for 24 months (2 years).

Sworn to before me this _____ day of _____ 20____

Notary Public Signature

Signature of Owner

Notary Seal:

Owner Mailing Address: _____

Telephone: _____ Mobile: _____ Fax: _____ Email: _____

Architect/Engineer of Record: _____

Mailing Address: _____

Telephone: _____ Mobile: _____ Fax: _____ Email: _____

Contractor of Record: _____

Mailing Address: _____

Telephone: _____ Mobile: _____ Fax: _____ Email: _____

One original application must be completely filled out, signed, notarized, initialed, and submitted with all required drawings & supporting documents in triplicate, along with all required fees and deposits in order to be accepted by the Building Department. Incomplete applications will not be accepted or held. No construction work may begin until this permit has been approved. This application becomes the Building Permit when approved by the Building Inspector.

Do not write below this line

Date Received: _____

Bldg. App. Fee: _____

Curb Cross Fee: _____

Curb Cross Dep: _____

Total: _____

Date of Approval: _____

Date of Expiration: _____

Not Valid Unless Stamped Approved and Signed Here by Village

Building Department Construction and Inspection Requirements:

1. All construction must be in accordance with the New York State Building Code.
2. All construction must be in accordance with the Village of Kings Point Code.
3. No oversight, error, or omission by the Building Department shall legalize the construction or use of any structure that does not conform to the requirements of the Village of Kings Point Code & the New York State Building Code.
4. A Certificate of Occupancy is required before use of a permitted building/structure is allowed.
5. A Certificate of Completion is required before use of a permitted appliance/system/structure is allowed.
6. Building Permits are issued conditionally pending compliance with Building Department comments noted on the drawings in red.
7. All construction must be located on the subject property and must be shown on a survey prepared by a licensed land surveyor as a requirement for a certificate of completion/occupancy.
8. Electrical, gas, and water pipe locations must be flagged or staked prior to excavation of any type.
9. Electrical Contractor shall submit certification of approval by a certified electrical inspection agency that is approved by the Village of Kings Point Trustees which covers all electrical work in connection with this permit. All electrical work shall comply with N.Y. State Building Code.
10. All overhead utilities must be placed underground in accordance with Architectural Review Committee approval. Before the start of work an underground electrical easement from the Board of Trustees is required for underground utilities placed in a Village right of way.
11. All work on structures built before 1978 performed by any type of contractor which disturbs more than six (6) sq.ft. of lead paint must comply with the Environmental Protection Agency's Renovation, Repair, & Painting Rule as detailed in Code of Federal Regulations 40CFR Part 745.
12. The remediation of any present asbestos must comply with all applicable laws.
13. The remediation of any present radon must comply with all applicable laws.
14. Site plans drawn to scale at 1"=15'-0" and/or 1"=16'-0" will not be accepted for review or approval.
15. Construction that will create a disturbed land area of 43,560 sq.ft. (1 Acre) or more must obtain a SPDES General Permit for Stormwater Discharges from Construction Activity GP-0-08-001 from the New York State Department of Environmental Conservation.
16. The use of recycled concrete aggregate, crushed concrete, and/or RCA as a construction material is prohibited. Such material shall not be used for backfilling of any kind, including but not limited to drywells, cesspools, leaching pools, tile fields, leaching chambers, or foundations. It shall not be used as a base underneath poured structural concrete footings, foundations, or slabs. It may only be used as temporary erosion control at vehicle entrance points to construction sites. It may be used if desired, as a compacted base to impervious non-structural paved surfaces, if existing soil conditions are favorable.
17. The abandonment and/or removal of any oil tank(s) require the abatement/demolition contractor to submit a notarized affidavit certifying abandonment/removal compliance in accordance with Nassau County Department of Health Rules and Regulations.
18. Existing, abandoned, underground drainage structures & cesspools must be removed and backfilled with clean sand and gravel.
19. Before work begins, all property lines must be staked by a licensed land surveyor at the property corners & at 50ft intervals
20. The approved building permit must be posted in a conspicuous place and be clearly visible from the street.
21. The original approved building permit plans must be available at the site for review by the Building Department personnel at all times. All inspections will be denied unless the approved building permit plans are made available to the Building Inspector.
22. No trees are to be removed until proper permits have been issued by the Building Department for said tree removal. A separate tree removal permit application is necessary. All remaining trees must be protected with a 4-foot tall physical barrier during construction that extends to the drip line. Roots and branches may not be damaged. Building materials and vehicles may not park on or drive over drip line and root areas.
23. Open excavations must be completely protected by temporary 4-foot tall orange safety fencing or 4-foot wooden snow fencing to be maintained at all times. All excavations must be protected from cave-in in accordance with all applicable laws.
24. Construction sites shall be protected by a continuous 6-foot chain link fence with black privacy mesh. The fence shall have at least one operable gate. The gate shall be locked at all times when no authorized workers are on site.
25. All sites shall be protected at all times from water and soil erosion onto other properties, roads, wetlands, and waterways by use of Best Management Practice Methods as required by all applicable laws, but no less than the placement of continuous rows of salt-hay bales, silt fencing, mulch, crushed stone etc. Stockpiles of extra fill must be removed from the site as necessary. Streets are to be cleaned daily. Erosion control material must be refreshed regularly and as required after a rain event.
26. Sites may only have one entrance for vehicle traffic. The entrance must be protected from erosion by placement of a recessed 20'Wx40'Lx12"D crushed stone pad on top of filter fabric. Streets must be cleaned each time a vehicle exits the site & tracks mud onto any road or right of way.
27. The grass on the Village Right of Way must remain undisturbed. Safety fence & erosion control material must be placed on the subject property.
28. Clear access to the site must be maintained at all times for fire & emergency vehicles. Construction related parking and traffic shall not block any roadways, damage any property or right of ways, track mud and debris off the subject property, or create any hazard or nuisance.
29. Tracked heavy machinery is not permitted on any road in the Village.
30. The spread of all dust created by construction/demolition shall be contained/eliminated by all required means necessary as per all applicable laws.

Owner to initial after reading this page: _____

31. The site must always be clear of all garbage, trash, scrap lumber, scrap masonry, boxes, plastic, Styrofoam & other construction debris. At the end of each work day, all such debris must be placed in a metal container (dumpster). The dumpster must be covered. Debris must be placed in garbage bags to prevent Styrofoam and papers from blowing out & spreading from wind. The dumpster shall be placed on site, away from property lines, as close to the building as practicable, and be emptied regularly. No debris shall be allowed to spread on to any adjacent land.
32. Building material must be neatly stored on site away from property lines & may not be stored under trees or on Right of Ways.
33. Building sites and building materials must be made secure in the event of any extreme weather event.
34. The site must receive regular property maintenance during construction. Grass and weeds must be cut. Leaves must be raked. Snow must be removed within 24 hours from the end of each snowfall. Swimming pools must be covered.
35. Cold weather concreting shall not take place unless certification from a professional engineer is provided to document compliance with ACI-306 of the American Concrete Institute. ACI-306 "Cold Weather Concreting" defines cold weather concreting as: a period when for more than three (3) consecutive days, the following conditions exist: The average daily air temperature is less than 5°C (40°F) and The air temperature is not greater than 10°C (50°F) for more than one-half of any 24 hour period. Protection during Spring and Fall is required during the first 24 hours to avoid freezing.
36. Installations of corrugated stainless steel tubing (CSST) must be grounded and bonded in accordance with applicable codes. Inspection of the installation must be shown on an approved electrical inspection certification performed by an approved agency.
37. All exterior mechanical appliances must be installed up against the building with sufficient room to maintain clearances as required by Building Code and the manufacturer; and be effectively screened from view of all surrounding properties by 4ft min. height evergreen plantings. No appliances to be near property lines, in the middle of a yard, or more than 5'-0" from the dwelling.
38. Swimming pools, hot tubs, spas, and all associated heating, pumps, and filtration equipment must be located 20'-0" minimum from side and rear property lines and be effectively screened from view of all surrounding properties by 4ft min. height evergreen plantings. Installations in all front yards are prohibited.
39. Trailers, shanties, tool sheds, PODS or other similar portable structures are not permitted on the site. Portable toilet facilities must be provided on the site for use by workers; however they shall not be placed in front yards, and must be placed away from all property lines.
40. Contractor advertising signs are not permitted. For Sale signs are not permitted. No trespassing signs, warning signs, and emergency contact signs are not permitted unless approved by the Building Inspector.
41. All regulated vibrations require a vibration permit in accordance with Village Code Chapter 152.
42. All jobsites must be legally provided with their own metered electrical service for the entire duration of work.
43. All jobsites must be legally provided with their own metered water service for the entire duration of work.
44. The owner is responsible to for water service upgrades as required by the Water Authority of Great Neck North.
45. Any change in the standing of the architect/engineer of record, general contractor, plumber, or electrician must be indicated to the Building Department in writing. Failure to do so will result in a Stop Work Order.
46. The owner is responsible for notifying all of his/her contractors, tradesmen, and registered professionals of all the terms and conditions stated in this permit application.
47. The following prohibitions on construction work times are in effect:
Construction, demolition, pile driving, or excavation involving the use of trucks and/or heavy earth moving equipment attended by loud disturbing noise:

