

ORDINANCE NO. 142-18

AN ORDINANCE TO AMEND THE PROVISIONS OF THE KIMBALL TOWNSHIP  
ZONING ORDINANCE RELATIVE TO SWIMMING POOL REGULATIONS

THE TOWNSHIP OF KIMBALL ORDAINS:

SECTION 1. Amendment of Section 20.1508 - Swimming Pool  
Regulations

Subparagraphs 1, 2 and 3 of Section 20.1508(H) of  
Article XV of the Kimball Township Zoning Ordinance are hereby  
amended to read as follows:

1. Application. The application for a building permit to erect a swimming pool shall include the name of the owner, the manner of supervision of the pool, a plot plan and location of adjacent buildings, fencing, gates, public utilities, specifications and plans to scale of pool walls, slope, bottom walkway and diving boards, type and rating of auxiliary equipment, piping and valve layout, and any other detailed information affecting construction and safety features deemed necessary by the Building Inspector, and with electrical and plumbing specifications consistent with current codes.
2. Pool Location. Minimum front and side yard setbacks shall be complied with. Rear yard setback shall not be less than 15 feet between the pool outside wall and the rear property line, or less than the established easement width at the rear property line, or less than 15 feet between pool wall and any building on the lot.
3. Fence. For the protection of the general public, all swimming pools shall be completely enclosed by a chain link or privacy fence not less than four feet in height, and located not more than 15 feet from the outside perimeter of the pool wall, provided that if (1) a building not having any means of access thereto is located on the lot not more than 15 feet from any side of the pool, a fence shall not be required on any such side, or (2) a fence is not required for an above-ground pool if the sides of the pool rise at least 4 feet above ground level and provided any moveable pool ladder is raised above the pool, or (3) a fence is not required as to that portion of a pool surrounded by a deck of not less than four feet in height if the only access to the deck is by a gate and provided that the gate has a latch or lock. All openings in any such fence shall be equipped with a self-closing, self-latching gate which shall be securely locked with a tamper-proof lock when the pool is

not in use. Any electrical connection/line shall be at least 10 feet from any water area of the pool.

SECTION 2. Construction

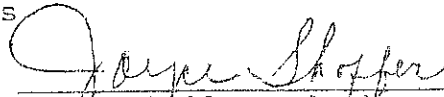
All other provisions of the Kimball Township Zoning Ordinance not specifically amended hereby shall remain in full force and effect.

SECTION 3. Severability

The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, paragraph, rule, regulation, section or subsection is declared void or inoperable for any reason by any court, it shall not affect any other part or portion thereof other than the part declared void or inoperable.

SECTION 4. Effective Date

This Ordinance shall become effective 7 days after publication, subject to the provisions of Act 297 of 1996. This Ordinance may be inspected or a copy purchased, at the Kimball Township Hall, 1970 N. Allen Road, Kimball, Michigan, during normal business hours and days

  
\_\_\_\_\_  
Joyce Shaffer, Clerk  
Kimball Township

Certification

I, Joyce Shaffer, Clerk of the Township of Kimball, do hereby certify that Ordinance No. 142-18 was adopted by the Kimball Township Board at a Regular meeting of the Township Board held at the Township Hall on the Seventh day of April, 1998.

Vote on this Ordinance, 7 members being present, was as follows:

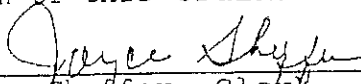
AYES: Loyson, Halifax, Kilroy, Sutherland, Anglebrandt, Shaffer, Kilbourne.

NAYS: -0-

ABSENT: -0-

I further certify that said Ordinance No. 142-18 adopted by the Kimball Township Board on the Seventh day of April, 1998, was published once in The Times Herald, a paper published

in the County of St. Clair and circulated in the Township of  
Kimball, on the 11th day of November, 1997, this being the  
first and final day of publication of this ordinance.

  
\_\_\_\_\_  
Joyce Shaffer, Clerk  
Kimball Township

Drafted by:  
Dennis Clyne  
901 Huron Avenue  
Port Huron, MI 48060

dh\ordil\poolzom.kab