

TOWNSHIP OF ORONOKO  
COUNTY OF BERRIEN  
STATE OF MICHIGAN

ORDINANCE NO.6

AN ORDINANCE TO PROVIDE FOR FENCING OF SWIMMING POOLS AND  
ELIMINATION OF HEALTH NUISANCES OR HEALTH HAZARDS RELATIVE  
TO SWIMMING POOLS.

THE TOWNSHIP OF ORONOKO ORDAINS:

SECTION 1: TITLE

This Ordinance shall be known and cited as the Oronoko Township Swimming Pool Ordinance.

SECTION 2, DEFINITIONS,

A "swimming pool" is hereby defined to be a body of water in an artificial or semi-artificial receptacle or other container, used or intended to be used for private, public, or semi-public swimming by adults or children, or both adults and children, whether or not any charge or fee is imposed upon such adults or children, operated or maintained by any person, whether he be an owner, proprietor, possessor, lessee, tenant, licensee or renter, and shall include all structures, appurtenances, equipment, appliances and other facilities appurtenant to and intended for the operation and maintenance of a swimming pool, and also all swimming pools operated and maintained in conjunction with or by motels, hotels, schools, clubs, fraternal organizations, societies, community associations, cooperatives or others.

SECTION 3 SUB-SECTION (a) HEIGHT OF FENCE, FENCE OPENINGS, HOLES OR GAPS.

Every swimming pool shall be completely surrounded by a fence or wall not less than 4 feet in height, which shall be so constructed as not to have openings, holes or gaps larger than 4 inches in any dimension except for doors and gates; and if a picket fence is erected or maintained, the horizontal dimension between pickets shall not exceed 4 inches. A dwelling house or accessory building may be used as part of such enclosure.

SUB-SECTION (b) GATES OR DOORS AND LATCHING DEVICES.

All gates or doors opening through such enclosure shall be equipped with a self-closing and self-latching device for keeping the gate or door securely closed at all times when not in actual use, except that the door of any dwelling which forms a part of the enclosure need not be so equipped.

SECTION 4. DEPTH OF POOL.

These requirements shall be applicable to all new swimming pools which have a depth of 18 inches or more of water at any one point and shall apply to all existing pools which have a depth of 18 inches or more of water at any point. No person in possession of land within the township, either as owner, proprietor, possessor, lessee, tenant, licensee or renter upon which is situated a swimming pool having a depth of 18 inches or more of water at any point shall fail to provide and maintain such fence or wall as herein provided.

SECTION 5. NUISANCE OR HAZARD.

No pool shall become a nuisance or health hazard.

SECTION 6. VALIDITY

Should any section, clause or provision of this Ordinance be declared by the court to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

SECTION 7. PENALTIES FOR VIOLATION.

Any person, firm, or corporation who violates any provision of this Ordinance shall be guilty of a misdemeanor and shall be punished by a fine or not more than \$100.00 or by imprisonment in the County jail not to exceed 90 days, or by both such fine and imprisonment. Each day that the violation continues to exist shall constitute a separate offense.

SECTION 8. EFFECTIVE DATE

This Ordinance shall take effect 30 days after passage and publication.

DATED; JULY 11, 1967.

ROBERT G. FEATHER, SUPERVISOR

ATTEST; ROBERT GILL, CLERK

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