Monday through Friday: 8:00am to 4:00pm	Sunday: NOT PERMITTED
Saturday: NOT PERMITTED	Legal Holidays: NOT PERMITTED

Construction, demolition, alteration, or repairs involving the use of tools and equipment attended by loud disturbing noise:	
Monday through Friday: 8:00am to 6:00pm	Sunday: NOT PERMITTED
Saturday: NOT PERMITTED	Legal Holidays: NOT PERMITTED
48. The architect of record is responsible for performing periodic inspections. At the conclusion of the project, the architect shall submit to the Building Department a certifying affidavit, indicating his or her findings and compliance with the approved drawings and all applicable codes.
49. The Building Department will also make the required inspections. The Building Department must be notified by a contractor or homeowner when each phase of work is available for inspection, no less than 48-hours in advance. If any miscellaneous work phase is not listed below and a contractor or home owner is unsure as to whether or not it requires Village inspection, a Village inspection MUST be scheduled.
50. The following construction inspections are required as applicable:
 - a. Site erosion and safety inspection.
 - b. Swimming pool steel inspection before installation of gunite/concrete.
 - c. Retaining walls inspection of forms and rebar before the pouring of concrete.
 - d. Pile installations must be inspected by a Professional Engineer. The Engineer's inspection report must be submitted to the Building Department prior to any further construction.
 - e. Gas line pressure test for all fuel burning appliances.
 - f. Electrical system inspections must be performed by a certified electrical inspection agency that is approved by the Village. The final approved electrical inspection certificates must be submitted to the Building Department.
 - g. Storm water drainage system inspections are required. Drainage piping installations must also be inspected. All systems must be located on a survey.
 - h. A final survey is required to document all new structures on the subject property. Final topography must be shown on the survey in the NAVD-1988 datum.
 - i. Final safety inspections must be performed when a project is at or near completion.

Owner to initial after reading this page: _____

51. Changes to the approved building permit must first be documented with revised drawings & filed for approval on a permit amendment before construction can take place.
52. Each addition, separate structure, and additional system or appliance requires a separate building permit.
53. No new structures, systems, appliances, or changes to approvals shall be built without Building Department review, approval, & inspections.
54. At the time of inspections, the individual present on behalf of the owner will be informed of any necessary construction modifications and or documentation required to achieve compliance with NY State Building Code and Kings Point Village Zoning Code.
55. All new construction must be located on the subject property and shown on a final survey prepared by a licensed land surveyor.
56. All Building permits are valid for a period of 24 months (6 months for fences). All permits that remain open past the valid period are required to pay extension fees prior to the issuance of a certificate of occupancy or completion.

Building Permit Fees for General Construction:

(Includes new construction, additions, alterations, repairs, decks, fences, swimming pools, elevators, tennis courts, accessory structures, retaining walls, etc.)

\$500.00 Base Permit Fee + \$11.00 per \$1000.00 or fraction thereof of estimated construction cost + \$100.00 Curb Cross Fee and \$2000.00 Building Permit Deposit

Be advised, there shall be no additional charge for the review of revised plans when such revisions have been made solely in response to comments by the Building Department to address missing, incorrect, or unclear information on the plans. However, if, after two resubmissions of plans, any request for the same or additional corrections or clarifications has been made and there has not been compliance with such request, an additional permit fee equal to 10% of the original permit fee shall be paid at the time of each resubmission until after a submission with such correction or clarification is provided.

Infrastructure improvement fee:

Upon filing an application for a building permit, in order to defray the costs for the Village to protect all public improvements in the area of construction, including but not limited to road pavements, curbs, drainage facilities, and similar public improvements and to provide for the future development of those improvements, the applicants shall pay the following nonrefundable fee:

- (i) For construction of a new residence: \$5,000.
- (ii) For any alteration to an existing residence costing more than \$100,000 as determined by the Building Inspector: \$2,500.
- (iii) For a new pool, driveway, patio, terrace, deck, accessory building, or property regrade: \$1,500.
- (iv) For the demolition of substantially all structures on a residential lot when the owner does not file a building permit within 90 days after the start of the demolition: \$5,000.
- (v) For all new non-residential construction or demolition of substantially all non-residential structures: \$10,000.

In the event that any public improvements are damaged during the course of construction in connection with the building permit that has been issued, the Village shall require that the owner repair the damage in a good and workmanlike manner, meeting all the Village standards. In the event that the owner of the property does not repair the public improvements as aforesaid, the Village may make the necessary repairs and charge those costs to the property owner as an additional fee. In the event that the fee is unpaid when the Village is preparing its next annual assessment roll, the fee shall be added to the assessment roll for the property and collected in the manner fixed by law for the collection of the Village's real property taxes. In that event, interest from the date the work was performed shall be fixed, and the full amount, with that fixed interest, shall be subject to a delinquent penalty at the legal rate of interest for Village real property taxes in the event that the same is not paid in full on or before the date the tax bill upon which such charge appears becomes delinquent.

All fees must be paid by check. All checks are made payable to: Village of Kings Point. A Curb Cross Fee and Deposit is not required on private roads. Driveway repairs/construction on properties with multiple driveway openings requires separate \$2000 deposits for each driveway opening. Deposits require a separate check from permit fees and are refundable upon issuance of Certificate of Completion and road shoulders are found in good repair by the Highway Department. Applications that are incomplete will not be accepted or temporarily held by the Building Department.

Owner to initial after reading this page: _____



*Village of
Kings Point*

**BUILDING DEPARTMENT
APPLICATION FOR DRAINAGE PERMIT**

Property Location: _____

Section: _____, Block: _____, Lot(s): _____ FIRM Zone: _____

Application is hereby made to the Building Department of the Village of Kings Point for approval of the work stated in this application and as shown in the drawings and specifications herewith submitted.

State proposed work: _____

Select type of system(s) to be installed:

☐ On Site Storm Water Drainage

☐ On Site Sewage Disposal

Estimated Construction Cost: _____

Select type of structure(s) to be installed:

☐ Leaching/Cesspools

☐ Overflow Pool

☐ Leaching Chambers

☐ Tile Field

☐ Septic Tank

☐ Drywells

☐ French Drain

☐ Ejector Pump

☐ Sump Pump

☐ Other

Name of Owner (print name): _____ Being duly sworn deposes and says that he/she is the owner of the property known as (property location): _____

That all statements made in this application are true to the best of his/her knowledge and belief. In consideration of the granting of the permit requested and approval of drawings, the owner has read and agrees to all requirements of each page of this application as applicable, agrees to comply with all regulations of New York State Building Code, Village of Kings Point Code, all deed restrictions, and with every other provision of law in effect relating to the construction/repair/alteration of said building/structure and the requirements of all agencies having jurisdiction. The owner hereby grants permission to representatives of the Building Department to enter upon and into the premises at any and all reasonable times for the purposes of inspecting work in progress, determining compliance with filed drawings, and with all other applicable laws. This permission shall remain valid until a Certificate of Completion is duly issued. The property owner accepts full responsibility for closing out the permit in a timely manner. All permits that expire require annual extension fees to be paid prior to the issuance of a certificate of completion. Extension fees will be deducted from the deposit paid for this application until the deposit is exhausted. Fees and deposits can be found in Village Code section A162-1. **Once approved this permit is valid for 2 years.**

Sworn to before me this _____ day of _____ 20____

Notary Public Signature

Signature of Owner

Notary Seal:

Owner Mailing Address: _____

Telephone: _____ Mobile: _____ Fax: _____ Email: _____

Engineer of Record: _____

Mailing Address: _____

Telephone: _____ Mobile: _____ Fax: _____ Email: _____

Contractor of Record: _____

Mailing Address: _____

Telephone: _____ Mobile: _____ Fax: _____ Email: _____

One original application must be completely filled out, signed, notarized, initialed, and submitted with all required drawings & supporting documents in triplicate, along with all required fees and deposits in order to be accepted by the Building Department. Incomplete applications will not be accepted or held. No construction work may begin until this permit has been approved. This application becomes the Building Permit when approved by the Building Inspector.

