

City of Delano
County of Wright
State of Minnesota

Ordinance O-23-08

An Ordinance amending the City's Zoning Ordinance amending section 51.03 D.11 Fences of the Delano Zoning Code related to Swimming Pool Fences and Security

Section 1. Section 51.03, Subd. D.11.f (8(b-e) of the Delano Zoning Ordinance (Residential Swimming Pools) is hereby amended to include the following:

- b) Above-ground outdoor swimming pools having at least four-foot high, vertical or outward inclined sidewalls, provided sole access is by means of a removable ladder, ramp, or stairs which must be removed when the pool is not in use. If these items are not followed a five (5) foot-high fence will have to be installed surrounding the pool.
- c) Swimming pools in-ground or above ground which are completely enclosed by a building or within a structure, fencing is not required

All gates or doors to swimming pools shall be equipped with self-closing and self-latching devices placed at a height not lower than forty-eight (48) inches so as to be inaccessible to all small children. Prior to filling the pool, the approved fence or enclosure must be completely in place and inspected and approved by the City Building Inspector

- d) Swimming pool fences shall comply with fence setback standards of Section 51.03, Subd.D.11 of this Ordinance
- e) Required structure or safety fencing shall be completely installed within three (3) weeks following the installation of the pool, and prior to the final inspection

Section 2. Section 51.03, Subd. D.11.f(9) of the Delano Zoning Ordinance (Multiple Family/Commercial Pools) is hereby amended to include the following:

9) Multiple Family/Commercial Pools

For private swimming pools which are intended for and used by the occupants of a multiple-family dwelling or commercial structure and the guests of the occupants, or for private and public clubs and organizations, the following regulations shall be met in addition to those listed for single and two family dwellings provided in Section 51.03, Subd.C.8.e above.

- a) The pool area shall be adequately fenced to prevent uncontrolled access from the street or adjacent property. Fences shall be at least five (5) feet in height. The bottoms of the fences shall not be more than four (4) inches from the ground. Fences shall be of non-corrosive material and shall be constructed so as to not be easily climbable (chain link fences must be vinyl coated with slats for screening). All fence openings or points of entry into the pool enclosure shall be equipped with gates or doors. All gates or doors to swimming pools shall be equipped with self-closing and self-latching devices placed at a height not lower than forty-eight (48) inches so as to

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be inaccessible to small children. Prior to filling the pool, the approved fence or enclosure must be completely in place and inspected and approved by the City Building Inspector. Adequate screening including, but not limited to, landscaping shall be placed between the pool area and adjacent lot lines.

Section 3. Effective Date. This Ordinance shall be in full force and effective immediately following its passage and publication.

Adopted by the Mayor and City Council of Delano, Minnesota this 20 day of June 2023.

Holly Schrupp

Holly Schrupp, Mayor

Paula Bauman

Attest: Paula Bauman, Administrative Services Director

