

**CEDAR CITY
ORDINANCE 1203-25**

**AN ORDINANCE AMENDING CEDAR CITY ORDINANCES 26-IV-9 REMOVING
THE REQUIREMENT OF FENCING AROUND PRIVATE SWIMMING POOLS
WHEN AN ADEQUATE POWERED SAFETY COVER IS INSTALLED.**

WHEREAS, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enable Cedar City to pass ordinances as are necessary and proper to provide for the safety, promote the prosperity, improve the peace and good order, comfort, and convenience of the city and its inhabitants, and for the protection of property in the city; and

WHEREAS, City ordinance currently requires the installation of a fence around private pools in all circumstances; and

WHEREAS, State law allows the owner of a private pool to not install a fence when a pool cover meeting the requirements of American Society for Testing and Materials (ASTM) F1346; and

WHEREAS, the City Council seeks to bring City ordinance into harmony with State Code; and

WHEREAS, the City Council finds that it is in the best interests of the health, safety, and general welfare of the citizens of Cedar City to change Sections 26-IV-9 to match State Code to avoid confusion and conflicting laws.

NOW THEREFORE, be it ordained by the City Council of the Cedar City, in the State of Utah, as follows:

SECTION 1: AMENDMENT “Section 26-IV-9 Swimming Pools” of the Cedar City Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 26-IV-9 Swimming Pools

Swimming pools not completely enclosed within a building having solid walls shall be set back at least five (5) feet from property lines and shall be completely surrounded by a fence or wall having a height of at least four (4) feet. There shall be no openings larger than thirty-six (36) square inches except for gates which shall be equipped with self-closing and self-latching devices.

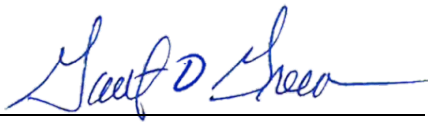
When a pool is equipped with a powered safety cover that complies with ASTM F1346, a fence is not required.

PASSED AND ADOPTED BY THE CEDAR CITY CITY COUNCIL DECEMBER 03, 2025.

	AYE	NAY	ABSENT	ABSTAIN
Phillips	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Riddle	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Cox	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Wilkey	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Schmidt	<u> </u>	<u> </u>	<u> </u>	<u> </u>

Presiding Officer

Attest



Garth O. Green, MAYOR, Cedar City



RENON SAVAGE, RECORDER,
Cedar City

