

**PHOENIX ASSOCIATION OF REALTORS®  
SUMMARY POOL BARRIER LAWS**

<b>KEY PROVISIONS</b>	<b>STATE OF ARIZONA</b>	<b>MARICOPA COUNTY</b>	<b>PHOENIX</b>
<b>EFFECTIVE DATE</b>	June 1, 1992 for all new pools only.	Revised 8-6-99	May 4, 1990 for all new pools and alterations or additions. May 4, 1991 retroactively provision for existing pools.
<b>APPLICABILITY</b>	All new pools in communities that do <u>not</u> have their own ordinances prior to June 1, 1991. Does not apply to pools built prior to June 1, 1991. Bodies of water at least 18 inches deep and 8 feet wide.	Bodies of water at least 18 inches deep	All new pools within city limits after May 4, 1990. All existing pools in which children under 6 occupy the residence or regularly visit the property.
<b>BARRIER OPTIONS</b>	Fences or walls. Key operated, motorized safety covers. Self-closing & self-latching rear doors.	Fences or walls. Key operated, motorized safety covers. Self-closing & self-latching rear doors.	Fences or walls. Key operated, motorized safety covers. Self-closing & self-latching rear doors.
<b>FENCE &amp; WALL STANDARDS</b>	5 foot minimum. At least 20 inches from waters edge. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 45 inches.	5 foot minimum. Must contain no openings greater than 1 3/4 inches. At least 20 inches from waters edge. Horizontal bars must have a minimum separation of 54 inches. Chain link not less than 11 gauge.	5 foot minimum (4 ft. fences existing prior to May 4, 1990 are grandfathered in). No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 45 inches. Wire mesh or chain link shall have a maximum opening of 1-3/4 inches measured horizontally.
<b>GATE &amp; LATCH STANDARDS</b>	Must be self closing & self latching. Latches a minimum of 54 inches above ground. Must open outward away from pool.	5 foot minimum height. Must be self-closing, lockable & self-latching with latch 54 inches above ground . Must open outward away from pool.	5 foot minimum height. Must be self-closing & self-latching & lockable. Latches a minimum of 54 inches above ground. Must open outward away from pool. Gates over 4 feet must be padlocked if not self-closing/self-latching.
<b>WINDOWS/ DOORS</b>	Bedroom windows equipped with latch 54 inches above floor. Other windows latched or secured to prevent openings more than 4 inches or secured-in-place wire mesh screen. Doors: self-latching with latch at least 54 inches above floor.	Bedroom windows equipped with latch 54 inches above floor. Other windows latched or secured to prevent opening more than 4 inches or screwed-in-place wire mesh screen. Doors: self-closing, self-latching with latch at least 54 inches above floor or alarmed.	Bedroom windows equipped with latch must be 54 inches above floor. Other windows latched or secured to prevent opening more than 4 inches may be used or screwed-in-place wire mesh screen. Windows less than 60 inches above pool deck and within 5 feet of waters edge must be tempered glass. Doors: self-closing and self-latching with latch at least 54 inches above floor. No pet doors allowed.
<b>RESPONSIBLE PARTY</b>	Not clearly delineated. There is a provision requiring a person selling or leasing a dwelling to give the buyer or renter a "notice" explaining responsible pool ownership. One interpretation is the real estate agent must give the notice. It is available at DHS or ADRE or PAR.	Owner's responsibility.	Pool owner.
<b>EXEMPTIONS</b>	All pools in existence before June 1, 1991. Residences where all occupants are at least 6 years old. Irrigation canals or drainage works, troughs and structures used in agricultural practices and public swimming pools.		Spas and hot tubs 8 feet or less in diameter provided they have an approved safety cover. Above ground pools (different standards apply). Existing pools where children under the age of 6 do not occupy the residence.
<b>CONTACT</b>	Law Library - 542-5297	Planning/Building/Zoning Dept. - 506-3301	Construction Permit Services - 262-7884