-----**Do not write below this line**-----

Date Received: _____

Bldg. App. Fee: _____

Curb Cross Fee: _____

Curb Cross Dep: _____

Total: _____

Date of Approval: _____

Date of Expiration: _____

Not Valid Unless Stamped Approved and Signed Here by Village

Building Department Construction and Inspection Requirements:

1. All construction must be in accordance with the New York State Building Code.
2. All construction must be in accordance with the Village of Kings Point Code.
3. No oversight, error, or omission by the Building Department shall legalize the construction or use of any structure that does not conform to the requirements of the Village of Kings Point Code & the New York State Building Code.
4. A Certificate of Completion is required before use of a permitted appliance/system/structure is allowed.
5. All new systems require submission of 3 sets of design drawings prepared & signed/sealed by a Professional Engineer. Emergency installations/repairs to existing failed systems do not require a Professional Engineer's design.
6. Building Permits are issued conditionally pending compliance with Building Department comments noted on the drawings in red.
7. All construction must be located on the subject property and must be shown on a survey prepared by a licensed land surveyor as a requirement for a certificate of completion/occupancy.
8. Electrical, gas, and water pipe locations must be flagged or staked prior to excavation of any type.
9. The remediation of any present radon must comply with all applicable laws.
10. The use of recycled concrete aggregate, crushed concrete, and/or RCA as a construction material is prohibited. Such material shall not be used for backfilling of any kind, including but not limited to drywells, cesspools, leaching pools, tile fields, leaching chambers, or foundations. It shall not be used as a base underneath poured structural concrete footings, foundations, or slabs. It may only be used as temporary erosion control at vehicle entrance points to construction sites. It may be used if desired, as a compacted base to impervious non-structural paved surfaces, if existing soil conditions are favorable.
11. The abandonment and/or removal of any oil tank(s) require the abatement/demolition contractor to submit a notarized affidavit certifying abandonment/removal compliance in accordance with Nassau County Department of Health Rules and Regulations.
12. Existing, abandoned, underground drainage structures & cesspools must be removed and backfilled with clean sand and gravel.
13. Before work begins, all property lines must be staked by a licensed land surveyor at the property corners & at 50ft intervals
14. The approved building permit must be posted in a conspicuous place and be clearly visible from the street.
15. The original approved building permit plans must be available at the site for review by the Building Department personnel at all times. All inspections will be denied unless the approved building permit plans are made available to the Building Inspector.
16. No trees are to be removed until proper permits have been issued by the Building Department for said tree removal. A separate tree removal permit application is necessary. All remaining trees must be protected with a 4-foot tall physical barrier during construction that extends to the drip line. Roots and branches may not be damaged. Building materials and vehicles may not park on or drive over drip line and root areas.
17. Storm drainage piping must be rigid 12-in diameter smooth interior. Storm drains, catch basins, & trench drains, must be 12-in minimum width.
18. All collar material and backfill must be clean drainable sand and gravel.
19. Open excavations must be completely protected by temporary 4-foot tall orange safety fencing or 4-foot wooden snow fencing to be maintained at all times. All excavations must be protected from cave-in in accordance with all applicable laws.
20. All sites shall be protected at all times from water and soil erosion onto other properties, roads, wetlands, and waterways by use of Best Management Practice Methods as required by all applicable laws, but no less than the placement of continuous rows of salt-hay bales, silt fencing, mulch, crushed stone etc. Stockpiles of extra fill must be removed from the site as necessary. Streets are to be cleaned daily. Erosion control material must be refreshed regularly and as required after a rain event.
21. Sites may only have one entrance for vehicle traffic. The entrance must be protected from erosion by placement of a recessed 20'Wx40'Lx12"D crushed stone pad on top of filter fabric. Streets must be cleaned each time a vehicle exits the site & tracks mud onto any road or right of way.
22. The grass on the Village Right of Way must remain undisturbed. Safety fence & erosion control material must be placed on the subject property.
23. Clear access to the site must be maintained at all times for fire & emergency vehicles. Construction related parking and traffic shall not block any roadways, damage any property or right of ways, track mud and debris off the subject property, or create any hazard or nuisance.
24. Tracked heavy machinery is not permitted on any road in the Village.
25. The spread of all dust created by construction/demolition shall be contained/eliminated by all required means necessary as per all applicable laws.
26. Building material must be neatly stored on site away from property lines & may not be stored under trees or on any Right of Way.
27. All regulated vibrations require a vibration permit in accordance with Village Code Chapter 152.
28. Any change in the standing of the architect/engineer of record, general contractor, plumber, or electrician must be indicated to the Building Department in writing. Failure to do so will result in a Stop Work Order.
29. The owner is responsible for notifying all of his/her contractors, tradesmen, and registered professionals of all the terms and conditions stated in this permit application.
30. The following prohibitions on construction work times are in effect:
Construction, demolition, pile driving, or excavation involving the use of trucks and/or heavy earth moving equipment attended by loud disturbing noise:

Monday through Friday: 8:00am to 4:00pm

Saturday: NOT PERMITTED

Sunday: NOT PERMITTED

Legal Holidays: NOT PERMITTED

Construction, demolition, alteration, or repairs involving the use of tools and equipment attended by loud disturbing noise:

Monday through Friday: 8:00am to 6:00pm

Saturday: NOT PERMITTED

Sunday: NOT PERMITTED

Legal Holidays: NOT PERMITTED

Owner to initial after reading this page: _____

VILLAGE OF KINGS POINT**32 STEPPINGSTONE LANE, KINGS POINT, NEW YORK 11024****516-504-1000**

31. Inspections by the Building Department are required. The Building Department must be notified by a contractor or homeowner when each phase of work is available for inspection, no less than 48-hours in advance.
32. The following construction inspections are required by the Building Department:
 - a. The excavation for each component of the approved system (leaching pool, drywell, leaching chamber, etc) must be left open for the Building Department to inspect the soil conditions prior to installation of the system
 - b. All drainage piping must be inspected prior to backfilling the excavations.
 - c. All electrical work in connection with this permit must comply with the New York State Building Code, and be inspected by an electrical inspection agency that is approved by the Village of Kings Point Board of Trustees. An approved electrical certification of inspection must be provided to the Building Dept. This is required for sump pumps and ejector pumps installed as part of this permit.
 - d. Upon completion of all work and grass has been planted to stabilize the soil, a final inspection is required.
33. Inspections of all emergency installations/repairs must be made in the field by the Building Department. Failure to obtain Building Department inspections requires a Professional Engineer to perform inspections and provide a detailed letter of certification to the Building Department prior to issuance of a Certificate of Completion.
34. All new systems require a Professional Engineer to perform inspections and provide a detailed letter of certification to the Building Department in addition to requiring inspections being performed by the Building Inspector.
35. Changes to the approved building permit must first be documented with revised drawings & filed for approval on a permit amendment before construction can take place.
36. No new structures, systems, appliances, or changes to approvals shall be built without Building Department review, approval, & inspections.
37. At the time of inspections, the individual present on behalf of the owner will be informed of any necessary construction modifications and or documentation required to achieve compliance with NY State Building Code and Kings Point Village Zoning Code.
38. All new construction must be located on the subject property and shown on a final survey prepared by a licensed land surveyor.
39. All Building permits are valid for a period of 24 months (6 months for fences). All permits that remain open past the valid period are required to pay extension fees prior to the issuance of a certificate of occupancy or completion.

Sanitary/Drainage Permit Fees:

\$250.00 Base Permit Fee + \$100.00 Curb Cross Fee + \$2000.00 Curb Cross Deposit

All fees must be paid by check. All checks are made payable to: Village of Kings Point. A Curb Cross Fee and Deposit is not required on private roads. Deposits require a separate check from permit fees and are refundable upon issuance of Certificate of Completion and road shoulders are found in good repair by the Highway Department. Applications that are incomplete will not be accepted or temporarily held by the Building Department.

Owner to initial after reading this page: _____

Contractor License and Insurance Document Requirements

Property Location: _____
 Permit Type: _____
 Section: _____, Block: _____, Lot(s): _____

General Contractor: _____

Address: _____
 Office Phone: _____ Mobile Phone: _____ Fax: _____ Email: _____

_____ Consumer Affairs License	_____ Liability Insurance	_____ NYS Workman's Comp.	_____ NYS Disability
_____ Expiration Date	_____ VKP as certificate holder	_____ VKP as certificate holder	_____ VKP as certificate holder
	_____ Name/address match license	_____ Name/address match license	_____ Name/address match license
	_____ Expiration Date	_____ Expiration Date	_____ Expiration Date

Demolition Contractor: _____

Address: _____
 Office Phone: _____ Mobile Phone: _____ Fax: _____ Email: _____

_____ Consumer Affairs License	_____ Liability Insurance	_____ NYS Workman's Comp.	_____ NYS Disability
_____ Expiration Date	_____ VKP as certificate holder	_____ VKP as certificate holder	_____ VKP as certificate holder
	_____ Name/address match license	_____ Name/address match license	_____ Name/address match license
	_____ Expiration Date	_____ Expiration Date	_____ Expiration Date

Plumbing Contractor: _____

Address: _____
 Office Phone: _____ Mobile Phone: _____ Fax: _____ Email: _____

_____ North Hempstead License	_____ Liability Insurance	_____ NYS Workman's Comp.	_____ NYS Disability
_____ Expiration Date	_____ VKP as certificate holder	_____ VKP as certificate holder	_____ VKP as certificate holder
	_____ Name/address match license	_____ Name/address match license	_____ Name/address match license
	_____ Expiration Date	_____ Expiration Date	_____ Expiration Date

Electrical Contractor: _____

Address: _____
 Office Phone: _____ Mobile Phone: _____ Fax: _____ Email: _____

_____ North Hempstead License	_____ Liability Insurance	_____ NYS Workman's Comp.	_____ NYS Disability
_____ Expiration Date	_____ VKP as certificate holder	_____ VKP as certificate holder	_____ VKP as certificate holder
	_____ Name/address match license	_____ Name/address match license	_____ Name/address match license
	_____ Expiration Date	_____ Expiration Date	_____ Expiration Date

Acceptable Workman's Comp proof must be on NY State forms: CE-200, C-105.2, or SI-12. Accord forms are NOT acceptable.

Acceptable Disability proof must be on NY State forms: CE-200, DB-120.1, or DB-155. Accord forms are NOT acceptable.

Each and every license and insurance document must be valid and up to date. Documents that are expired or invalid will be discarded without notification.

