

Ordinance No. 14/15-08 Amendment #1  
Amending No. 11/12-03  
**VILLAGE OF BRADFORD**  
Stark County, Illinois

**AN ORDINANCE** Amending the Regulation of Nuisances in the  
**VILLAGE OF BRADFORD**, Stark County, Illinois

**WHEREAS**, the Board of Trustees of the Village of Bradford has considered in open session amendment of the regulation of nuisances in the Village;

**AND, WHEREAS**, the Board of Trustees of the Village of Bradford has determined that in order to protect public health and safety, and the property right of citizens, modification of the Nuisance Ordinance is necessary;

**NOW THEREFORE, BE IT ORDAINED**, By the Board of Trustees of the Village of Bradford, Stark County, Illinois, As Follows:

**SECTION ONE.** That Title 7, Chapter 1, Section 5 is added to the Village Code to read and shall be as follows:

7-1-5: Swimming Pools.

- (A) It is hereby declared a nuisance to maintain a swimming pool in the Village unless the same shall comply with this Paragraph.
- (B) Every owner, purchaser under contract, lessee, tenant or licensee of land within the Village upon which is situated a private outdoor swimming pool of a depth of three (3) feet or more shall at all times maintain, on the lot or premises upon which such private swimming pool is located, a fence or other structure completely surrounding such pool, not less than four (4) feet in height, with no gaps or apertures, other than doors or gates, with any dimensions greater than one and one-half (1 ½) inches. All gates or doors opening through such fence or enclosure shall be equipped with self-closing and self-latching devices placed at the top of such gates or doors and made inaccessible to small children.
- (C) Such devices shall be so designed as to be capable of keeping such doors or gates securely locked at all times when not in use; however, the door of any dwelling forming a part of the enclosure need not be so equipped.
- (D) The Village may approve modifications in individual cases upon showing of good cause with respect to the heights, nature, or location of the fence, wall, gates, or latches, or the necessity therefor, provided the protection as sought hereunder is not reduced thereby.
- (E) Temporary soft-sided pools less than three (3) feet or under in water depth are exempt from the requirements of this Paragraph.
- (F) An annual fee of \$75.00 shall be assessed for any pool which fits the

requirements of this ordinance as set forth in paragraph (B) above. Said fee is necessary to provide payment to the Village for the costs of annual pool maintenance and filling.

(G) PENALTY shall be as set forth in Title 1, Chapter 4 of this Code.

**SECTION TWO.** All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

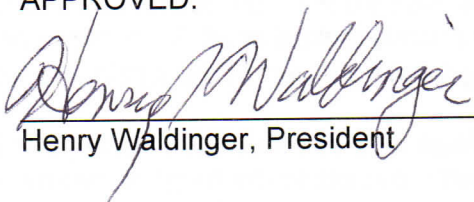
**SECTION THREE.** Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or unconstitutional, and if for any reason this ordinance should be declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

**SECTION FOUR.** This Ordinance shall be in full force and effect ten days after its passage and publication as provided by law.

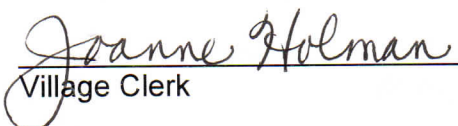
Presented, passed and approved on a roll call vote this 25<sup>th</sup> day of August, 2014.

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Board of Trustees:			
Shaun Stiltz	X		
Robin Lindner	X		
Tony Carlton	X		
John Cler	X		
Bob Hermann	X		
Bob Boehm	X		

APPROVED:

By:   
Henry Waldinger, President

ATTEST:

By:   
Village Clerk

VILLAGE OF BRADFORD  
RESOLUTION NO. #11/12-03

*Amending Duissane*  
ORDINANCE FOR FENCES AROUND  
OUTDOOR SWIMMING POOLS

ADOPTED BY THE VILLAGE BOARD  
OF THE  
VILLAGE OF BRADFORD

Published in pamphlet form by authority of the Village Board in the Village of Bradford,  
Stark County, Illinois, this 6th day of June, 20 11.

[ NOTE: When an ordinance is published in pamphlet form, the following certificate should be filled out by the Municipal Clerk. ]

STATE OF ILLINOIS                     )  
  ) SS  
County of    STARK                     )

CERTIFICATE

I, Joanne Holman, certify that I am the duly elected and acting  
Municipal Clerk of the Village of Bradford, Stark  
County, Illinois.

I further certify that on June 6, 20 11, the Corporate Authorities of  
such municipality passed and approved Ordinance No. 11/12-03, entitled

Ordinance for fences around outdoor swimming pools

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. #11/12-03, including the Ordinance and a  
cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal  
building, commencing on June 6, 20 11 and continuing for at least ten days  
thereafter. Copies of such Ordinance were also available for public inspection upon request in the  
office of the Municipal Clerk.

