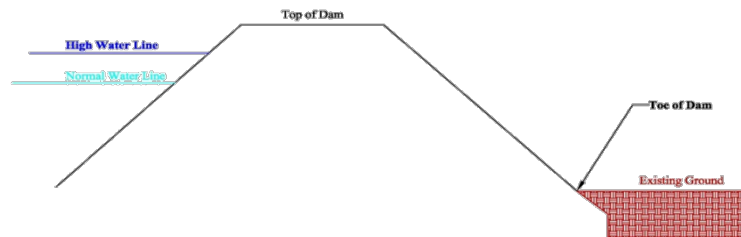


## Clark County Pond Regulations

6. **Water Impoundments:** All water impoundments such as ponds, lakes, or wetlands shall be constructed and developed in compliance with the following standards:
- a) The purpose of these regulations is to guide the development, design, maintenance and structural integrity of ponds, lakes, wetlands, or other water detention/retention structures. It is the purpose of these regulations to promote the public's health, safety and welfare by minimizing local nuisances, as well as potentially dangerous health and safety concerns, and to further the general harmony between and amongst neighbors.
  - b) No applicable structure shall hereafter be located, constructed, repaired, extended, enlarged, converted or altered without full compliance with the terms of these regulations. Said construction, alterations or modifications require a zoning permit.
  - c) "DETENTION POND" shall mean an artificially formed structure designed to hold storm water runoff, detaining it for a period of time before ultimately slowly discharging the water downstream. Detention ponds are designed to complement large scale residential, commercial and industrial developments. Detention ponds must be designed and constructed to the specifications of a licensed professional engineer and the engineering plans must be reviewed and approved by the respective authorized agencies. No Zoning Permit Required.
  - d) "RETENTION POND" shall mean an artificially formed structure designed to hold water year round with the capacity to accommodate a limited amount of storm water runoff. Retention ponds are reservoirs of natural water designed to enhance aesthetic elements of large scale residential, commercial and industrial developments. Retention ponds must be designed and constructed to the specifications of a licensed professional engineer and the engineering plans must be reviewed and approved by the respective authorized agencies. No Zoning Permit Required.
  - e) "AGRICULTURAL PONDS" shall mean a natural or artificially formed structure which serve as a reservoir of water for year round agricultural use. Agricultural ponds are to be used for agricultural based activities including aquaculture, hatcheries, hydroponics or irrigation and animal related maintenance and/or production activities. Agricultural ponds may also support fire suppression due to the lack of access to municipal water services. The use of such ponds are limited and restricted to those activities supported by the owners. Agricultural ponds shall not engage in off-farm commercial uses nor in any commercial recreational activities such as, but not limited to, fishing or swimming. Zoning permit subject to agricultural exemption in accordance with ORC 303.21.
  - f) "RECREATIONAL PONDS" shall mean a new artificially formed structure over 500 square feet which is intended to serve as a permanent reservoir of water serving aesthetic desires and/or as an activity center for year round use. Such ponds are to be designed for year round enjoyment and to further such activities such as wildlife habitats, swimming, fishing, ice skating, etc. Ponds must be reviewed by the Clark Soil and Water Conservation District, and designed ponds must meet or exceed the standards and specifications of the Natural Resource Conservation Service (See attached NRCS Spec. 378 or [http://efotg.sc.egov.usda.gov/references/public/OH/Oh378\\_Standard\\_Pond.pdf](http://efotg.sc.egov.usda.gov/references/public/OH/Oh378_Standard_Pond.pdf)). Zoning Permit is Required.
  - g) Ponds shall not be located closer than 25 feet from any lot lines and where applicable, they shall not be located closer than 75 feet from a road right-of-way or easement located on any parcel. In addition, they shall meet current Clark County Combined Health District on-site utilities horizontal isolation distances for private water systems and sewage disposal systems. Ponds shall not present a contamination hazard to groundwater or local drinking water sources. A site approval, from the Clark County Combined Health District, is required prior to approval of plans for pond construction. They shall not restrict or block existing or future surface and/or sub-surface drainage systems. No pond shall be located on a parcel less than 5 acres in size.
  - h) Setbacks shall be measured from the high water line or toe of dam, whichever is closer.



- i) Large ponds of a sufficient size, determined by the Ohio Dam Safety Law, may be subject to review, approval and annual inspection by the Ohio Department of Natural Resources, Division of Water.
- j) The property owner and/or applicant will be required to submit to the Zoning Inspector a copy of the proposed construction plan which has been approved by the authorized agency and other necessary documentation for the purpose of obtaining a zoning permit.