The name and address on a contractor's license MUST match the name and address of all insurance documents.

The Village of Kings Point MUST be listed as certificate holder.

When performing work on a Village Right of Way, contractors must list the Village of Kings Point as additional insured on the endorsement page.

Any change to the primary contractors listed above must be made in writing and submitted to the Building Department. The new contractors must submit all the required license & insurance documents. Failure to do so will result in a Stop Work Order.

Approved Building Permits will not be released unless all required contractor's information is submitted.

Approved building permits will only be released to the home owner.

Additional Requirements: _____



**BUILDING PERMIT
RESIDENTIAL PROPERTY
DEPARTMENT OF ASSESSMENT
NASSAU COUNTY**

240 Old Country Road, Mineola, NY 11501

TOWN - CITY - VILLAGE OF: _____

NBHD# (ASSESSOR USE ONLY)

DATE REC'D (ASSESSOR USE ONLY)

SECTION	BLOCK	LOT (S)	SCH DIST #	PERMIT #	SPECIFIC ZONING DESIGNATION
<div><div>Location of Building</div><div>N.E.S.W. SIDE OF (OR CORNER OF)</div><div>N.E.S.W. SIDE OF</div></div>					
ADDRESS OF PROPERTY				Check one	NAME OF BUSINESS
CITY, TOWN, VILLAGE			ZIP	<input type="checkbox"/> OWNER OR <input type="checkbox"/> LESSEE	CONTACT PERSON/OWNER
ESTIMATED COST OF CONSTRUCTION:					ADDRESS
					CITY, STATE, ZIP
WORK MUST BEGIN BY	PRINCIPLE TYPE OF CONSTRUCTION				PHONE
PERMIT EXP DATE	<input type="checkbox"/> STEEL				EMAIL
LOT SIZE S.F.	<input type="checkbox"/> MASONRY			IF YOU WISH TO GROUP OR APPORTION LOTS PLEASE CALL 516-571-1500 FOR FURTHER INFORMATION	
# BLDGS ON LOT	<input type="checkbox"/> FRAME				
DETAILED DESCRIPTION OF WORK (PLEASE PRINT CLEARLY)					
*INCLUDING, BUT NOT LIMITED TO: LOCATION, TYPE AND DIMENSIONS OF IMPROVEMENT					
PERMIT TYPE - CHECK ALL ITEMS THAT APPLY					DOES RESIDENCE HAVE THE FOLLOWING
<input type="checkbox"/> NEW BUILDING					CENTRAL AIR YES <input type="checkbox"/> NO <input type="checkbox"/>
<input type="checkbox"/> ADDITION (CHANGE IN S.F.)					FINISHED ATTIC YES <input type="checkbox"/> NO <input type="checkbox"/>
<input type="checkbox"/> DEMOLITION					BASEMENT FINISH
<input type="checkbox"/> ALTERATION (NO CHANGE IN S.F.)					1/4 <input type="checkbox"/> 1/2 <input type="checkbox"/> 3/4 <input type="checkbox"/> FULL <input type="checkbox"/>
<input type="checkbox"/> MAINTAIN (PRE-EXISTING)					
<input type="checkbox"/> RECONSTRUCTION					
<input type="checkbox"/> DECK, TERRACE, PORCH, CARPORT					
<input type="checkbox"/> DORMERS					
<input type="checkbox"/> OTHER _____					
<input type="checkbox"/> FIRE DAMAGE					
<input type="checkbox"/> GARAGE/ OUT BUILDING					
<input type="checkbox"/> HVAC					
<input type="checkbox"/> PLUMBING					
<input type="checkbox"/> RELOCATION					
<input type="checkbox"/> REPLACEMENT					
<input type="checkbox"/> SWIMMING POOL					
<input type="checkbox"/> TENNIS COURT					
<input type="checkbox"/> CHANGE IN USE					
PROPOSED TOTAL PLUMBING FIXTURES					
FLOOR/FIXTURE	BASEMENT	1ST FLOOR	2ND FLOOR	3RD FLOOR	
BATHROOM SINK					
TOILET					
BATHTUB					
STALL SHOWER					
BIDET					
KITCHEN SINK					
WET BAR					
NUMBER OF EXISTING AND PROPOSED BATHS					
NUMBER OF EXISTING FULL BATHS			NUMBER OF PROPOSED FULL BATHS		
NUMBER OF EXISTING HALF BATHS			NUMBER OF PROPOSED HALF BATHS		
HALF BATH EQUALS TWO FIXTURES, FULL BATH EQUALS THREE OR MORE FIXTURES					
NEW C/O NEEDED		YES <input type="checkbox"/>	NO <input type="checkbox"/>		
VARIANCE OBTAINED		YES <input type="checkbox"/>	NO <input type="checkbox"/>		
CONSTRUCTION/RENOVATION IN EXCESS OF 50%		YES <input type="checkbox"/>	NO <input type="checkbox"/>		
SURVEY ENCLOSED		YES <input type="checkbox"/>	NO <input type="checkbox"/>		
PLEASE ATTACH ALL PERMITS & SURVEY IF AVAILABLE					
DATE OF GRANTING OF PERMIT _____					
Signature of Applicant/Contact Person - Sign & Print					
SEPARATE APPLICATION SHALL BE MADE FOR EACH BUILDING					
Address of Applicant/Contact Person					
Telephone					
FIELD REPORT ON REVERSE					

ANSI/APSP/ICC 15a ENERGY EFFICIENCY COMPLIANCE INFORMATION FOR RESIDENTIAL SWIMMING POOLS			
PROJECT NAME: AND ADDRESS		CONTRACTOR NAME AND ADDRESS:	
OWNER:		CONTRACTOR PHONE:	DATE:

This information sheet was prepared by the APSP-15 Residential Swimming Pool and Spa Energy Efficiency Standard Writing Committee of the Association of Pool and Spa Professionals (APSP). It is not part of the American National Standard ANSI/APSP/ICC-15a 2011 but is included for information only. Contractors should acquire and comply with the ANSI/APSP/ICC-15a 2011 standard which can be purchased at www.apsp.org.

1. §5.2.1: Calculated pool volume

- a. Gallons: _____; or
 b. Calculated Gallons: _____ (surface area) X _____ (average depth) X 7.48 (gal/ft³) = _____

2. §5.2.1: Calculated filtration flow rate

(Pool volume ÷ 360 or 36gpm whichever is larger)

3. §5.5.1: Pipe sizing:

a. Minimum suction pipe diameter

(Enter the smallest pipe size from Table 1 with a 6 fps flow capacity the same or more than item 2.)

b. Minimum suction branch pipe diameter

(Calculate: Item 2. _____ (gpm) ÷ Branch Pipes _____ (quantity) = branch flow rate _____ (gpm).
 Enter the smallest pipe size from Table 1 with a 6 fps flow capacity the same or more than the calculated suction branch flow rate.)

c. Minimum return pipe diameter

(Enter the smallest pipe size from Table 1 with a 8 fps flow capacity the same or more than item 2.)

d. Minimum return branch pipe diameter

(Calculate: Item 2. _____ (gpm) ÷ Branch Pipes _____ (quantity) = branch flow rate _____ (gpm).
 Enter the smallest pipe size from Table 1 with a 8 fps flow capacity the same or more than the calculated return branch flow rate.)

4. §5.4.1: Filter type and size:

a. Filter type: (Cartridge, DE, Sand)

b. Minimum filter area

(Calculate: item 2. _____ (gpm) ÷ filter factor _____ (gpm/ft²)
 Filter factors: Cartridge=0.375, Sand=15, Diatomaceous Earth=2

5. §5.4.2: Backwash valve: ____ Yes, ____ No?

(When using a backwash valve, enter result of item 3c or 2 inches whichever is larger)

Table 1

Pipe Size:	1.5"	2"	2.5"	3"	3.5"	4"	5"	6"
Nominal GPM @ 6 fps	38	63	90	138	185	238	374	540
Nominal GPM @ 8 fps	51	84	119	184	247	317	499	720

6. Single-speed pump selection (when used):

§5.1.1, 5.3.1: For single-speed pumps with a total horsepower 0.99 or less, find and enter a compliant pump from the Pool Pump Database.

a. Pump model

b. Total horsepower

7. Multi-speed pump selection (when used):

§5.3.2.1: Pools 17,000 gallons or less, select pump* from the database with a Curve-A gpm flow equal to item 2 or less.

§5.3.2.2: Pools 17,001 gallons or more, select pump* from the database with a Curve-C gpm flow equal to item 2 or less.

