



## **Swimming Pool Regulations and Specifications**

### **SEC. 154.138 SWIMMING POOL FENCES.**

(A) Enclosure required. Every outdoor swimming pool constructed or installed after the effective date of this chapter shall be completely enclosed by a fence or a wall, or a combination thereof, which is not less than four feet in height. The fence and/or wall shall be so constructed as not to have openings, holes, or gaps larger than four inches in any dimension except for doors and gates. If a picket fence is erected or maintained, the horizontal spacing between pickets shall not exceed four inches. The walls of a dwelling, house, or accessory building may be used as part of such enclosures.

(B) Gates. All gates and doors opening through an enclosure required pursuant to division (A) above shall be equipped with a self-closing device for keeping the gate or door securely closed at all times when not in actual use, provided that a door of indwelling our accessory building which forms a part of the enclosure need not be so equipped.

(C) Applicability. No person in possession of land within the city, whether as owner, purchaser, lessee, or tenant, upon which a swimming pool is constructed or installed shall fail to provide and maintain a secure enclosure around such swimming pool.

(D) Modifications. Persons owning pools may make application to the City Council which may authorize modifications and variances in individual cases upon a showing of good cause with respect to the height, nature, or location of the fence, wall, gate, or latch, or the necessity thereof; provided the minimum level of protection and security intended by this section is not reduced thereby. The City Council may permit other protective devices or structures to be used so long as the degree of protection afforded by the substitute devices or structures is not less than the protection afforded by the fence, gate, and latch required.

(E) Definition. The term SWIMMING POOL, as used herein, shall mean a body of water in an artificial or semi-artificial receptacle, structure, or container located outdoors, either above ground or below ground, used or intended to be used for public, semi-public, or private swimming, and shall include swimming pools used or intended to be used solely by the owner or others without payment of any fee.

(Ordinance 2011-27(f) adopted 11/12/15)