

## **Chapter 23**

### **Swimming Pools**

#### **Part 1**

#### **Swimming Pools**

- §23-101. Fences
- §23-102. Covers
- §23-103. Access to be Prevented
- §23-104. Violations and Penalties



**Part 1****Swimming Pools****§23-101. Fences.**

1. All swimming pools or wading pools, whether the same are permanently erected or temporarily installed, which are designed to contain a depth of water in excess of 1 foot, which includes all pools now existing or hereafter constructed, erected or installed within the geographical limits of the Borough of Clarks Green, shall have access thereto denied by a fence, wall or other obstruction at least 4 feet above the ground level surrounding the same.

2. The fence, wall or other obstruction shall have the following characteristics:

A. It shall be at least 4 feet in height.

B. There shall be no openings therein greater than 6 inches in width.

C. Access through the same to said pool shall be by a self-closing gate containing a latch.

D. It shall be provided with a lock requiring a key or other device, such as removable ladder, so that the same can be locked or access thereto otherwise prevented when the same is unattended.

(*Ord. 6-1987, 8/10/1987*)

**§23-102. Covers.**

A pool cover or other protective device approved by the Council of the Borough of Clarks Green may be used so 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.

(*Ord. 6-1987, 8/10/1987*)

**§23-103. Access to be Prevented.**

The fence, wall or other obstruction as described in §§23-101 and 23-102 of this Part shall be kept locked or access similarly prevented when not attended.

(*Ord. 6-1987, 8/10/1987*)

**§23-104. Violations and Penalties.**

Any person who does construct or maintain, or any owner of property who allows such a pool to be constructed or maintained, in violation of this Chapter, or any person who leaves such a pool unattended without securing inaccessibility thereto as provided herein, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(*Ord. 6-1987, 8/10/1987; as amended by Ord. 3-1989, 10/9/1989, §104-4; and by Ord. 3-2005, 10/10/2005*)