*Multi-speed pumps must have one speed listed that satisfies this requirement.

a. Pump model

b. Pump flow

(§5.3.2.1, 5.3.2.2: Applicable Curve A or C gpm flow listed in database)

1. _____ gallons _____

2. _____ gpm _____

3a. _____ inches _____

3b. _____ inches _____

3c. _____ inches _____

3d. _____ inches _____

4a. _____ _____

4b. _____ sq. ft. _____

5. _____ inches _____
 (When used)

6a. _____ _____

6b. _____ _____

or

7a. _____ _____

7b. _____ gpm _____

ANSI/APSP/ICC 15 ENERGY EFFICIENCY COMPLIANCE INFORMATION FOR RESIDENTIAL SWIMMING POOLS

Component	Section	Requirements	Check
Heaters	4.4.1.1	Heater has no pilot light	
	4.4.1.2	Readily accessible on-off switch mounted outside of the heater	
	4.3.1.3	No electric resistance heating unless for inground spa with tight fitting cover with R-6 insulation, or for pool with 60% of documented pool heating from on-site solar or recovered energy.	
	4.3.2	Heater efficiency: gas/oil fired heater efficiency at least 78%, heat pump COP at least 4.0	
Pool systems	5.1.1	Pool filter pump listed in database	
	5.3.1	Pool filter pump with total horsepower 1.0 or more is multi-speed	
	5.3.3	Multi-speed pump controller programmed to default to the filtration flow rate when no auxiliary pool loads are operating within 24 hours and programmed with temporary override capability for servicing.	
	5.3.4	Single-speed pump controller capable of operating pump during off-peak electric demand.	
	5.5.2	Pipe before pump has at least 4 diameters of straight pipe.	
	5.5.3	System installed with solar, or setup for the future addition of solar heating equipment by installing 18 inches of horizontal or vertical pipe after the filter and before a heater, or built-in or built-up connections, or dedicated pipe to and from the pool.	
	5.6	Directional inlets for mixing pool water.	

32 Steppingstone Lane
Kings Point, New York 11024

Claimant's
Invoice No.

Pay to: _____

Street and Number:

City, State: _____

Claim	
Check #	
Payee	
Acct. #	
Amount	
Acct. #	
Amount	
Acct. #	
Amount	
Acct. #	
Amount	

[illegible]

I HEREBY CERTIFY the above articles were sold and delivered and / or the above service rendered to the Village of Kings Point on the dates and for the prices or amounts billed; that the above bill is just, true and correct; that no part thereof has been paid except as stated therein and that the balance therein is actually due and owing and that taxes from which the Village of Kings Point is exempt are excluded therefrom.

Signature _____ (Title) _____

Date _____

_____ (Name of Company)

Tax I.D. # _____ Social Security # _____

I HEREBY APPROVE this claim for services rendered and disbursements for Equipment, materials, supplies and other expenses as herein indicated, which were for the Village of Kings Point

Date _____

Name

Title

Appropriation

Swimming Pool Applications

Letter No. 1

This is a sample letter to be placed on the letter head of the registered architect or professional engineer.

Date:

Inc. Village of Kings Point
32 Steppingstone Lane
Kings Point, New York, 11024

Attn: Building Department

Re: Proposed Swimming Pool at:
(Provide owner name and address)

To Whom It May Concern:

I, (Name of registered architect or professional engineer) license No: _____, expiration date: _____, do hereby certify that the drawings and specifications for the subject pool were prepared by me or by my employees under my direct supervision, and comply with the New York State Building Code and Kings Point Zoning Code, and I accept all professional responsibilities in accordance with all applicable New York State Laws.

Sincerely,

(seal)

Name and Signature of professional

Sworn to before me this _____ day of _____, 20 _____

Notary Public Signature and Stamp

Swimming Pool Applications

Letter No. 2

This is a sample letter to be placed on the letter head of the registered architect or professional engineer.

Date:

Inc. Village of Kings Point
32 Steppingstone Lane
Kings Point, New York, 11024

Attn: Building Department

Re: Proposed Swimming Pool at:
(Provide owner name and address)

To Whom It May Concern:

This is to certify that the designed construction of the subject swimming pool will not require special drainage facilities.

The pool will be constructed of pneumatically applied, steel reinforced, gunite, and the pool water is designed to be continuously re-circulated through the filter and reused from year to year. The drainage from the filter backwash is piped to a drywell located on the subject property and will not interfere with the public water supply, the existing sanitary facilities, neighboring property, or public highway.

All newly created impervious surface areas and newly disturbed pervious surface areas will be provided with on site drainage facilities (drywells) in accordance with Village Code Section 133A.

Sincerely,

(seal)

Name and Signature of professional

Swimming Pool Applications

Letter No. 3

This is a sample letter to be placed on the letter head of the registered architect or professional engineer.

Date:

Inc. Village of Kings Point
32 Steppingstone Lane
Kings Point, New York, 11024

Attn: Building Department

Re: Proposed Swimming Pool at:
(Provide owner name and address)

To Whom It May Concern:

This is to certify that the swimming pool heater for the proposed swimming pool located on the subject premises will utilize electric or fossil fuel, and will conform to the New York State Building Construction Code and New York State Energy Conservation Code.

Sincerely,

(seal)

Name and Signature of professional



*Village of
Kings Point*

**BUILDING DEPARTMENT
APPLICATION FOR TREE REMOVAL**

Property Location: _____

Section: _____, Block: _____, Lot(s): _____

Owner Home Phone: _____ Owner Mobile Phone: _____

Owner Business Phone: _____ Owner Email: _____

Number of trees to be removed: _____

Purpose of proposed removal: _____

A Certified Arborist's letter **MUST** be submitted with this application certifying the need for removal of said tree(s).

A sketch/plan of the property **MUST** be attached to this application which shows the location of the tree(s) to be removed in relation to existing structures on the property.

Trees to be removed **MUST** be identified in the field with a bright marker such as tape or ribbon.

Trees that are not dead, dying, diseased, dangerous, invasive, infested, nuisance, causing or threatening to cause damage to buildings, structures, and above or below ground utilities, are required to have replacement trees planted. A plan with replacement tree species, sizes, and locations **MUST** be provided with this application.

The property owner **MUST** get clearance from the utility company for trees within 10-feet of power lines prior to cutting.

A Nonrefundable Permit Fee of \$100 per tree **MUST** be submitted with this application. Checks are made payable to: Village of Kings Point. All fees are nonrefundable.

Property Owner (print name) _____ being duly sworn states that he/she is the owner of said property and the tree(s) above described is/are located wholly within his/her property lines.

Sworn to before me this _____ day
Of _____, 20 _____

Notary Public

Signature of Owner

Applications that are incomplete will not be accepted or temporarily held by the Building Department.

No tree removal work may begin until this permit has been approved by the Building Inspector.

Trees approved for removal shall be removed completely down to the grade level.

Approved permits shall expire six months from and after the date of its issuance. No work may be performed under an expired permit.

