

**ARLINGTON COUNTY, VIRGINIA  
INTER-DEPARTMENTAL MEMORANDUM**

**May 22, 2003**

**TO:** Zoning Administration Staff

**FROM:** Terry Russell, Zoning Administrator

**SUBJECT:** Swimming Pools

I have reviewed Section 32.D.2.e. of the Zoning Ordinance. I have also reviewed the file on the Zoning Ordinance Amendments to this section. As a result it is my determination that swimming pools are not subject to the footprint limitations included in this subsection. The limitation on footprint size is for "accessory buildings." See the following definitions from Section 1 of the Zoning Ordinance:

*Building.* An enclosed structure anchored to its foundations and having exterior or party walls and a roof, designed for the shelter of persons, animals or property. When divided by walls without openings, each portion or section of such building shall be regarded as a separate building.

*Building, accessory.* A detached subordinate building, the use of which is clearly incidental to that of the main building or to the use of the land.

A swimming pool does not meet the definition of *building*, and therefore cannot be considered an accessory building subject to the footprint restrictions of Section 32.D.2.e.