

**CITY COUNCIL
CITY OF GRAND HAVEN
OTTAWA COUNTY, MICHIGAN**

Council Member **Fritz**, supported by Council Member **Dora**, moved the adoption of the following Ordinance:

ORDINANCE NO. 2020-10

**AN ORDINANCE TO AMEND SECTION 34-8 OF THE GRAND HAVEN CODE OF ORDINANCES
AND TO AMEND SECTION 40-301.03.F.3 OF THE ZONING ORDINANCE TO ALIGN POOL
SAFETY REGULATIONS WITH FENCING REQUIREMENTS**

THE CITY OF GRAND HAVEN ORDAINS:

Section 1. Safety Regulations. Section 34-8 the Code of Ordinances of the City of Grand Haven, is amended to read as follows:

For the protection of the general public, outdoor swimming pools shall be enclosed by a wall, fence or other type of enclosure which may consist in part of the residence to which the swimming pool is appurtenant; the wall or fence to be not less than four (4) feet or more above the grade line of the abutting ground level. Any wall shall be of wood, brick or masonry and any fence shall follow the fencing requirements of the Zoning Ordinance. Any wall or fence may be solid or designed so as to permit circulation of air, provided that any wall or fence shall not have openings of such nature or size so as to permit any child to pass through or under such fence except at a gate or door when such gate or door shall be opened. All gates or doors leading to such swimming pool except a door in any residence forming part of the enclosure, shall be kept closed when the pool is not in actual use and such gates and doors shall be fitted with a positive latching device which shall automatically latch them when the gate or door is in a closed position. All gates and doors leading to such swimming pool if not in actual use shall be kept locked at all times when the owner of the residence situated on the property where such pool is located shall be absent or away from the property. If any such pool shall be located on a parcel of land where there is no residence actually occupied by the owner or part owner of such pool located on the parcel of land or on an adjoining parcel, then and in such case all gates or doors to the pool shall be kept securely closed, latched and locked when the pool is not in actual use.

Section 2. Private swimming pool. Section 40-301.03.F.3 of the Zoning Ordinance of the City of Grand Haven, is amended to read as follows:

3. Be enclosed by a fence or wall at least four (4) feet in height and in such a manner that no person may enter the yard or area where the pool is located without passing through a gate or door located on the lot or parcel where the pool is located.

Section 3. Effective Date. This Ordinance shall take effect 20 days after adoption.

YEAS: Council Member(s) _____ Dora, Cummins, Fritz, Scott, and Monetza

NAYS: Council Member(s) _____ NONE

ABSTAIN: Council Member(s) _____ NONE

ABSENT: Council member(s) NONE

APPROVED: October 19, 2020

I certify that this ordinance was adopted at a meeting of the Grand Haven City Council held on October 19, 2020.

Linda L. Browand, City Clerk

Introduced: October 5, 2020

Adopted: October 19, 2020

Published: November 3, 2020

Effective: November 8, 2020