-----Do not write below this line-----

Date Received: _____

Application Fee: _____

Date of Approval: _____

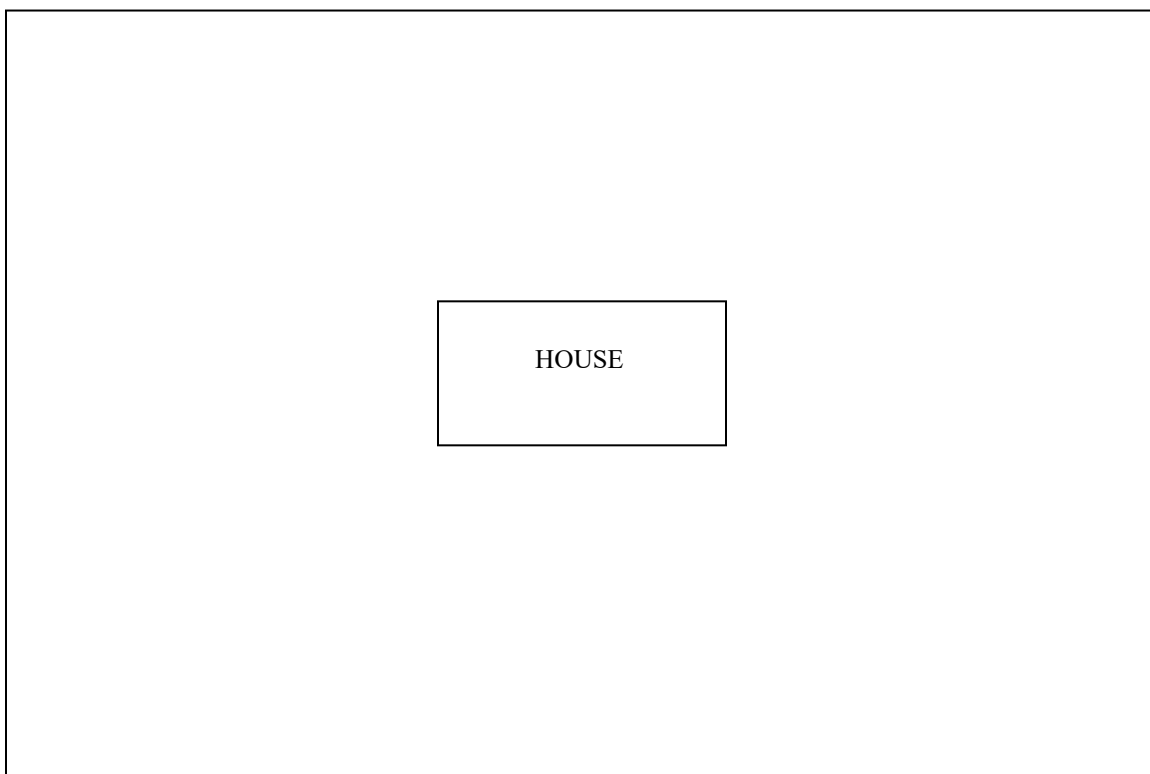
Date of Expiration: _____

Not Valid Unless Stamped Approved and Signed Here by Village

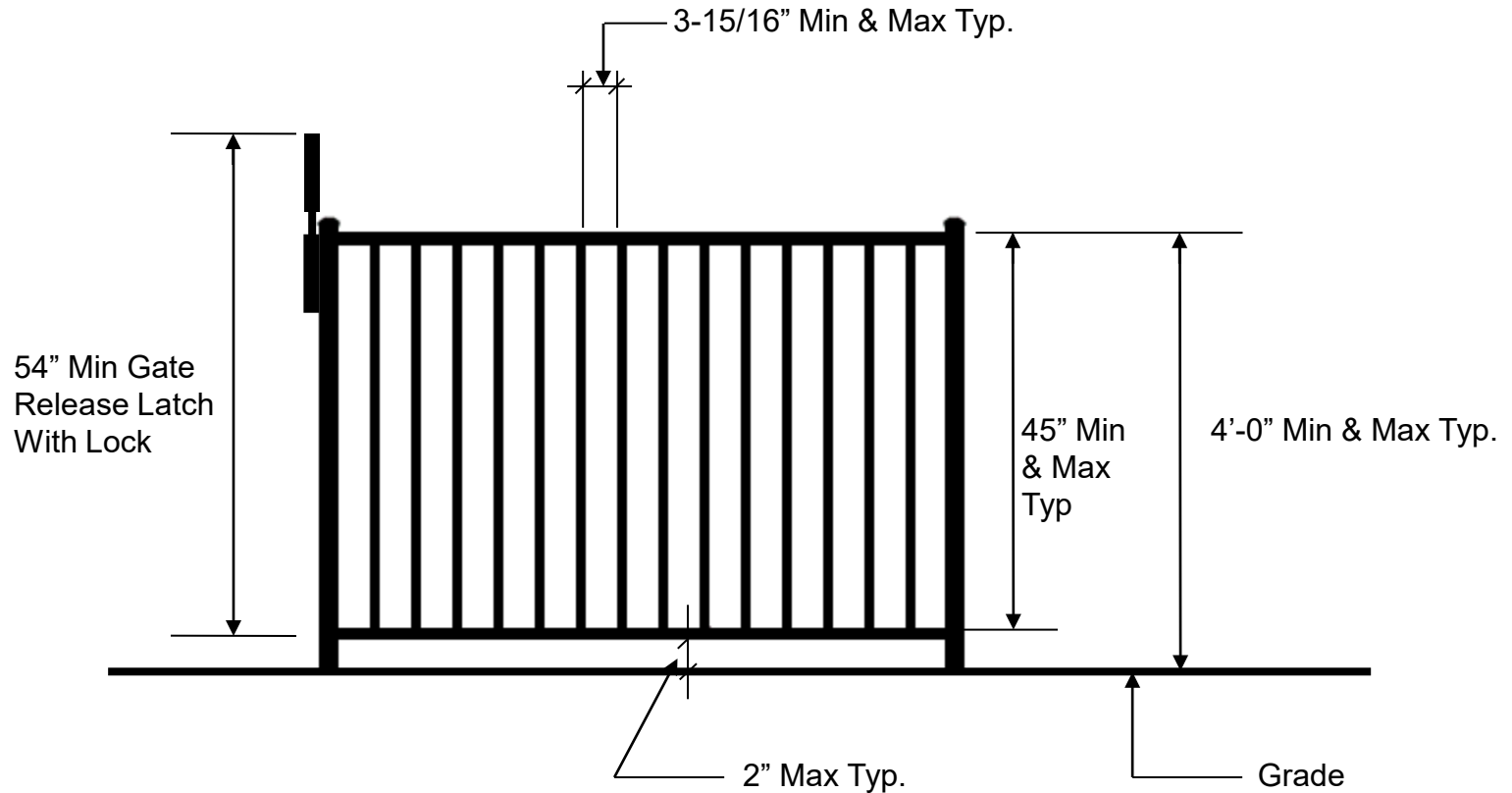
Property Location: _____

Provide a location diagram of tree(s) to be removed in relation to structures on the property in the space below.
Attach a separate site plan/landscape plan if necessary.

Trees to be removed must also be identified in the field with a bright marker such as tape or ribbon.



Building Department Comments:



Swimming Pool Estate Fence Detail

Swimming Pool Barriers must comply with NY State Residential Code Appendix-G. Gates must be self closing and self latching and must swing outward away from the direction of the swimming pool. Fencing must be located on the subject property only.

§ 161-35 **Fences.** [Added 10-9-1975 by L.L. No. 4-1975]

A. General. [Amended 6-21-1994 by L.L. No. 10-1994]

(1) Unless otherwise expressly provided for in this Code, all fences within the Village of Kings Point shall conform to the requirements of this section.

(2) The following terms shall, for the purposes of this section, have the meanings herein indicated:

FENCE Includes gates and walls of all types and materials, including a wire or wires and other line or lines strung between poles and/or trees, except retaining walls.

[Amended 10-24-2002 by L.L. No. 5-2002]

OPEN FENCE A fence, the elements of which are uniformly arranged to occupy not more than 20% of the vertical plane of the fence, providing substantially an open view through the vertical plane of all sections of the fence.

HEIGHT OF A FENCE OR A PILLAR The vertical dimension thereof measured from the highest point to the existing grade at the base thereof.

(3) Fences are accessory structures and shall be located on the same lot or premises as the principal use or building to which they are accessory. Fences shall be constructed with the finished side, if any, facing the adjoining property or street.

(4) It shall be unlawful for any person to erect, construct or alter any fence within the Village of Kings Point until an application for such fence shall have been submitted to and approved by the Building Inspector and a written permit issued therefor by him pursuant to the provisions of the New York State Fire Prevention and Building Construction Code. It shall be unlawful for any owner or occupant of a lot or premises within the Village of Kings Point to permit a fence or any portion thereof to remain on such lot or premises for more than six months from and after the date on which the permit for said fence was issued by the Building Inspector unless a certificate of completion for said fence shall have been issued by the Building Inspector. The Building Inspector shall not issue a certificate of completion unless he shall first receive from the applicant a survey from a surveyor licensed to practice in the State of New York locating the fence on the lot and indicating the height of the fence.

B. Maintenance. All fences shall be maintained in a sound structural condition and in good repair.

C. Fences and pillars in front yards shall be limited to the following: [Amended 6-21-1994 by L.L. No. 10-1994; 2-19-1998 by L.L. No. 1-1998; 10-12-2006 by L.L. No. 6-2006; 1-14-2016 by L.L. No. 1-2016]

(1) Post and rail-type fences consisting of not more than three horizontal rails may rise to a maximum height of four feet.

(2) Driveway pillars, the horizontal area of which does not exceed 6 1/4 square feet and the height of which does not exceed six feet and which consist solely of masonry materials, including within said six-foot height all light fixtures, planters, and other decorative elements.
[Amended 6-20-2017 by L.L. No. 3-2017]

(3) Driveway gates and wrought-iron-type open fences shall be permitted, provided that they comply with the following conditions:

(a) Fences shall not exceed four feet in height.

(b) Driveway gates shall not exceed six feet in height.

(c) Driveway gates shall not be greater in width than the width of the driveway at the property line. Notwithstanding the foregoing, in the event that the driveway is wider than 14 feet at the property line, the driveway gates may not exceed 14 feet without the prior approval of the Architectural and Preliminary Site Review Board. [Amended 11-20-2017 by L.L. No. 6-2017]

(d) All fences and gates shall be black in color unless otherwise approved by the Architectural and Preliminary Site Review Board in order to conform to the architecture, materials, and/or color of the dwelling on, or proposed for, the subject premises. [Amended 11-20-2017 by L.L. No. 6-2017]

(4) Masonry walls, as may be approved by the Architectural and Preliminary Site Review Board, as to material and color, not exceeding 36 inches in height, including within said thirty-six-inch height all light fixtures, planters, and other decorative elements, if any. Such masonry walls may include masonry piers, the horizontal area of which does not exceed 6 1/4 square feet and the height of which does not exceed six feet, including within said six-foot height all light fixtures, planters, and other decorative elements. There shall be not less than 20 feet between any such piers. [Added 6-20-2017 by L.L. No. 3-2017; amended 11-20-2017 by L.L. No. 6-2017]

D. Fences in side and rear yards shall be limited to the following: [Amended 6-21-1994 by L.L. No. 10-1994]

(1) Open fences, not exceeding four feet in height, may be located within four feet of a property line. No fencing of any other type shall be located within four feet of a property line.

(2) At a distance of four feet or more from a property line, fences of all types shall be permitted, provided that they comply with the following conditions:

(a) The height of the fence shall not exceed six feet unless governed by the provisions of § 161-40 of this Code concerning tennis courts.

(b) Open fences in excess of four feet and other types of fences, of any height, must be completely screened from the adjoining properties and streets by a living screen of coniferous trees having a height of not less than six feet. Said screening shall be so placed and maintained that it obscures the view of said fence from adjoining properties and streets.

(3) The Building Inspector shall not issue a certificate of completion of a solid fence of any height or an open fence in excess of four feet in height which is located within 15 feet of a property line unless such property line is properly marked by monuments set by a land surveyor licensed by the State of New York.

