

CHAPTER 23

SWIMMING POOLS

Part 1

Fencing of Pools and Ponds

- §101. Definitions
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- §103. General Requirements



Part 1

Fencing of Pools and Ponds

§101. Definitions.

FARM POND - a nonmasonry depression in the ground, either natural or manmade, used by owner or possessor thereof for the purpose of fire safety, water storage or animal stock watering. In order to be classified as a farm pond, the pond shall be located on a parcel that is used for agriculture. For the purposes of this definition, agriculture use shall also include land that is left fallow for two (2) consecutive years or less for the purpose of moisture absorption and/or nutrient fortification, prior to the resumption of agricultural activities.

PONDS AND POOLS - a manmade structure, excluding farm ponds, located in or above the ground which contains or is capable of containing at least two hundred (200) cubic feet of water at a depth in excess of eighteen (18) inches.

(Ord. 3-1983, 12/12/1983; §1; as amended by Ord. 3-1991, 12/30/1991; and by Ord. 9-1999, 7/20/1999, §1)

§102. Requirement for Fencing.

1. All pools and ponds, except farm ponds, either permanent or temporary, shall be totally enclosed by a fence a minimum of four (4) feet in height. The height calculation may include a combination of pool wall and fence provided that the combined height equals four (4) or more feet from ground level. [Ord. 3-1991]

2. All fences constructed pursuant to this Part 1 shall have, as a minimum, the following safety characteristics:

A. The fence shall be constructed of such material and in such a fashion so that the finished fence cannot be penetrated by either a normal child under the age of six (6) years or an animal weighing more than fifty (50) pounds;

B. Although any fencing material may be used, the material shall be of such quality and thickness as to achieve the standard established in §102(2)(A) above.

(Ord. 3-1983, 12/12/1983, §2; as amended by Ord. 3-1991, 12/30/1991)

§103. General Regulations. All pools and ponds, except farm ponds, shall conform with the requirements of accessory uses as outlined in the West Nottingham Township Zoning Chapter, as amended. (Ord. 3-1983, 12/12/1983, §3; as amended by Ord. 3-1999, 12/30/1991)

