

**AN ORDINANCE AMENDING THE BUILDING CODE  
OF THE VILLAGE OF CHAGRIN FALLS AND  
REPEALING SECTION 1307.16(c)**

WHEREAS, The Planning and Zoning Code for the Village of Chagrin Falls comprehensively regulates swimming pools and in particular chapter 1148 regulates fencing or walling off swimming pools;

WHEREAS, Section 1307.16(c) incorrectly references Section 1127.05 of the Planning and Zoning Code and would permit, in leu of a fence, a swimming pool to be equipped with a cover which can be securely fastened and locked and which must be of sufficient strength to support the weight of an adult;

WHEREAS, The Council for the Village of Chagrin Falls has determined that the option of using a cover is not appropriate, given the Village's inability to enforce the use of the cover at all times when a swimming pool is not in use and as a result Section 1307.16(c) should be repealed so that swimming pool fencing is governed by Chapter 1148 of the Planning and Zoning Code;

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE  
VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. Building Code Section 1307.16(c), the full text of which follows is hereby repealed:

(c) Every swimming pool shall be enclosed by a fence as required by Section 1127.05 and constructed so as to prevent access to such pool by small children, or, in the alternative, a swimming pool may be equipped with a cover which can be securely fastened and locked and which shall be of sufficient strength to support the weight of an adult. The gates in such fence shall be kept locked at all times when such pool is not in use or a cover shall be kept over the pool and securely fastened at all times when such pool is not in use.

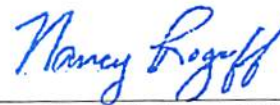
ORDINANCE NO. : 2019-65  
INTRODUCED BY: MS. ROGOFF

SECTION 2. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 3. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 4. That this Ordinance shall take effect and be in force after the earliest period allowed by law.

PASSED: November 25, 2019



Nancy Rogoff, Council President

Submitted to the Mayor for  
his approval on this

26<sup>th</sup> day of November, 2019

Approved by the Mayor



November 26, 2019

Mayor William Tomko

I hereby certify that Ordinance No. 2019-65 was duly enacted on the 25<sup>th</sup> day of November, 2019, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.



Clerk of Council