E. Fences on vacant or other property. Notwithstanding the fact that fences are generally deemed accessory structures, fences may be erected on any property, whether or not there is a principal structure or principal use on the property, at any location other than along the shoreline. All such fences shall be post-and-rail-type fences consisting of not more than three horizontal rails, unless otherwise approved by the Architectural and Preliminary Site Review Board, and shall not exceed four feet in height. No wire or other material, other than live vegetation, shall be affixed to such fences. [Added 12-14-1999 by L.L. No. 6-1999^[1]; amended 3-17-2016 by L.L. No. 2-2016; 11-20-2017 by L.L. No. 6-2017]

[1] Editor's Note: This local law also renumbered former Subsection E, regarding fences along the shoreline, and Subsection F, regarding prohibited fences and fencing materials, as Subsections F and G, respectively.

F. Fences along the shoreline.

- (1)** On bulkheaded lots, no fence may be erected between the bulkhead and the water.
- (2)** On lots with a natural shoreline bank, the fence may not be erected between the top of the bank and the water.
- (3)** In no event shall a fence be erected on any portion of a waterfront lot having an elevation of less than eight inches.

G. The following fences and fencing materials are prohibited: [Added 6-21-1994 by L.L. No. 10-1994]

- (1)** Barbed, razor or ribbon wire.
- (2)** Electrically charged.

H. Whenever construction, demolition, excavation, or other activities or passive events occur that, in the opinion of the Building Inspector, create an unsafe condition requiring the protection of individuals who might be endangered by such activities or occurrences, the Building Inspector is authorized to require a fence meeting the following requirements: [Added 4-9-2018 by L.L. No. 6-2018]

- (1)** The fence shall be composed of metal chain link, similar to the requirements for swimming pool fences, or such other material as may be approved by the Building Inspector.
- (2)** The fence shall be installed in such a manner and in such locations are approved by the Building Inspector to assure that it is safe and stable and, while maintaining the required safety, to the extent reasonable, limiting the adverse impact upon the adjacent neighbors and the public at large.
- (3)** The fence shall be six feet in height.
- (4)** The fence shall have opaque mesh material fastened to the inside or such other material, as approved by the Building Inspector, that substantially shields the view of the public to the area being protected by the fence.
- (5)** The fence and mesh material shall be maintained in good condition at all times that the fence is required by the Building Inspector, and the fence and/or the mesh material shall be repaired or replaced if, in the opinion of the Building Inspector, either or both are no longer in good condition.

(6) There shall be no commercial advertising, signs, or other writing, symbols, pictures, or other material on the mesh or the fence.

(7) The fence shall be continuous around the entire area from which individuals might be endangered, unless otherwise approved by the Building Inspector.

(8) The fence shall have at least one gate.

(9) All gates shall be closed at all times except when vehicles or individuals are actively passing through them.

(10) The fence shall be securely locked at all times when no one authorized by the owner to be present on the site is present on the site. If requested by the Building Inspector, a key to the lock shall be provided to the Building Department.

(11) The fence shall be installed on the subject property only, and shall not be installed on any public or private right-of-way without the express authorization of the owner and the permission of the Building Inspector, or in any manner that might otherwise unreasonably interfere with any easements of other rights of way of record without the permission of the Building Inspector.

(12) The fence shall be temporary and shall be removed immediately upon completion of the construction, demolition, excavation, and/or other activities, or such other unsafe condition has been rendered safe, or as otherwise directed by the Building Inspector.

Section R326 Swimming Pools, Spas and Hot Tubs

[NY] R326.1 General

The provisions of this section shall control the design and construction as well as substantial modification of swimming pools, spas and hot tubs installed in or on the lot of dwellings regulated under this code, and detached one- and two-family dwellings classified as Group R-3 and constructed under the *Building Code of New York State*.

Exception: Communal pools for the shared use of multiple townhouse units shall be regulated by the *Building Code of New York State*.

[NY] R326.1.1 Compliance With Other Sections

Swimming pools, spas and hot tubs shall comply with this section and other applicable sections of this code. The requirements of this section and of the other applicable sections of this code shall be in addition to, and not in replacement of or substitution for, the requirements of other applicable federal, state and local laws and regulations, including, but not necessarily limited to the requirements of Section 8003 (Federal swimming pool and spa [drain](#) cover standard) of Title 15 of the United States Code (CPSC 15 USC 8003), where applicable.

[NY] R326.2 Definitions

For the purpose of these requirements, the terms used shall be defined as follows and as set forth in [Chapter 2](#).

BARRIER, PERMANENT. A fence, the [walls](#) of a permanent structure, any other structure or combination thereof which completely surrounds the swimming pool and sufficiently obstructs [access](#) to the swimming pool.

BARRIER, TEMPORARY. An approved temporary fence, permanent fence, the [walls](#) of a permanent structure, any other structure, or any combination thereof that sufficiently prevents [access](#) to the swimming pool by any person not engaged in the installation or construction of the swimming pool during its installation or construction.

HOT TUB. See "Spa."

RESIDENTIAL. That which is situated on the premises of [dwellings](#) regulated under this code, and detached [dwellings](#) classified as R-3 and constructed under the *Building Code of New York State*.

SPA. A portable or nonportable structure intended for recreational or therapeutic bathing, in which all controls, waterheating and water-circulating [equipment](#) are an integral part of the product. Spas are shallow in depth and are not designed for swimming or diving.

SUBSTANTIAL DAMAGE. For the purpose of determining compliance with the pool alarm provisions of this section, damage of any origin sustained by a swimming pool, whereby the cost of restoring the swimming pool to its before-damaged condition would equal or exceed 50 percent of the market value of the swimming pool before the damage occurred.

SUBSTANTIAL MODIFICATION. For the purpose of determining compliance with the pool alarm provisions of this section, any [repair](#), [alteration](#), [addition](#) or improvement of a swimming pool, the cost of which equals or exceeds 50 percent of the market value of the swimming pool before the improvement or [repair](#) is started. If a swimming pool has sustained substantial damage, any [repairs](#) are considered substantial modification regardless of the actual [repair](#) work performed.

SUCTION OUTLET. A fitting, fitting assembly, cover/ grate, [sump](#), and related components that provide a localized low-pressure area for the transfer of water from a swimming pool.

SWIMMING POOL. Any structure, basin, chamber or tank which is intended for swimming, diving, recreational bathing or wading and which contains, is designed to contain, or is capable of containing water more than 24 inches (610 mm) deep at any point. This includes in-ground, above-ground and on-ground pools, indoor pools, hot tubs, spas, and wading pools.

SWIMMING POOL, INDOOR. A swimming pool which is totally contained within a structure and surrounded on all four sides by the [walls](#) of the enclosing structure.

SWIMMING POOL, OUTDOOR. Any swimming pool which is not an indoor pool.

[NY] R326.3 Compliance With Other Standards

[NY] R326.3.1 In-Ground Pools

In-ground pools shall be designed and constructed in conformance with ANSI/APSP/ICC 5 (American National Standard for Residential Inground Swimming Pools, 2011).

[NY] R326.3.2 Above-Ground and On-Ground Pools

Above-ground and on-ground pools shall be designed and constructed in conformance with ANSI/APSP/ICC 4 (American National Standard for Aboveground/Onground Residential Swimming Pools, 2012).

[NY] R326.3.3 Permanently Installed Spas and Hot Tubs

Permanently installed spas and hot tubs shall be designed and constructed in conformance with ANSI/APSP/ICC 3 (American National Standard for Permanently Installed Residential Spas and Swim Spas, 2014).

[NY] R326.3.4 Portable Spas and Hot Tubs

Portable spas and hot tubs shall be designed and constructed in conformance with ANSI/APSP/ICC 6 (American National Standard for Residential Portable Spas and Swim Spas, 2013).

[NY] R326.4 Barriers, Application

The provisions of this section shall control the design of barriers for swimming pools, spas and hot tubs. These design controls are intended to provide protection against potential drowning and near-drowning by sufficiently preventing [access](#) to swimming pools, spas and hot tubs by persons outside the property, persons within the [dwelling](#), and persons in other parts of the property not contained within the pool enclosure.

[NY] R326.4.1 Temporary Barriers

An outdoor swimming pool shall be surrounded by a temporary barrier during installation or construction that shall remain in place until a permanent barrier in compliance with Section [R326.4.2](#) is provided.

Exception:

1. Above-ground or on-ground pools where the pool structure constitutes a barrier in compliance with [Section R326.4.2.9](#).
2. Spas or hot tubs with a safety cover which complies with ASTM F1346, provided that such safety cover is in place during the period of installation or construction of such hot tub or spa. The temporary removal of a safety cover as required to facilitate the installation or construction of a hot tub or spa during periods when at least one person engaged in the installation or construction is present is permitted.

[NY] R326.4.1.1 Height

The top of the temporary barrier shall be at least 48 inches (1219 mm) above [grade](#) measured on the side of the barrier which faces away from the swimming pool.

[NY] R326.4.1.2 Replacement by a Permanent Barrier

A temporary barrier shall be replaced by a complying permanent barrier within either of the following periods:

1. 90 days of the date of issuance of the building [permit](#) for the installation or construction of the swimming pool; or
2. 90 days of the date of commencement of the installation or construction of the swimming pool.

