

ORDINANCE NO. 2011-07

AN ORDINANCE ESTABLISHING MINIMUM STANDARDS FOR SWIMMING POOLS WITHIN THE CITY OF PIONEER VILLAGE, BULLITT COUNTY, KENTUCKY.

WHEREAS, the location of swimming pools may create a dangerous condition for the general public, including residents and visitors, to the City of Pioneer Village, and

WHEREAS, the lack of continuing maintenance of swimming pools may create a dangerous condition for the general public, including residents and visitors, to the City of Pioneer Village, and

WHEREAS, the failure to secure swimming pools from unauthorized use by uninvited guest or from unaccompanied minors creates a dangerous condition for the general public, including residents and visitors, to the City of Pioneer Village, now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PIONEER VILLAGE,

SECTION ONE: It shall be unlawful to construct, maintain, install or enlarge any swimming pool in the City, except in compliance with all the provisions of this ordinance.

SECTION TWO: Definition. The term "swimming pool" is hereby defined as a receptacle for water, or an artificial pool of water having a depth at any point of more than two (2) feet, intended for the purpose of immersion or partial immersion therein of human beings, and including all appurtenant equipment.

SECTION THREE: Location. No portion of a swimming pool outside a building shall be located at a distance less than eight (8) feet from any side or rear property line, or building line. Pumps, filters and pool water disinfection equipment installations shall be located at a distance not less than eight (8) feet from any side property line.

SECTION FOUR: Fence. Swimming pools within the scope of this Ordinance or not enclosed within a permanent building shall be completely enclosed by a fence of sufficient strength to prevent access to the pool and shall be not less than four (4) feet (1.22 meters) in height, so constructed as not to have voids, holes or openings larger than four (4) inches (10 centimeters) in one dimension. Gates or doors shall be equipped with a self-closing and self-latching device for keeping the gate or door securely closed at all times when not in actual use.

Aboveground pools with self-provided fencing to prevent unguarded entry will be allowed without separate additional fencing, providing the self-provided fence is of minimum required height and design as heretofore specified.

Permanent access from grade to aboveground pools having stationary ladders, stairs or ramps shall have not less than equal safeguard fencing and gates.

Location or fencing required shall be subject to all other applicable ordinances.

No fence shall be located, erected, constructed or maintained closer to a pool than three (3) feet (0.91 meters).

The wall of the house or building faced to a pool may be incorporated as a portion of such fence.

SECTION FIVE: Electrical requirements. All electrical installations provided for, installed, and used in conjunction with a private swimming pool shall be in conformance with the state laws and city ordinances regulating electric installations.

If overhead flood or other artificial lights are used to illuminate the pool at night, such lights shall be shielded to direct light only on the pool.

SECTION SIX: Other regulations. No pool shall be so operated or maintained as to create a nuisance, a hazard, an eyesore, or otherwise to result in a substantial adverse effect on neighboring properties, or to be in any other way detrimental to public health, safety, and welfare.

SECTION SEVEN: Maintenance. A swimming pool or swimming pools shall be maintained in a sanitary manner.

SECTION EIGHT: Penalty. Any person, firm or corporation violating any provision of this ordinance shall be fined not less than \$ 50 dollars nor more than five hundred dollars for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

SECTION NINE: The Clerk is directed to advertise this Ordinance as provided by law.

SECTION TEN: Any ordinances or parts of ordinances in conflict with this Ordinance or any part of this Ordinance are hereby repealed.

SECTION ELEVEN: Should any section, clause, line, paragraph, or part of this Ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance.

Given first reading at a regular meeting of the City Council of the City of Pioneer Village, Bullitt County, Kentucky, on the 26th day of July, 2011. Given second reading, voted upon and passed at a regular meeting of the City Council of the City of Pioneer Village, Bullitt County, Kentucky, on the 23rd day of August, 2011.

Votes For 5; Votes Against 0; Not Voting 0.



GARY HATCHER, MAYOR

ATTESTED BY:



RECKA DANIELS, CITY CLERK