

## **CHAPTER 158 SWIMMING POOLS**

### **S158-1. Fence required; height**

### **S158-2. Use of natural barriers.**

**(HISTORY: Adopted as Art. XXIX of the 1979 Compilation. Amendments noted where applicable)**

### **S158-1. Fence required; height**

Every person owning land on which there is situated a private above or below ground swimming pool, a fish pond or other body of water which constitutes an obvious hazard and contains twenty-four (24) inches or more of water in depth at any point, shall erect and maintain thereon an adequate enclosure either surrounding the property or pool area, sufficient to make such body of water inaccessible to small children. Such enclosure, including gates therein, must be not less than four (4) feet above the underlying ground; all gates must be self-latching with latches placed four (4) feet above the underlying ground or otherwise made inaccessible from the outside to small children.

Such enclosure, including gates therein, for any such pool, pond or other body of water constructed or created after the effective date of this amendment shall not be less than six (6) feet above the underlying ground; all such pools, ponds or other bodies of water constructed or created prior to the effective date of this amendment shall continue to have an enclosure of not less than four (4) feet. (Voted November 28, 1989)

### **S158-2. Use of natural barriers**

A natural barrier or other protective device approved by the Building Commissioner may be used as long as the degree of protection afforded by the substituted devices or structures is not less than the protection afforded by the enclosure gate and latch described herein