



City of Cambridge
Cambridge, Maryland

ORDINANCE NO. 1050

AN ORDINANCE OF THE COMMISSIONERS OF CAMBRIDGE, MARYLAND, TO AMEND SECTION 5.1.3.C OF THE CITY'S UNIFIED DEVELOPMENT CODE TO REQUIRE FENCING WITH A MINIMUM HEIGHT OF FOUR (4) FEET AROUND CERTAIN SWIMMING POOLS.

WHEREAS, upon consideration of the recommendation of the Planning & Zoning Commission, and upon consideration of the staff of the Department of Planning and Zoning, and the comments made at a public hearing before the City Council, held on July 13, 2015, the City Council finds that the proposed amendment is needed to promote and protect the public's health, safety and welfare; and

WHEREAS, the amendment would establish a specific fencing requirement for certain swimming pools; and

WHEREAS, a public hearing on the proposed text amendment was held before the Planning & Zoning Commission on June 2, 2015, following which the Planning & Zoning Commission unanimously recommended that the proposed text amendment be approved; and

WHEREAS, a public hearing on the proposed text amendment was held before the Commissioners of Cambridge on July 13, 2015.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Commissioners of Cambridge, that Section 5.1.3 entitled "Accessory Building/Structure Requirements", subsection C "Accessory Swimming Pools" of the City's Unified Development Code, adopted on December 8, 2014 is hereby amended to read as follows:

§ 5.1.3 Accessory Building/Structure Requirements

C. Accessory Swimming Pools

Accessory swimming pools may occupy a required rear yard only, provided that they are not located closer than ten feet to the principal dwelling, side property line, rear property lot line, and any other accessory structure located on the premises.

1. A walk space at least three feet wide shall be provided between pool walls and protective fences or barrier walls.
2. Every **in-ground** swimming pool shall be protected by a safety fence or barrier **wall which is at least four (4) feet in height and** approved by the Zoning Official.
3. **Every above-ground swimming pool which has the capacity for two (2) feet of water depth, but less than four (4) feet in height shall be protected by a safety fence or barrier wall which is at least four (4) feet in height and approved by the Zoning Official.**



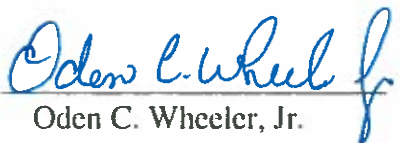
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4. Every above-ground swimming pool which is greater than four (4) feet in height which provides unrestricted access to the pool via steps or unsecured ladder shall be protected by a fence or barrier wall at least four (4) feet in height and approved by the Zoning Official. If the ladder, steps or device can be adequately secured or locked so as to prevent access to the pool, then a fence or barrier wall shall not be required.

AND BE IT FURTHER enacted and ordained, that this Ordinance shall become effective on the tenth (10TH) day following the date of its adoption.

ATTEST:

THE COMMISSIONERS OF CAMBRIDGE


Oden C. Wheeler, Jr.

By: 
Victoria Jackson-Stanley, Mayor

Introduced the 27th day of **JULY, 2015**
Adopted the 10th day of **AUGUST, 2015**
Effective the 20th day of **AUGUST, 2015**