

(3) Whenever the growth of algae is great enough to cause slipping hazards.

(4) When on two (2) successive samples collected twenty-four (24) hours apart, the coliform bacteria count exceed one organism of the coliform group per 100 ml of water or the total bacteria count exceeds 200 colonies per milliliter.

(5) Whenever the water level in the pool is too low or too high and prevents gutters or skimmers from functioning properly. If existing pools are not constructed with built in gutters or skimmer, other skimming methods may be approved which will remove extraneous floating matter, such as hair, lint, etc., from the pool.

(6) Whenever there are foreign objects, such as broken glass, in the pool which would impair the safety of the users.

(7) Whenever unapproved or unsafe chemicals or excessive quantities of otherwise proper chemicals are used.

(8) Whenever the surroundings such as the deck, shower areas and toilet rooms are insanitary or in disrepair.

(9) Whenever the pH of the swimming pool is less than 7.1 or greater than 7.6. (1969 Code, § 5-70)

9-607. Fencing required. Every outdoor swimming pool shall be completely surrounded by a fence or wall not less than four (4) feet in height, which shall be so constructed as not to have openings, holes, or gaps larger than four (4) inches in any dimension except for doors and gates; and if a picket fence is erected or maintained, the horizontal dimensions shall not exceed four (4) inches. A dwelling house or accessory building may be used as part of such enclosure.

All gates or doors opening through such enclosure shall be equipped with a self-closing and self-latching device for keeping the gate or door securely closed at all times when not in actual use, except that the door of any dwelling which forms a part of the enclosure need not be so equipped.

This requirement shall be applicable to all new swimming pools hereafter constructed, other than indoor pools, and shall apply to all existing pools which have a depth of eighteen (18) inches or more of water. No person in possession of land within the city, either as owner, purchaser, lessee, tenant or a licensee, upon which is situated a swimming pool having a depth of eighteen (18) inches or more, shall fail to provide and maintain such fence or wall as herein provided.

The city manager may make modifications in individual cases, upon a showing of good cause with respect to the height, nature or location of the fence, wall, gates or latches, or the necessity therefor, provided the protection as sought hereunder is not reduced thereby. The city manager may permit other protective devices or structures to be used so long as the degree of protection afforded by the substitute devices or structures is not less than the protection afforded by the wall, fence, gate and latch described herein. The city manager

shall allow a reasonable period within which to comply with the requirements of this section, but in no case more than six (6) months. (1969 Code, § 5-71)

9-608. Penalty for violation. Any person violating this chapter, upon conviction, shall be fined not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00) or sentenced to city jail for not more than ninety (90) days, or both such fine and jail sentence in the discretion of the court. Each day that such violation continues shall constitute a separate offense. (1969 Code, § 5-72)