

*HEMPFIELD TOWNSHIP
MERCER COUNTY, PENNSYLVANIA
ORDINANCE NO. 99-1*

AN ORDINANCE OF HEMPFIELD TOWNSHIP, MERCER COUNTY,
PENNSYLVANIA, REGULATING IN-GROUND AND ABOVE-GROUND
SWIMMING POOLS AND OUTDOOR HOT TUBS AND SPAS.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Hempfield Township, Mercer County, Pennsylvania, and *IT IS HEREBY ORDAINED AND ENACTED* by and with the authority of the same as follows:

SECTION ONE: All in-ground swimming pools shall be located in rear and side yards only, not less than ten (10) feet from the yard line, and shall be enclosed by a fence at least four (4) feet high. It shall be of adequate strength and density of material to reasonably prevent unauthorized and/or accidental access to the pool area by young children.

SECTION TWO: Above-ground swimming pools, hot tubs and spas shall provide adequate measures to prevent unauthorized and/or accidental access by young children, such as steps which can be folded up and locked, a removable ladder or safety cover. When an above-ground pool or spa is abutted by a deck or other similar raised surface, access to the deck must be restricted by a gate or other similar means. Any such gate must be no less than four (4) feet in height and be of such design and construction that it cannot be opened or otherwise entered by a young child. Gates protecting swimming pools shall be equipped with self-closing and self-latching mechanisms.

SECTION THREE: Any person, firm, corporation and entity who shall violate any provision of this Ordinance and fail to promptly correct the same after notice shall, upon conviction thereof, pay court costs plus a criminal fine not to exceed \$200.00 for the first violation and not to exceed \$1,000.00 for any subsequent violation, the same to be collected by summary proceedings brought in the name of Hempfield Township. A new and separate offense may be deemed to be committed for each day that such violation exists after the date specified in the notice of violation.

SECTION FOUR: The provisions of the Ordinance shall be severable, and if any section, paragraph, sentence or words of this Ordinance be declared for any reason invalid, unlawful or unconstitutional, it is the intent of Hempfield Township that it had passed all sections, paragraphs or clauses of this Ordinance hereby adopted independent of the elimination herefrom of any such portion as may be declared invalid, unlawful, or unconstitutional.

ORDAINED AND ENACTED into law by the Board of Supervisors of Hempfield Township, Mercer County, Pennsylvania, this 3rd day of November, 1999.

*HEMPFIELD TOWNSHIP BOARD OF
SUPERVISORS*