

**ORDINANCE NO. 1012**

**AN ORDINANCE OF THE CITY OF LANSING, KANSAS AMENDING CHAPTER 4, ARTICLE 8, SECTION 807 OF THE CODE OF THE CITY OF LANSING, KANSAS, REGARDING POOL FENCES**

An ordinance amending Chapter 4, Article VIII of the Code of the City of Lansing regarding the installation of fences required for swimming pools within the City limits.

BE IT ORDAINED by the Governing Body of the City of Lansing, Kansas:

**SECTION 1:** Chapter 4, Article 8, Section 807 is amended as follows:

**Sec. 4-807. – SAME; FENCES, GATES.**

All outdoor swimming pools shall be completely enclosed by a fence with a minimum height of five-feet (5') as measured at the fence itself. All fence openings or points of entry into the pool area enclosure shall be equipped with gates and shall be a minimum of five-feet (5') as measured at the gate itself. The fence may be constructed of wire, wood, vinyl, wrought iron materials, or any other materials approved by city staff. In the event that wire is used for the fence to enclose the pool area, the fence shall be constructed of a minimum number eleven and one-half gauge woven wire mesh corrosion-resistant material. In the event the fence is constructed of wood, the wooden materials shall be of not less than one-half inch in thickness with spacing's of no greater than three inches in width. All gates shall be equipped with closing and latching devices capable of being locked with a padlock and the gate shall be locked with a padlock during the absence of the owners or tenants of the real property whereon the swimming pool is situated. All fence posts shall be decay or corrosion-resistant and shall be set in a concrete base at a depth of not less than two and one-half feet, and no farther than 10 feet apart.

**SECTION 2:** AMEND. This ordinance shall amend Chapter 4, Article 8, Section 807 of the Lansing City Code, 2017 Edition as adopted by Ordinance No. 991.

**SECTION 3:** SEVERABILITY. If any section, clause, sentence, or phrase of this ordinance is found to be unconstitutional or is otherwise held invalid by a court of competent jurisdiction, it shall not affect the validity of any remaining parts of this ordinance.

**SECTION 4:** This ordinance shall be in full force and effect beginning January 1, 2019, and after its passage and publication in the official city newspaper.

**PASSED AND APPROVED** by the Governing Body of the City of Lansing, Kansas, on this 15th day of November 2018.

{SEAL}

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Michael W. Smith, Mayor

Attest:

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Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Published: *Leavenworth Times*

Date Published:

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Gregory C. Robinson, City Attorney

# **CITY OF LANSING**

## **FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE**

**Ordinance No. 1012: An Ordinance of the City of Lansing, Kansas Amending Chapter 4, Article 8, Section 807 of the Code of the City of Lansing, Kansas, Regarding Pool Fences.**

Pursuant to the general laws of the State, a general summary of the subject matter contained in this ordinance shall be published in the official City newspaper in substantially the following form:

**Ordinance No. 1012 Summary:**

On November 15, 2018, the City of Lansing, Kansas, adopted Ordinance No. 1012, amending Chapter 4 Article 8, Section 807 of the Code of the City of Lansing regarding pool fences. A complete copy of this ordinance is available at [www.lansing.ks.us](http://www.lansing.ks.us) or at City Hall, 800 First Terrace, Lansing, KS 66043. This summary certified by Gregory C. Robinson, City Attorney.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: November 15, 2018

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Gregory C. Robinson, City Attorney