

CHAPTER 3, PART 9

AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN, BEAVER COUNTY,
PENNSYLVANIA, REQUIRING THAT ALL SWIMMING POOLS IN THE
TOWNSHIP BE FENCED AND PROVIDING PENALTIES FOR VIOLATION.

WHEREAS, the Township of Franklin is empowered under the Pennsylvania
Second Class Township Code to adopt ordinances and regulations which the Board of
Supervisors deem to be necessary for the health, safety and welfare of residents in the Township;
and

WHEREAS, the Township finds that it is necessary for the safety of residents of the
Township to require certain safety features for private swimming pools;

NOW, THEREFORE, it is hereby ordained and enacted as follows:

1. For the propose of this ordinance, a swimming pool shall be defined as an artificial
body of water used for swimming and of such size as to require a filtration system.
2. From and after the effective date of this ordinance, it shall be unlawful for any
person, firm, association, partnership or corporation to construct, erect or maintain a swimming pool
on any property within the Township without first having erected around said swimming pool a
fence of a minimum height of forty-two (42) inches.
3. Above ground swimming pools having a minimum distance of three (3) feet from
the top of the pool to ground level shall not be required to be fenced, provided that all outside ladders
or steps are either removed, secured in an upright position so that children or animals may not gain
access or fitted with a gate when the pool is unattended

4. The fence required in section two (2) hereof shall be so constructed that neither animals nor children shall be able to have easy access to the swimming pool except through gates. All gates shall be so constructed that children shall not have easy access to the pool when the pool is unattended.

5. Within thirty (30) days after the effective date of this ordinance, the owner of any swimming pool now in existence must erect a fence meeting the requirements of this ordinance.


6. Any person, firm, association, partnership, or corporation violating the terms of this ordinance shall be guilty of a summary offense, and upon conviction before a District Magistrate, shall be required to pay a fine of not less than FIFTY (\$50.00) dollars nor more than THREE HUNDRED (\$300.00) DOLLARS, together with the costs of prosecution, and in the default of payment thereof, shall be imprisoned in the County Jail for a period of not more than fifteen (15) days.

7. Each calendar day after conviction under this ordinance on which a violation of this ordinance is continued shall constitute a distinct and separate violation of this ordinance.

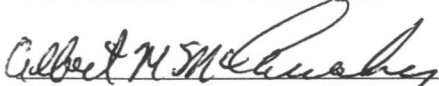
ORDAINED AND ENACTED this 30 day of JUNE, 1999, by

Franklin Township Board of Supervisors.

ATTEST:


Sandra S. Greer, Township Secretary

TOWNSHIP OF FRANKLIN


Albert M. McConahy, Chairman


James M. Norton Sr.


G. William Blank Jr.

