

ORDINANCE NO. 2015 - 08

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHENANDOAH, IOWA, 1997, AS AMENDED FROM TIME TO TIME BY AMENDING PROVISIONS PERTAINING TO CHAPTER 41

BE IT ENACTED by the City Council of the City of Shenandoah, Iowa:

SECTION 1. SECTION MODIFIED. Chapter 41 to be amended to read as follows:

Chapter 41 is amended by the addition of Section 41.12 Pools

41.12 Pools

All pools must be enclosed by a barrier which prevents access to it. Acceptable barriers include fences and walls. This ordinance will apply to all pools to be placed or erected after its effective date and ninety (90) days after its effective date for those pools in existence as of the date of enactment.

As used in this section “pool” means any structure containing water of a depth in excess of 20 inches. Included are in-ground, above-ground and on-ground swimming pools, hot tubs and spas.

Prior to filling a pool with water, there shall be constructed a fence or wall at least 48 inches high and of such density as to prevent children from passing through the fence or wall that fully encompasses the pool as a barrier to prevent access to the pool. The fence or wall shall have child proof latches on all gates, doors, entries and access points.

Section 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED by the Council 11th day of August, 2015, and **APPROVED** this 11th day of August, 2015.

Richard N. Hunt, Mayor

ATTEST:

Karla Gray, City Clerk

I certify that the foregoing was published as Ordinance No. 2015-08 on this 15th day of August, 2015.

Karla Gray, City Clerk