DATED at Bradford, Illinois, this 6th day of June,  
20 11.

(SEAL)

Joanne Holman  
Municipal Clerk

"This ordinance shall be in full force and effect from and after its passage, approval and publication in  
pamphlet form as provided by law."



**VILLAGE OF BRADFORD,**  
Stark County, Illinois

**AN ORDINANCE** Amending the Regulation of Nuisances in the  
**VILLAGE OF BRADFORD**, Stark County, Illinois.

**WHEREAS**, the Board of Trustees of the Village of Bradford has considered in open session amendment of the regulation of nuisances in the Village;

**AND, WHEREAS**, the Board of Trustees of the Village of Bradford has determined that in order to protect public health and safety, and the property rights of citizens, modification of the Nuisance Ordinance is necessary;

**NOW, THEREFORE, BE IT ORDAINED** By The Board of Trustees of the Village of Bradford, STARK COUNTY, ILLINOIS, As Follows:

**SECTION ONE.** That Title 7, Chapter 1, Section 5 is added to the Village Code to read and shall be as follows:

7-1-5: Swimming Pools.

- (A) It is hereby declared a nuisance to maintain a swimming pool in the Village unless the same shall comply with this Paragraph.
- (B) Every owner, purchaser under contract, lessee, tenant or licensee of land within the Village upon which is situated a private outdoor swimming pool shall at all times maintain, on the lot or premises upon which such private swimming pool is located, a fence or other structure completely surrounding such pool, not less than four (4) feet in height, with no gaps or apertures, other than doors or gates, with any dimensions greater than one and one-half (1 1/2) inches. All gates or doors opening through such fence or enclosure shall be equipped with self-closing and self-latching devices placed at the top of such gates or doors and made inaccessible to small children.
- (C) Such devices shall be so designed as to be capable of keeping such doors or gates securely locked at all times when not in use; however, the door of any dwelling forming a part of the enclosure need not be so equipped.
- (D) The aboveground pool structure may serve as a barrier or a barrier may be mounted on top of the pool structure, in either case only if it meets the requirements of this Section; however, where the means of access is a ladder or steps:
  - 1. The ladder or steps shall be capable of being secured, locked or removed to prevent access; or

2. The ladder or steps shall be surrounded by a barrier which meets the requirements of this Section.
- (E) The Village may allow modifications in individual cases upon 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.
- (F) Temporary soft-sided pools less than three (3) feet in height are exempt from the requirements of this Paragraph.
- (G) PENALTY shall be as set forth in Title 1, Chapter 4 of this Code.

**SECTION TWO.** All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

**SECTION THREE.** Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or unconstitutional, and if for any reason this ordinance should be declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

**SECTION FOUR.** This Ordinance shall be in full force and effect ten days after its passage and publication as provided by law.

Passed and Approved by the Village President and Board of Trustees of the Village of Bradford, Illinois, this 6<sup>th</sup> day of June, A.D. 2011.

Ayes: Nick Johnson, Dave Ferman, Henry Waldinger,  
Corey Moodie, Kevin Rasmussen, and Tony Carlton

Nays: NONE

Absent: NONE

Approved:

Adam Zilber  
Village President

ATTEST:

Joanne Holman  
Village Clerk

**CERTIFICATION**

STATE OF ILLINOIS,       )  
COUNTY OF STARK,       )     SS.  
VILLAGE OF BRADFORD )

I, the undersigned, Clerk of the **VILLAGE OF BRADFORD**, in the County of Stark and State of Illinois, do hereby Certify that the attached and foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Village Board of said Village held the 6<sup>th</sup> day of June, A.D. 2011, insofar as the same relates to the adoption of the following Ordinance entitled "**AN ORDINANCE** Amending the Regulation of Nuisances in the **VILLAGE OF BRADFORD**, Stark County, Illinois" a true and accurate copy of said Ordinance being attached hereto.

I do further certify each member of the Village Board was given notice of said meeting in accordance with the procedural rules of the Village; that the deliberations of the Village Board were taken openly; that the vote on the adoption of said ordinance was taken openly; that said meeting was held at a time and place convenient to the public after strict compliance with all requirements of "An Act In Relation To Meetings" approved July 11, 1957, as amended (the Open Meetings Act), and that the Village Board has complied with all other applicable laws, ordinances, regulations and procedures in the adoption of said ordinance.

Dated this 6<sup>th</sup> day of June, A.D. 2011.

(CORPORATE SEAL)

Joanne Holman  
Village Clerk