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<b>KEY PROVISIONS</b>	<b>SCOTTSDALE</b>	<b>PARADISE VALLEY</b>	<b>FOUNTAIN HILLS</b>
<b>EFFECTIVE DATE</b>	July 20, 1995	October 9, 1999	November 18, 1993
<b>APPLICABILITY</b>	All temporary, portable or permanent in-ground, above-ground, on-ground pools, hot tubs and spas and fish ponds constructed after enactment of ordinance.	Bodies of water at least 18 inches deep and 8 feet wide.	Bodies of water at least 18 inches deep and 8 feet in width.
<b>BARRIER OPTIONS</b>	Fences & Walls. Key operated, motorized safety covers with switch at least 54 inches above deck or ground. Self-closing & self-latching alarm equipped rear doors.	Fence and wall. Alarmed, self-locking and self-latching doors. Motorized safety cover.	Fences & Walls.
<b>FENCE &amp; WALL STANDARDS</b>	Perimeter fencing used as part of barrier must be 5 feet and internal barrier must be 4 feet. At least 20 inches from waters edge. No gaps or openings larger than 1-3/4 inch diameter (with exceptions for vertical openings) Horizontal bars must have a minimum separation of 45 inches. Chain link shall not be less than 11 gauge.	5 foot minimum. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 45 inches. 11 gauge chain link fencing permitted.	5 ft. minimum. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 54 inches.
<b>GATE &amp; LATCH STANDARDS</b>	5 foot minimum height. Must be self-closing & self-latching & lockable. Latches a minimum of 54 inches above ground. Must open outward away from pool.	Self-closing and self-latching with latch at least 54 inches above ground. Open away from pool. Lockable.	5 foot minimum height. Must be self-closing & self-latching & lockable. Latches a minimum of 50 inches above ground. Must open outward away from pool.
<b>WINDOWS/ DOORS</b>	No section on windows. Doors: self-closing and self-latching with release mechanism at least 54 inches above floor; or alarm installed on door at least 54 inches above floor threshold.	No section on windows. Doors: self-closing, self-latching with latch at least 54 inches above floor, or alarmed.	No section on windows or doors.
<b>RESPONSIBLE PARTY</b>	If a new pool, the Builder/Installer is responsible for informing the pool owner of barrier requirements, otherwise owner/tenant.		Owner's responsibility.
<b>EXEMPTIONS</b>	Pools constructed before July 15, 1992 must only comply with 54 inch fencing and gate requirement. Pools constructed from July 15, 1992 until July 20, 1995, must meet all current requirements except perimeter fence height need only be 54 inches.	Self-contained spa or hot tub.	
<b>CONTACT</b>	Building Code Official - 994-2633	Town Attorney - 948-7411	Plng. /Zoning/Bldg. Sfty. Dept. - 837- 2003

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<b>KEY PROVISIONS</b>	<b>LITCHFIELD PARK</b>	<b>BUCKEYE</b>	<b>ELOY, GILA BEND, SUPERIOR</b>
<b>EFFECTIVE DATE</b>	June 1989	August 19, 1996 original adoption date March 21, 2000 revised	No ordinance. Requires compliance with state law. See State of Arizona section.
<b>APPLICABILITY</b>	All new pools in communities that do <u>not</u> have their own ordinances prior to June 1, 1991. Does not apply to pools built prior to June 1, 1991. Bodies of water at least 18 inches deep and 8 feet wide.	A swimming pool, or other contained body of water that contains water 18 inches or more in depth or wider than 4 feet at any point.	
<b>BARRIER OPTIONS</b>	Fences or walls. Key operated, motorized safety covers. Self-closing & self-latching rear doors.	Fences & Walls.	
<b>FENCE &amp; WALL STANDARDS</b>	5 foot minimum. At least 20 inches from waters edge. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 45 inches. Motorized pool cover permitted.	5 foot minimum. At least 20 inches from waters edge. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 54 inches. Components placed on pool side of barrier or wire mesh and chain link fence shall have a maximum size of 1-3/4 inches measured horizontally.	
<b>GATE &amp; LATCH STANDARDS</b>	5 foot minimum height. Must be self-closing & self-latching or lockable. Must open away from the pool. Latches a minimum of 54 inches above ground.	Must be self-closing, self-latching & lockable. Latches a minimum of 54 inches above ground. Must open outward away from pool.	
<b>WINDOWS/ DOORS</b>	Bedroom windows equipped with latch 54 inches above floor. Other windows latched or secured to prevent openings more than 4 inches or secured-in-place wire mesh screen. Doors: self-latching with latch at least 54 inches above floor.	A building with window or door openings cannot be used as part of the fence structure enclosing the pool.	
<b>RESPONSIBLE PARTY</b>	Any person in possession of land, as owner, purchaser under contract, lessee, tenant or licensee.		
<b>EXEMPTIONS</b>	All pools in existence before June 1, 1991. Residences where all occupants are at least 6 years old. Irrigation canals or drainage works, troughs and structures used in agricultural practices and public swimming pools.	Irrigation canals or drainage works, troughs and structures used in agricultural practices and public swimming pools.	
<b>CONTACT</b>	Planning & Zoning Department - 623-935-5033	Planning and Zoning Dept. 623-386-4691	Gila Bend - 256-7856 Superior -(520)689-5752

