

Record of Ordinances

Ordinance No.: 2023-24

Passed: April 24, 2023

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR THE CONSTRUCTION OF POOL FENCING AND MAINTENANCE OF RESIDENTIAL SWIMMING POOLS WITHIN THE VILLAGE OF WEST LAFAYETTE AND DECLARING AN EMERGENCY

WHEREAS, The Council of the Village of West Lafayette believes it necessary to establish rules and regulations regarding swimming pool fence construction and maintenance within the Village.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL of the Village of West Lafayette, Coshocton County, Ohio that:

SECTION 1. DEFINITIONS. To this ordinance the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Barrier. Anything that restrains or obstructs progress or access.

Fence. A barrier with two sides exposed.

Chain-link Fence. A Fence consisting of loops of wire interconnected in a series of joined links with no permanent inserts or weavings. It is not an Open Fence.

Picket Fence. A wooden fence made of a spaced upright connected by two or more horizontal rails.

Privacy Fence. A fence designed to conceal your yard from neighbors or passersby. Can be made of wood or vinyl.

Vinyl Fence. A type of fence made of PVC (polyvinyl chloride)

Wood Fence. Made of or consisting of wood.

Wrought Iron. A type of iron that is easily formed into shapes.

Swimming Pool. Any pool, open tank, or man-made body of water not located within a completely enclosed Building, and containing, or normally capable of containing, water to a depth at any point greater than three feet or capable of holding more than 750 gallons of water.

Wall. A continuous vertical brick or stone structure that encloses or divides an area of land.

Section 2: Fencing.

Fencing: The property on which the swimming pool is located, whether new or existing shall have a wall or fence of not less than four (4) feet in height with a gate and lock as to prevent uncontrolled access by children from the street or from adjacent properties. The swimming pool, if four (4) feet or greater in height from grade, may meet the fencing requirement if the top of the steps is gated and locked or the deck is gated and locked or ladder or steps shall be capable of being secured, locked, or removed to

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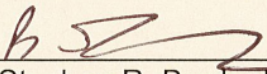
prevent uncontrolled access by children. In this case, a fence around the property is not required. Fences, walls, or barriers shall not be constructed of plywood, particle board, lattice, chicken wire, snow fence, corrugated metal, or any unsecured, unsuitable, or nontraditional materials.

Section 3: General Requirements. No such swimming pool shall be allowed except as an accessory use to a residence and unless it complies with the following conditions and requirements:

- (a) Exclusive Private Uses: The pool is intended and is to be used solely for the enjoyment of the occupants of the principal building(s) of the property on which it is located and their guests.
- (b) Distance Requirements: The pool may be located anywhere on the premises except in required front yards, provided it shall not be located closer than ten (10) feet to a property line of the property on which it is located.
- (c) Maintenance Requirements: All swimming pools be kept clean and in a sanitary condition to prevent the growth of insect larva, and maintained free from garbage, trash, and other refuse. Proper drainage shall be provided to ensure that pool overflow, or draining does not affect adjacent properties.


Section 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of the Village of West Lafayette, Ohio, the emergency being that the swimming season is near and the ability to enforce these safety measures need to be in place in order to protect the residents of the Village and shall take effect at the earliest date provided by law.

PASSED IN COUNCIL THIS 24 day of April, 2023.



Stephen R. Bordenkircher, Mayor *Be Furlong*
Council President Pro Tempore

ATTEST:



Amy Bourne, Fiscal Officer