

Below is local area contact information for governmental departments in Arizona with information on swimming pool barrier law requirements affecting your property. If your area isn't listed, contact your local governmental offices to find out if a swimming pool barrier law has been enacted; if not, current state laws are in effect.

**FOR MORE INFORMATION, CONTACT:**

<b>ARIZONA STATE LAW</b> (A.R.S. §36-1681)	Arizona Maricopa County Law Library (602) 506-3461
<b>AVONDALE</b>	Building Safety (623) 333-4000
<b>BUCKEYE</b>	Building Safety (623) 349-6200
<b>BULLHEAD CITY</b>	Community Development Dept (928) 763-0124
<b>CAREFREE</b>	Building Department (480) 488-3686
<b>CASA GRANDE</b>	Building Department (520) 421-8651
<b>CAVE CREEK</b>	Building Department (480) 488-1414
<b>CHANDLER</b>	Development Services (480) 782-3000
<b>COCONINO COUNTY</b>	Community Development (928) 679-8850
<b>COCHISE COUNTY</b>	Planning & Zoning (520) 432-9240
<b>EL MIRAGE</b>	Building Safety (623) 933-8318
<b>FLAGSTAFF</b>	Building Division (928) 779-7631
<b>FOUNTAIN HILLS</b>	Building Safety (480) 816-5177
<b>GILBERT</b>	Building Department (480) 503-6700
<b>GLENDALE</b>	Development Services (623) 930-2800
<b>GOODYEAR</b>	Building Safety (623) 932-3004
<b>GUADALUPE</b>	Code Enforcement (480) 505-5380
<b>KINGMAN</b>	Development Services Dept (928) 753-8123
<b>LAKE HAVASU</b>	Development Services Dept (928) 453-4149
<b>LITCHFIELD PARK</b>	Building Safety (623) 935-1066
<b>MARANA</b>	Building Services Dept (520) 382-2600
<b>MARICOPA COUNTY</b>	Planning Department (602) 506-3201
<b>MESA</b>	Office of City Clerk (480) 644-4273
<b>ORO VALLEY</b>	Building Safety (520) 229-4830
<b>PARADISE VALLEY</b>	Town of Paradise Valley (480) 348-3692
<b>PEORIA</b>	Building Safety Division (623) 773-7225
<b>PHOENIX</b>	Development Services Dept (602) 262-7811
<b>PIMA COUNTY</b>	Building Codes (520) 740-6490
<b>PINAL COUNTY</b>	Building Safety Department (520) 866-6405
<b>PRESCOTT</b>	Community Development Dept/ Building Inspection (928) 777-1356
<b>SANTA CRUZ COUNTY</b>	Zoning & Development (520) 375-7930
<b>SCOTTSDALE</b>	Planning & Development (480) 312-2500
<b>SURPRISE</b>	Building Safety (623) 583-1088
<b>TEMPE</b>	Building Safety Dept (480) 350-8341
<b>TUCSON</b>	Development Services Dept (520) 791-5550
<b>YAVAPAI COUNTY</b>	Development Services (928) 771-3214
<b>YUMA</b>	Development Services (928) 817-5000

Phone numbers are subject to change without notice.

# UNDERSTANDING THE POOL BARRIER LAWS

**Because of the number of drownings and near-drownings in Arizona, most of which involve small children, the State of Arizona and most counties and cities within the state have enacted swimming pool barrier laws. Generally, these laws require that all affected swimming pools (or certain other contained bodies of water) be protected by an enclosure surrounding the pool area, or by another barrier, that meets specific requirements.**

In general, pool barrier laws require that a swimming pool be completely enclosed by a fence to restrict access to the swimming pool from adjoining property. These pool barrier laws also generally require that certain barriers be installed to restrict easy access from the home to the swimming pool. Therefore, pool barrier laws contain specific requirements regarding the height and type of fences, gates and doors from the home leading directly to the swimming pool and regarding windows that face the swimming pool.



The Arizona Association of REALTORS® has developed this flier to assist you in obtaining the information to determine which pool barrier law applies to your property and the specific requirements of the applicable law. You should obtain and read the entire current applicable pool barrier law prior to purchasing a home with an existing pool; prior to erecting pool barriers; prior to altering, repairing or replacing pool barriers; or prior to building a pool.

## COMMONLY ASKED QUESTIONS

**QUESTION**

**The house I want to buy has a fence around the pool, but it doesn't meet code. Who is responsible for bringing it up to code and how long do we have?**

**ANSWER**

The AAR Purchase Contract states: "During the Inspection Period, Buyer agrees to investigate all applicable state, county, and municipal swimming pool barrier regulations and, unless reasonably disapproved within the Inspection Period, agrees to comply with and pay all costs of compliance with said regulations prior to possession of the Premises." Check city and county ordinances for their specific requirements.

**QUESTION**

**We have an above-ground pool in our backyard, so we don't have to worry about pool barrier laws, do we?**

**ANSWER**

Above-ground pools are covered by the same state legal requirements for an enclosure around the pool. The pool must be at least four feet high with a wall that is not climbable and steps or ladders that are locking or removable. Again, check city or county ordinances for different requirements.

**QUESTION**

**I'm ready to make an offer on a house with a pool. What information should I receive?**

**ANSWER**

The Arizona Association of REALTORS® (AAR) Residential Resale Purchase Contract, used in most resale home transactions, includes a "Notice to Buyer of Swimming Pool Barrier Regulations," in which the buyer and seller acknowledge the existence of state laws as well as possible county and municipal laws, and the buyer agrees to investigate and comply with these laws. The seller is required by law to give the buyer a copy of the pool safety notice from the Arizona Department of Health Services. The contract also requires the buyer be given a Seller's Property Disclosure Statement, which discloses any known code violations on the property.



*Pool Barriers Save Lives.*

REAL SOLUTIONS. REALTOR® SUCCESS.

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AAR on the Web:  
www.aaronline.com • blog.aaronline.com • www.facebook.com/azrealtors  
twitter.com/aarsuccess • www.youtube.com/azrealtors • www.flickr.com/photos/aar\_eventreind

