

City of Minden

P.O. Box 239, 325 N. Colorado
Minden, Nebraska 68959

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ORDINANCE NO. 12 35

AN ORDINANCE TO AMEND CHAPTER 14, ARTICLE XII, OF THE MUNICIPAL CODE OF MINDEN, KEARNEY COUNTY, NEBRASKA, BY AMENDING SECTION 14-327 AS THE SAME RELATES TO PRIVATE SWIMMING POOLS;

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA.

Section 1. That Sections 14-327, of the Municipal Code of the City of Minden, Kearney County, Nebraska, be amended, the same to read as follows:

Section 14-327. - Swimming Pool; Enclosure Required

Every private swimming pool with a water depth of 24" or greater shall be completely surrounded by a fence or wall not less than four (4) feet in height which shall be of a type which precludes passage through or under and is not readily climbable by small children. This shall not mean an additional fence within a completely fenced yard, provided, the fence meets the stated minimum requirement. All gates shall be equipped with a latch which is not readily operated by small children and is on the side of the fence facing the pool. See Section 14-288 of the Municipal Code for fencing material requirements.

The main building, or any accessory structure, on the site may form part of the enclosure. The sides of above-ground pools are acceptable as integral barriers, provided, that the sides extend not less than four (4) feet above the outside ground at all points, and provided further, that access steps or ladders are capable of being rendered inaccessible by being removed or raised more than four (4) feet above the outside grade.

Hot tubs and spas with a hard cover are exempt from Section 14-327 as long as the cover is only open when the hot tub or spa is in use.

Section 2. That any other ordinance or section passed and approved prior to the passage, approval and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Section 3. This ordinance shall be known as Ordinance No. 1235 and shall be in full force and effect from and after its passage, approval and publication according to law.

Passed and approved this 2nd day of July, 2018.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

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