

ORDINANCE NO. 6-1990

AN ORDINANCE AMENDING CHAPTER 29.5, "SWIMMING POOLS AND SPAS," ARTICLE IV, "DESIGN, CONSTRUCTION AND OPERATION OF PUBLIC AND PRIVATE RESIDENTIAL SWIMMING POOLS AND SPAS," SECTION 29.5-41. "REGULATIONS." OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That Chapter 29.5, Article IV, Section 29.5-41, "Regulations," Item 15, "Decks and Walkways," of the Abilene Municipal Code be amended as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Two Thousand Dollars (\$2,000). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense. Said Ordinance, being a penal ordinance, becomes effective ten (10) days after its publication in the newspaper, as provided by Section 19 of the Charter of the City of Abilene.

PASSED ON FIRST READING this 8 day of February, A.D. 19 90.

PASSED ON SECOND AND FINAL READING this 22 day of February, A.D. 19 90.

ATTEST:

*Jo Moore*  
CITY SECRETARY

*Paul E. Ferguson*  
MAYOR

APPROVED:

*Lana F...*  
CITY ATTORNEY

EXHIBIT "A"

ARTICLE IV. DESIGN, CONSTRUCTION AND OPERATION OF PUBLIC AND PRIVATE  
RESIDENTIAL SWIMMING POOLS AND SPAS

Sec. 29.5-41. Regulations.

15. Decks and Walkways

A continuous deck at least five (5) feet wide shall extend completely around the pool. A spa shall have a continuous unobstructed deck a minimum of four (4) feet wide, which may include the coping, shall be provided around 50% or more of the spa. The deck shall be sloped away from the pool or spa to drain at a rate of one-quarter inch to three-eighths inch per lineal foot and shall have a nonslip surface. Deck drains shall not be connected to the recirculation system. Pools and spas accessory to single-family dwellings are exempt from the provisions of this section, except they shall be accessible for rescue purposes from two (2) sides.