[NY] R326.4.1.2.1 Replacement Extension

Subject to the approval of the [building official](#), the time period for completion of the permanent barrier may be extended for good cause, including, but not limited to, adverse weather conditions delaying construction.

[NY] R326.4.2 Permanent Barriers

Swimming pools shall be completely enclosed by a permanent barrier complying with Sections [R326.4.2.1](#) through [R326.4.2.6](#).

[NY] R326.4.2.1 Barrier Height and Clearances

The top of the barrier shall be no less than 48 inches (1219 mm) above [grade](#) measured on the side of the barrier that faces away from the swimming pool. The vertical clearance between [grade](#) and the bottom of the barrier shall be not greater than 2 inches (51 mm) measured on the side of the barrier that faces away from the swimming pool. Where the top of the pool structure is above [grade](#), the barrier may be at ground level, or mounted on top of the pool structure. Where the barrier is mounted on top of the pool structure, the barrier shall comply with Sections [R326.4.2.2](#) and [R326.4.2.3](#).

[NY] R326.4.2.2 Solid Barrier Surfaces

[Solid](#) barriers which do not have openings shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.

[NY] R326.4.2.3 Closely Spaced Horizontal Members

Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed $1\frac{3}{4}$ inches (44 mm) in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall be not greater than $1\frac{3}{4}$ inches (44 mm) in width.

[NY] R326.4.2.4 Widely Spaced Horizontal Members

Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, spacing between vertical members shall be not greater than 4 inches (102 mm). Where there are decorative cutouts within vertical members, spacing within the cutouts shall be not greater than $1\frac{3}{4}$ inches (44 mm) in width.

[NY] R326.4.2.5 Chain Link Dimensions

Maximum mesh size for chain link fences shall be a 2¹/₄ inch (57 mm) square, unless the fence has vertical slats fastened at the top or the bottom which reduce the openings to not more than 1³/₄ inches (44 mm).

[NY] R326.4.2.6 Diagonal Members

Where the barrier is composed of diagonal members, the maximum opening formed by the diagonal members shall be not greater than 1³/₄ inches (44 mm).

[NY] R326.4.2.7 Gates

Gates shall comply with the requirements of Sections [R326.4.2.1](#) through [R326.4.2.6](#), and with the following requirements:

[NY] R326.4.2.7.1 Self-Closing and Opening Configuration

All gates shall be self-closing. In addition, if the gate is a pedestrian [access](#) gate, the gate shall open outward, away from the pool.

[NY] R326.4.2.7.2 Latching

All gates shall be selflatching, with the latch handle located within the enclosure (i.e., on the pool side of the enclosure) and at least 40 inches (1016 mm) above [grade](#). In addition, if the latch handle is located less than 54 inches (1372 mm) from [grade](#), the latch handle shall be located at least 3 inches (76 mm) below the top of the gate, and neither the gate nor the barrier shall have any opening greater than 0.5 inch (12.7 mm) within 18 inches (457 mm) of the latch handle.

[NY] R326.4.2.7.3 Locking

All gates shall be securely locked with a key, combination or other child-proof lock sufficient to prevent [access](#) to the swimming pool through such gate when the swimming pool is not in use or supervised.

[NY] R326.4.2.8 Dwelling Wall as Barrier

A wall or [walls](#) of a [dwelling](#) may serve as part of the barrier, provided that the wall or [walls](#) meet the applicable barrier requirements of Sections [R326.4.2.1](#) through [R326.4.2.6](#), and one of the following conditions shall be met:

1.
 - a. Doors with direct [access](#) to the pool through that wall shall be equipped with an alarm that produces an audible warning when the door and/or its screen, if present, are opened. The alarm shall be listed in accordance with UL 2017. The audible alarm shall activate within 7 seconds and sound continuously for a minimum of 30 seconds after the

door and/or its screen, if present, are opened and be capable of being heard throughout the house during normal household activities. The alarm shall automatically reset under all conditions. The alarm system shall be equipped with a [manual](#) means, such as touch pad or switch, to temporarily deactivate the alarm for a single opening. Deactivation shall last for not more than 15 seconds; and

- b. Operable windows in the wall or [walls](#) used as a barrier shall have a latching device located no less than 48 inches above the floor. Openings in operable windows shall not allow a 4-inch-[diameter](#) (102 mm) sphere to pass through the opening when the window is in its largest opened position; and
 - c. Where the [dwelling](#) is wholly contained within the pool barrier or enclosure, alarms shall be provided at every door with direct [access](#) to the pool; or
2. Other approved means of protection, such as selfclosing with self-latching devices, so long as the degree of protection afforded is not less than the protection afforded by Item 1 described above.

[NY] R326.4.2.8.1 Alarm Deactivation Switch Location

Where an alarm is provided, the deactivation switch shall be located 54 inches (1372 mm) or more above the threshold of the door. In [dwellings](#) required to be Accessible units, Type A units, or Type B units, the deactivation switch shall be located 48 inches (1219 mm) above the threshold of the door.

[NY] R326.4.2.9 Pool Structure as Barrier

Where an above-ground pool structure is used as a barrier, or where the barrier is mounted on top of the pool structure, the structure shall be designed and constructed in compliance with ANSI/APSP/ICC 4 and meet the applicable barrier requirements of Sections [R326.4.2.1](#) through [R326.4.2.8](#). Where the means of [access](#) is a ladder or steps, one of the following conditions shall be met:

1. The ladder or steps shall be capable of being secured, locked or removed to prevent [access](#). When the ladder or steps are secured, locked or removed, any opening created shall not allow the passage of a 4-inch-[diameter](#) (102 mm) sphere; or
2. The ladder or steps shall be surrounded by a barrier which meets the requirements of Sections [R326.4.2.1](#) through [R326.4.2.8](#).

[NY] R326.4.3 Indoor Swimming Pool

[Walls](#) surrounding an indoor swimming pool shall comply with Section [R326.4.2.8](#).

[NY] R326.4.4 Prohibited Locations

Barriers shall be located so as to prohibit permanent structures, [equipment](#) or similar objects from being used to climb the barrier.

[NY] R326.5 Entrapment Protection for Swimming Pool and Spa Suction Outlets

Suction outlets shall be designed to produce circulation throughout the pool or spa. Single-outlet systems, such as [automatic](#) vacuum cleaner systems, or multiple suction outlets, whether isolated by valves or otherwise, shall be protected against user entrapment.

[NY] R326.5.1 Compliance

Suction outlets shall be designed and installed in accordance with the requirements of CPSC 15 USC 8003 and ANSI/APSP/ICC 7, where applicable.

[NY] R326.6 Suction Outlets

Suction outlets shall be designed to produce circulation throughout the pool or spa. Single-outlet systems, such as [automatic](#) vacuum cleaner systems, or multiple suction outlets, whether isolated by valves or otherwise, shall be protected against user entrapment.

[NY] R326.6.1 Compliance Alternative

Suction outlets may be designed and installed in accordance with ANSI/ APSP/ICC 7.

[NY] R326.6.2 Suction Fittings

Pool and spa suction outlets shall have a cover that conforms to ANSI/ASME A112.19.8, or an 18 inch by 23 inch (457 mm by 584 mm) [drain](#) grate or larger, or an approved channel [drain](#) system.
Exception: Surface skimmers.

[NY] R326.6.3 Atmospheric Vacuum Relief System Required

Pool and spa single- or multiple-outlet circulation systems shall be equipped with atmospheric vacuum relief should grate covers located therein become missing or broken. This vacuum relief system shall include at least one approved or engineered method of the type specified herein, as follows:

1. Safety vacuum release system conforming to ASME A112.19.17; or
2. An approved gravity drainage system.

[NY] R326.6.4 Dual Drain Separation

Single or multiple pump circulation systems have a minimum of two suction outlets of the approved type. A minimum horizontal or vertical distance of 3 feet (914 mm) shall separate the outlets. These suction outlets shall be piped so that water is drawn through them simultaneously through a vacuum-relief-protected line to the pump or pumps.

[NY] R326.6.5 Pool Cleaner Fittings

Where provided, vacuum or pressure cleaner fitting(s) shall be located in an accessible position(s) at least 6 inches (152 mm) and not more than 12 inches (305 mm) below the minimum operational water level or as an attachment to the skimmer(s).

[NY] R326.7 Swimming Pool and Spa Alarms, Applicability

A swimming pool or spa installed, constructed or substantially modified after December 14, 2006, shall be equipped with an approved pool alarm. Pool alarms shall comply with ASTM F2208 (Standard Specification for Pool Alarms), and shall be installed, used and maintained in accordance with the manufacturer's instructions and this section.

Exception:

1. A hot tub or spa equipped with a safety cover which complies with ASTM F1346.
2. A swimming pool (other than a hot tub or spa) equipped with an [automatic](#) power safety cover which complies with ASTM F1346.

[NY] R326.7.1 Multiple Alarms

A pool alarm must be capable of detecting entry into the water at any point on the surface of the swimming pool. If necessary to provide detection capability at every point on the surface of the swimming pool, more than one pool alarm shall be provided.

[NY] R326.7.2 Alarm Activation

Pool alarms shall activate upon detecting entry into the water and shall sound poolside and inside the [dwelling](#).

[NY] R326.7.3 Prohibited Alarms

The use of personal immersion alarms shall not be construed as compliance with this section.