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<b>KEY PROVISIONS</b>	<b>GLENDALE</b>	<b>PEORIA</b>	<b>APACHE JUNCTION</b>
<b>EFFECTIVE DATE</b>	Original ordinance December 8, 1998; Revised February 1, 1999	July 26, 1988	February 14, 1991 for all new pools. February 14, 1992 retroactively provision for existing pools.
<b>APPLICABILITY</b>	Body of water at least 18 inches deep. Body of water where child under age 6 resides. Hot tub, spas.	Pools, hot tubs and spas with depth of 18 inches or more.	All new pools, additions, alterations, repairs or replacements after February 14, 1991. All existing pools in which children under 6 occupy the residence. Bodies of water at least 18 inches deep.
<b>BARRIER OPTIONS</b>	Fences & Walls. Self-closing & self-latching rear doors.	Fences & Walls. Audible alarm on windows and doors.	Fences & Walls. Key operated, motorized safety covers. Self-closing & self-latching doors.
<b>FENCE &amp; WALL STANDARDS</b>	5 foot minimum. No gaps or openings larger than 4 inches. Horizontal gaps at least 45 inches apart. Wire mesh or chain link maximum 1 3/4 inch size. At least 20 inches from water edge.	5 foot minimum.	5 foot minimum (4 ft. fences existing prior to February 14, 1991 are grandfathered in). At least 20 inches from waters edge. No gaps or openings larger the 4 inches. Horizontal bars must have a minimum separation of 45 inches. Wire mesh or chain link with maximum mesh size of 4 3/4 inches.
<b>GATE &amp; LATCH STANDARDS</b>	5 foot minimum height. Must be self-closing & self-latching. Latches a minimum of 54 inches above ground. Open away from pool. Gates wider than 48 inches must be padlocked or otherwise locked.	5 foot minimum height. Must be self-closing & self-latching or lockable. Latches a minimum of 54 inches above ground. Must open outward away from pool. Pool mechanisms shall be on pool side of gate at least 3 inches below top of gate. Doors giving direct pool access must be equipped with an audible alarm.	5 foot minimum height. Must be self-closing, self-latching & lockable. Latches a minimum of 54 inches above ground. Must open outward away from pool.
<b>WINDOWS/ DOORS</b>	Self-latching devices or audible alarms. Bedroom windows equipped with latch at least 54 inches above ground. Other windows latched or secured with screwed-in-place mesh screen.	Shall have a wire mesh screen. Bedroom windows equipped with latch 54 inches above floor. Other windows latched or secured to prevent opening more than 4 inches. Doors: if direct-access to pool, alarm or self-closing, self-latching with latch at least 54 inches above ground.	Bedroom windows to be equipped with latch 54 inches above floor. Other windows latched or secured to prevent opening more than 4 inches or located 54 inches above ground. Doors: self-closing, self-latching, lockable with latch at least 54 inches above floor.
<b>RESPONSIBLE PARTY</b>	Owner or occupant.	Property owner and any other person in responsible charge.	Property owner and any other person in responsible charge of the pool.
<b>EXEMPTIONS</b>	Sumps, irrigation canals, flood control/drainage facilities, ponds, public swimming pools.	Above ground pools - different standards apply.	Above ground pools (different standards apply). Existing pools where children under age 6 do not occupy the residence.
<b>CONTACT</b>	Development Services Group – 623-930-2800	Plng. /Zoning / Bldg. Sfty. Dept. - 623-773-7200	Planning Department - 480-982-8002

