

## **Chapter 187**

### **SWIMMING POOLS**

**§ 187-1. Fence, wall or other protection required.**

**§ 187-2. Declaration of nuisance.**

**§ 187-3. Violations and penalties.**

**[HISTORY: Adopted by the Annual Town Meeting of the Town of Plaistow 3-10-1970 by Art. 20. Amendments noted where applicable.]**

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**§ 187-1. Fence, wall or other protection required.**

No person shall maintain a private swimming pool with a depth of at least two feet unless there is at least three feet from the water around such pool a substantial fence, wall, or other protection at least four feet high and so constructed that no child can crawl through or under it. Any opening in said fence, wall, or other protection shall be furnished with a substantial gate equipped with some method of securing the same when not in use. The fence requirement may be altered with approval of the Board of Selectmen.

**§ 187-2. Declaration of nuisance.**

Any unfenced private swimming pool which is not fenced or protected as provided in the previous section is hereby declared a nuisance, and the same may be ordered abated by any court of competent jurisdiction on complaint of any prosecuting officer.

**§ 187-3. Violations and penalties. [Amended 3-11-1986 ATM by Art. 44]**

Whoever constructs or maintains on land occupied by him a swimming pool without the same being fenced as hereinabove set forth shall be fined not more than \$15 upon conviction for each day such violation exists.