

ORDINANCE OF THE CITY OF BLOOMINGTON
COUNTY OF MONROE, STATE OF INDIANA

ORDINANCE NO. 38

An Ordinance Regulating the Use of Swimming Pools, Requiring the Owners to Fence the Area Adjacent to the Pool so It is Made Inaccessible to Children, and Making the Violation of This Ordinance a Misdemeanor, and Making This Ordinance an Emergency Measure to Take Effect Immediately.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF BLOOMINGTON.

SECTION 1. Every person in possession of land upon which is situated a swimming pool who fails to adequately fence the area adjacent so that the pool is made inaccessible to children is guilty of a misdemeanor.

SECTION 2. Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof shall be punishable by a fine not exceeding Three Hundred Dollars (\$300.00) or by imprisonment in the County Jail not exceeding six (6) months, or by both ;such fine and imprisonment.

SECTION 3. This ordinance is hereby declared to be an emergency measure to take effect immediately; such emergency being that there are a number of swimming pools in this City which are being kept in open areas without any protection for small children playing in the vicinity and, unless such persons are required to keep them adequately fenced from small children, the safety of the children of this City may be endangered.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, promulgation and publication in accordance with the law.

Amend Ordinance No. 38, 1963, by striking out Section 1, thereof and substituting therefore the following:

"Section 1. Every person in possession of land upon which is situated a swimming pool who fails to fence the area adjacent with a chain link wire or board fence at least five feet high and with no opening, except gates or doors, of more than four inches in width so that the pool is made inaccessible to children is guilty of a misdemeanor."

And by adding the following sentence to Section 3: "Each day the violation continues is a separate violation."

PASSED AND ADOPTED by the Common Council fo the City of Bloomington, Indiana, on the 3 day of December, 1963.

S/Mary Alice Dunlap
Mary Alice Dunlap, Presiding Officer

ATTEST:

S/T. D. Ellis
T. D. Ellis, Clerk-Treasurer
Clerk-of the Common Council of the City of Bloomington, Indiana.

Presented by me to the Mayor of the City of Bloomington, Indiana, on the 4 day of December, 1963, at the hour of 10 o'clock A. M.

S/T. D. Ellis
T. D. Ellis, Clerk-Treasurer

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This Ordinance approved and signed by me on the 4
day of December, 1963, at the hour of 10 o'clock A. M.

S/Mary Alice Dunlap
Mary Alice Dunlap, Mayor

ATTEST:

S/T. D. Ellis
T. D. Ellis, Clerk-Treasurer