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<b>KEY PROVISIONS</b>	<b>MESA</b>	<b>TEMPE</b>	<b>CHANDLER</b>
<b>EFFECTIVE DATE</b>	August 15, 1996	April 12, 1992.	August 7, 1993 for all new pools.
<b>APPLICABILITY</b>	Pools or other bodies of water 18 inches or more in depth or wider than 8 feet.	Outdoor swimming and wading pool, hot tub or spa.	All new pools installed after August 7, 1993. Does not apply to pools built prior to June 1, 1991.
<b>BARRIER OPTIONS</b>	Fences & Walls. Key operated motorized safety cover that meets requirements. Above ground non-climbable sides that meets requirements.	Fences & Walls.	Fences & Walls. Key operated, motorized safety covers.
<b>FENCE &amp; WALL STANDARDS</b>	5 foot minimum. At least 20 inches from water s edge. No gaps or openings larger than 4 inches. Horizontal components not less than 45 inches apart. Wire mesh or chain link maximum size of 1/3-4 inches horizontal.	5 foot minimum. No gaps or openings larger than 4 inches.	5 foot minimum. At least 20 inches from waters edge. No gaps or openings larger than 4 inches. Horizontal members shall be spaced not less than 45 inches apart.
<b>GATE &amp; LATCH STANDARDS</b>	Must be self-closing & self-latching with latch at least 54 inches above the ground &, if 4 feet or wider, must be secured by a padlock, lockable hardware or electric opener.	5 foot minimum height. Must be self-closing & self-latching or lockable. No gaps or openings larger than 4 inches.	5 foot minimum height. Must be self-closing & self-latching & lockable. Latches a minimum of 54 inches above ground. Must open outward away from pool.
<b>WINDOWS/ DOORS</b>	Sleeping room windows equipped with latch 54 inches above floor, or secured not to open more than 4 inches.		Bedroom windows equipped with latch 54 inches above floor. Other windows latched or secured to prevent opening more than 4 inches.
<b>RESPONSIBLE PARTY</b>	Owner and any other person in responsible charge.	Both the property owner and occupant.	Property owner and any other person in responsible charge.
<b>EXEMPTIONS</b>	In residential districts, contained bodies of water less than 18 inches above or below ground and less than 8 feet. Irrigation and storm water retention facilities, water features in public parks and golf courses, flood control facilities.	Premises that adjoin the body of water recorded as Tract S of The Lakes, need not have an enclosure parallel to the bank. Pools on the premises of a hotel or motel. Pools less than 18 inches.	Above ground pools with non-climbable sides not less than 48 inches high (different standards required).
<b>CONTACT</b>	Devel./Plng./Zoning Svc. - 480-644-2185	Planning Division/Bldg. Safety - 480-350-8341	Planning & Development - 480-782-3107

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<b>KEY PROVISIONS</b>	<b>CAREFREE</b>	<b>CAVE CREEK</b>	<b>CASA GRANDE</b>
<b>EFFECTIVE DATE</b>	June 6, 1991 for all new pools only.	January 1, 1995 for existing pools; July 7, 1994 for new pools	May 1997
<b>APPLICABILITY</b>	All new pools or bodies of water containing 18 inches of water or more that is wider than 8 feet, installed on or after June 6, 1991, and to all additions, alterations, repairs or replacements made to existing enclosures. Does not apply to pools built prior to June 1, 1991.	All new pools installed on or after July 7, 1994, all additions, alterations, repairs or replacements made to existing enclosures. Pools built prior to July 7, 1994, must comply by January 1, 1995.	Outdoor swimming pools & spas.
<b>BARRIER OPTIONS</b>	Fences & Walls.	Fences & Walls. Key operated, motorized safety covers with switch at least 54 inches above ground. Self-closing & self-latching rear doors.	Fences & Walls.
<b>FENCE &amp; WALL STANDARDS</b>	4 ½ foot minimum. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 45 inches.	5 foot minimum. At least 20 inches from waters edge. No gaps or openings larger than 4 inches. Horizontal bars must have a minimum separation of 45 inches.	5 foot minimum. No gaps or openings larger than 4 inches. Vertical components & Wire Mesh or Chain Link fences shall have a maximum size opening of 1-3/4 inches.
<b>GATE &amp; LATCH STANDARDS</b>	4 ½ foot minimum height. Must be self-closing & self-latching & lockable. Latches a minimum of 48 inches above ground. Must open outward away from pool.	4 ½ foot minimum height. Must be self-closing & self-latching or lockable for pools installed after July 7, 1994. Must open away from pool. Latches at least 54 inches above ground.	Must be self-closing & self-latching. Latches a minimum of 54 inches above ground. Must open outward away from pool.
<b>WINDOWS/ DOORS</b>		Doors: Self-closing and self-latching with lockable device or release mechanism at least 54 inches above floor. Windows: Latching device at least 54 inches above floor, or screwed-in-place wire mesh screen or key lock preventing opening more than 4 inches.	Windows with direct pool access must have latching device 54 inches above floor or key lock preventing opening more than 4 inches. Sleeping rooms with pool access must have latching devices or screw in wire mesh screens.
<b>RESPONSIBLE PARTY</b>	Property owner and any other person in responsible charge.	Property owner or other person in responsible charge.	
<b>EXEMPTIONS</b>	Contained bodies of water less than 18 inches deep and/or less than 8 feet in width.	Pools built on single-family residential property on or before July 7, 1994, not required to be retroactively fitted with barrier between house & pool if all occupants are age 6 or older. Above ground pools have separate rules to comply with. Fences or walls less than 4 feet in height existing on or before July 7, 1994.	
<b>CONTACT</b>	Planning & Development - 480-488-1471	Town Hall - 480-488-1400; Building & Safety (480) 488-1414	City of Casa Grande - 520-421-8630

