

ORDINANCE NO. 2014-20

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF CHICKASHA, GRADY COUNTY, STATE OF OKLAHOMA, AMENDING SECTION 16-13-3: AREAS REQUIRED FENCING; OF THE CODE OF THE CITY OF CHICKASHA AS HERINAFTER SET OUT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CHICKASHA, GRADY COUNTY, OKLAHOMA.

SECTION 1. That Section 16-13-3 of the Code of the City of Chickasha, Grady County, Oklahoma, is hereby amended to read as follows:

Sec. 16-13-3. Areas required fencing.

(A) Fencing requirements around swimming pool areas.

Every person, firm, or corporation owning land on which there is situated a swimming pool, which contains 24 inches (610 mm) or more of water in depth at any point, shall erect, and maintain thereon an adequate enclosure either surrounding the property or pool area, sufficient to make such body of water inaccessible to small children. Such enclosure, including gates therein, shall not be less than 4 feet (1219 mm) above the underlying ground. All gates shall be self-latching with latches placed 4 feet (1219 mm) above the underlying ground and otherwise made inaccessible from the outside to small children.

A natural barrier, hedge, pool cover or other protective device approved by the city inspector may be used so long as the degree of protection afforded by the substituted devices or structures is not less than the protection afforded by the enclosure, gate and latch described herein.

(B) Fencing requirements around construction, utility, and similar sites:

Whenever a building or structure is erected, altered, repaired, removed, or demolished, the operation shall be conducted in a safe manner and suitable protection for the public and workers employed thereon shall be provided. Every construction operation located 5 feet (1524 mm) or less from the street lot line shall be enclosed with a fence not less than 8 feet (2438 mm) high to prevent entry of unauthorized persons. When located more than 5 feet (1594 mm) from the street lot line, a fence or other barrier shall be erected when required by the City Building Official. The Building Official may direct other sites to be fenced to protect public health and safety and provide for protection of property.

SECTION 2. If any section, subsection, sentence, clause, phase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the remaining portions of this ordinance.

SECTION 3. This Ordinance shall be in full force and effect 30 days from and after its passage, approval, and publication.

Adopted and approved this _____ day of _____, 2014.

Henry Ross, Mayor

ATTESTED:

Gina Snedeker, Certified Municipal Clerk

(SEAL)