

# A LOCAL LAW REGARDING SWIMMING POOLS

adopted 10/12/64

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WELLSVILLE, NEW YORK, AS FOLLOWS:

## Section 31.1 COMPLIANCE

It shall be unlawful to construct or maintain any private swimming pool in the Village of Wellsville, except in compliance with the provisions of this ordinance.

## Section 31.2 DEFINITION

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 eighteen (18) inches, designed or intended for the purpose of immersion therein of human beings, and including all appurtenant equipment.

## Section 31.3 FENCES

All swimming pools shall be completely enclosed by a fence and all fence openings or points of entry or egress shall be equipped with gates. The fence and gates shall be at least five (5) feet in height above grade level and shall be constructed of any substantial material. The horizontal aperture between adjacent vertical members of the fence and gates shall not exceed two (2) inches except when the vertical aperture between adjacent horizontal rails exceeds forty (40) inches in which event the maximum horizontal aperture shall be three and three-quarter (3 3/4) inches. All gates shall be equipped with self-closing and self-latching devices placed at the top of the gates and all gates shall be locked whenever the pool is unattended.

## Section 31.4 PENALTIES

Each and every violation of the provisions of this ordinance shall be punishable by a fine not to exceed one hundred dollars (\$100.) or by imprisonment for not more than thirty (30) days, or by both such fine and imprisonment.

## Section 31.5 EFFECTIVE DATE

This ordinance shall become effective immediately upon due publishing and posting in accordance with the applicable provisions of the Village Law.