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<b>KEY PROVISIONS</b>	<b>EL MIRAGE</b>	<b>WICKENBERG</b>	<b>SURPRISE</b>
<b>EFFECTIVE DATE</b>	September 1986	September 1991	October 31, 1998
<b>APPLICABILITY</b>	All private or semi-private swimming pools.		Pools containing over 18 inches of water in depth and wider than 8 feet.
<b>BARRIER OPTIONS</b>	Fences and walls.	Walls and fences.	Fences and walls; key operated motorized cover.
<b>FENCE &amp; WALL STANDARDS</b>	Solid wall or fence. If wrought iron fence, then vertical bars spaced no more than 4 inches. 6 foot minimum. Minimum 5 foot setback from pool edge. Minimum 5 foot setback from nearest property line. No gaps or openings larger than 4 inches.	4 foot minimum height. 2 inches maximum vertical clearance from ground.	4 foot minimum. Bottom clearance of no more than 2 inches. No gaps or openings greater than 2-4 inches, depending on structure of decking. Horizontal bars must have at least 45 inch separation. At least 20 inches from waters edge.
<b>GATE &amp; LATCH STANDARDS</b>	Self-closing, self-latching gates. Latches a minimum of 4 1/2 feet above the ground.	4 foot minimum height. Must open away from pool. Self-closing, self-latching with latch at least 54 inches above ground. No gaps or openings larger than 4 inches.	4 foot minimum. Self-closing, self-latching. Latches at least 54 inches above bottom of gate. Open away from pool. Lockable hardware or padlocks. Gates must include sign.
<b>WINDOWS/ DOORS</b>		Alarmed, self-closing, self-latching.	Doors: self-closing, self-latching with release mechanism at least 54 inches above floor; or alarm. No pet doors providing direct access to pool. Windows: latching device at least 54 inches above floor or key lock if window not leading directly to pool.
<b>RESPONSIBLE PARTY</b>			Owner, renter, occupier of premises, or other person in responsible charge.
<b>EXEMPTIONS</b>			
<b>CONTACT</b>	Planning and Zoning Department 623-972-8116	Planning and Building Dept. 520-684-5451	Planning and Zoning Department. 623-583-1088

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KEY PROVISIONS	AVONDALE	GILBERT
<b>EFFECTIVE DATE</b>	June 1, 1991	November 10, 1987
<b>APPLICABILITY</b>	Pool or body of water containing at least 18 inches deep and wider than 8 feet.	Pool, hot tub, spa at least 18 inches deep.
<b>BARRIER OPTIONS</b>	Fence or wall; motorized, key-operated pool cover.	Fences and walls.
<b>FENCE &amp; WALL STANDARDS</b>	5 foot minimum. No gaps or openings larger than 4 inches. Horizontal bars must have minimum 45 inches. Wire mesh or chain link fence minimum mesh size of 1 3/4 inches. At least 20 inches from waters edge.	Minimum 4 feet. No openings larger than 1 3/4 inches measured horizontally. Chain link fences not less than 11 gauge and have a maximum mesh size of 1 3/4 inches. At least 20 inches from waters edge.
<b>GATE &amp; LATCH STANDARDS</b>	Self-closing, self-latching. Latch at least 54 inches above ground or padlock. Open away from pool.	Minimum 4 feet. Self-closing, self-latching located on pool side of gate and at least 5 inches below the top of the gate. Padlock if double-wide gate. No openings greater than 1/2 inch.
<b>WINDOWS/ DOORS</b>	Doors: self-latching. Windows: latching device at least 54 inches above floor if direct access to pool. All other windows: secured-in-place wire mesh screen or keyed lock preventing opening greater than 4 inches.	
<b>RESPONSIBLE PARTY</b>		
<b>EXEMPTIONS</b>	Irrigation canals, flood control/drainage facilities, stock ponds, public pools, residence with all residents over age 6.	
<b>CONTACT</b>	Planning & Zoning: 623-932-1909	Planning and Zoning: 480-503-6000

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