

SILVER CREEK

GUIDELINES FOR SWIMMING POOL REQUEST

It is the duty of the Silver Creek Board of Directors to assure that all Silver Creek residences continue to adhere to the highest standards of community conformity as reflected in the community documents. Our purpose and authority stated in Silver Creek's Deed Restrictions and By-Laws to review all applications for improvements to dwellings in Silver Creek.

The sole purpose of this document is to provide Silver Creek residents a better understanding of what requirements must be satisfied and sustained prior to requesting the adoption of a swimming pool. In order to be approved for a swimming pool ALL of the requirements listed must be fulfilled and adhered to.

The Silver Creek Board of Directors has full authority to approve or deny applications for adding a "swimming pool" to existing properties within the Silver Creek Community. We have developed a set of standards that have been approved by the Silver Creek Board members and our Property Management firm KY Realty.

Our judgment is based entirely on the aesthetic value of the improvement, compliance with Deed Restrictions, Metropolitan Sewer District (MSD) and Local Ordinances. We make no determination as to its structural soundness. The homeowner is responsible for any and all city permits requirements. Precedence is not justification for approval. Every application is judged on its own merits.

No construction may begin without the committee's approval. Denial of such approval will automatically provide the applicant a right of appeal to the entire board should the applicant so decide. We can, and may choose, to require a homeowner to cease construction or to remove any construction that has begun without approval.

DEFINITION

In this document, a swimming pool will be defined as an **above** ground structure intended to contain filtered and chemically treated water designed for the purpose of recreational swimming or immersion.

NO INGROUND POOLS ARE ALLOWED OR PERMITTED

BASIC GUIDELINES

1. All swimming pools in Silver Creek must be an "above ground" structure
2. All swimming pools must be positioned in the back yard of the property
3. All swimming pools must meet or exceed setback requirements
4. Swimming pool may not exceed beyond the property boundary line
5. All swimming pools must be enclosed by a perimeter privacy fence. A separate request form must be submitted for the fence.
6. Any structure that is to be constructed along with the pool i.e. outdoor kitchens, sun screening apparatus, cabanas, must be included in the swimming pool application.
7. Swimming pools cannot be placed over any underground sewer, water or utility lines. This ensures access to these utilities if service work is required.
8. Residents should never discharge water to the stormwater system, such as with catch basins or the street, because this water directly reaches a natural body of water and is not filtered.

NOTE: All submitted materials shall remain the property of the association. You may wish to make a copy for your personal records.

Rev 0 Est. 2020

9. Drainage for all swimming pools must adhere to the following (as requested by MSD). **Water must be discharged slowly in all cases:**
- a. draining to a grassy area such as your yard if the yard is large enough to absorb it
 - b. draining directly into the sanitary sewer system if a direct connection is available
 - c. draining directly into a toilet, bathtub or floor drain on the property
 - d. discharge water slowly, at no more than 30 gallons per minute, to prevent overwhelming public water quality treatment center assets, soil erosion, flooding, or damage to adjacent properties, including backups into homes
 - e. Do not drain your pool during or up to 48 hours after a rain event.
 - f. The pool should sit at least 10 days after chemical treatment before draining any water.
 - g. Test the pool water to ensure that it is essentially chlorine-free prior to draining (about 0.1 parts per million total chlorine)
 - h. The pool's pH should be in a normal range of 6 to 8 prior to draining
10. Call MSD's Industrial Waste Department at 502-540-6917 with any pool draining questions.

PROCESS

The initial step in requesting approval for a swimming pool requires signing this document and completing the Silver Creek Architectural Review Application (which can be found on the Silver Creek website). When completed, this document along with a completed Silver Creek Architectural Review Application must be emailed to Silver Creek Board at [**board@silvercreek.hoospace.com**](mailto:board@silvercreek.hoospace.com)

You may also mail your application to KY Realty – Attn: Dennis McCoy, 3944 Bardstown Road, C/O Kentucky Realty Corp 40218

The Silver Creek Board will act upon this application within 14 days of submittal. Action does not necessarily mean approval or denial. If the application is not complete the committee may choose to return it to the applicant or deny until all requested information is provided. This will cause delays in the process.

Once the application has been approved the homeowner/contractor may begin construction.

I hereby acknowledge that I understand the rules concerning the proposed improvement. This improvement in no way encroaches on a neighbor's property. I agree to abide by the rules established by the Declaration of Covenants, Conditions and Restrictions and will be solely liable for any upkeep required by the addition of this improvement. I understand that I am to contact the city to obtain a permit if one is required before any construction begins on my property. I will submit a drawing with the proposed location of the Architectural Improvement for the Board of Directors to review.

Homeowners Signature: _____

Printed Name: _____

Homeowners Address: _____

Date: _____

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