BYLAW NO. 360

A BYLAW of the Town of Davidson respecting the prescribing, regulating and enforcing the use of safety measures in connection with private swimming pools.

The Council of the Town of Davidson enacts as follows;

1. In this bylaw:

   (a) "private swimming pool" means an artificial pool of water having a depth at any point of eighteen (18) inches or more and/or has a surface area of One Hundred (100) square feet or more, and is constructed or erected on private property for the principal use of the occupants of the premises, and includes both surface and underground pools.

   (b) "owner" means a person or his authorized agent, and includes a lessee or tenant in possession of property on which a private swimming pool is located.

   (c) "enclosure" means any structure or combination of structures which completely and continuously surround a private swimming pool on all sides.

   (d) "swimming pool area" means the area within an enclosure and shall, as a minumum, include the access walkway.

2. (a) The owner of every private swimming pool shall, in accordance with the provisions of this bylaw, erect and maintain an adequate enclosure surrounding the entire swimming pool area and sufficient to make such body of water not readily accessible to small children.

   (b) No person shall fill a private swimming pool with water or maintain or use such pool filled with water until the provisions of this bylaw have been complied with.

   (c) Every enclosure shall extend from the ground for a height of not less than five (5) feet throughout, and shall be measured from the exterior of same.

   (d) Openings in any enclosure shall not exceed four (4) inches.

   (e) Every enclosure having a gate or gates shall be equipped with self-closing and self-latching devices placed at the top and on the inside of the gate.

   (f) No gate shall be less than five (5) feet in height, nor of a width exceeding four (4) feet.

   (g) Every enclosure shall be so constructed so that all horizontal or diagonal structural members of same shall be located on the inside or pool side of the enclosure.

   (h) Buildings situated on the property on which the pool is to be constructed or erected may be utilized to effectively enclose any pool.

3. Every pool shall provide an access walkway around the pool having a minimum width of three (3) feet. Provided, however, that for surface pools that have an elevated access walkway, the minimum width of such walkway shall be two and one-half (2½) feet.

4. Every private swimming pool shall be equipped with the following safety devices which shall be readily accessible in the event of an emergency:

   (a) a reaching pole of sufficient length to reach mid-pool

   (b) a first aid kit

   (c) buoys and rope

5. The enforcement of this bylaw shall be under the jurisdiction of an agent of the Town.

6. Any person convicted of a breach of any of the provisions of this bylaw shall forfeit and pay at the descretion of the convicting judge, a penalty not exceeding One Hundred Dollars ($100.00), exclusive of costs.

7. The provisions of this bylaw shall apply to all swimming pools as defined herein regardless of the date of construction of such swimming pool, providing that Section 3 shall not apply to swimming pools constructed prior to the passing of this by-law.

8. This bylaw shall come into force and take effect on the date of the final passing thereof.

Read a first time this 10 day of November A.D. 1981.

Read a second time this 10 day of November A.D. 1981.

Read a third time this 10 day of November A.D. 1981.

(SEAL)

Mayor

Town Administrator

A certified true copy of
Bylaw No. 360 by a resolution
of Council Nov. 10/81.

Town Administrator

MUNICIPALITY OF TOWN OF DAVIDSON, SASK. INCORPORATED 1906