

- 35 a. Unless exempted below, the provisions of this section shall apply to all new construction
36 or repair or replacement of 50 percent or more of any existing wall or fence length. The
37 term wall in this section applies to screening walls and not walls required for support of a
38 principal or accessory structure.
- 39 b. Permit Required. All fences and walls subject to these standards shall obtain a building
40 permit prior to construction. Requests for permits for walls and fences must be
41 accompanied by a scaled site plan and drawings clearly showing the locations, heights
42 and materials for which approval is requested.

43 **(c) District Location Standards.**

44 1. **Residential Districts.**

- 45 a. Fences and Walls in a Required Front Yard: Except where allowed in this section,
46 fences and walls within the required minimum front setback shall not exceed 4 feet in
47 height.
- 48 b. For residential zoned lots with a front or side yard on a FDOT functionally classified
49 arterial or collector road, the maximum height for a fence or wall in a required
50 minimum front and street side yard may be increased to six feet if the following is
51 met.
- 52 1. Fences shall be of decorative materials such as wrought iron or powder coated
53 aluminum in a style of wrought iron.
 - 54 2. Walls shall be concrete block, stone, cultured stone, brick, or prefabricated with a
55 textured manufactured finish. If concrete blocks are used, the wall shall have a
56 minimum 1” thick stucco finish or be clad in brick, stone and/or cultured stone
57 vener.
 - 58 3. Brick, stone and/or cultured stone columns shall be constructed when using either
59 a fence or a wall, and such columns shall, at a minimum, be placed where the
60 fence/wall ends at the property lines and at driveways. If the lot’s road frontage is
61 in excess of one hundred (100) feet, additional columns shall be required to be
62 spaced evenly along the frontage, with the wall/fence segment not exceeding 40
63 feet in length. The columns may extend up to 12 inches above the fence height.
 - 64 4. The fence/wall shall be constructed a minimum of 7 feet from the road right-of-
65 way line.
 - 66 5. Shade trees shall be planted along the fence/wall at a rate of one (1) per 40 linear
67 feet of road frontage. Trees shall be evenly spaced along the pervious area of the
68 frontage. Each tree shall be a minimum caliper of 5 inches (as measured 1 foot
69 above grade) and minimum 14 feet in height at planting with 6’ minimum vertical
70 clearance to the limbs. If overhead utilities exist along the right-of-way, the
71 required shade trees shall be understory trees spaced every twenty (20) feet on
72 center, with said understory trees a minimum of nine feet in height and at least a
73 three-inch caliper (measured 6 inches above grade) at planting if single stem; for

- 74 multi-stem understory trees, at least three stems are required with each stem at
75 least of one-inch caliper (measured 6 inches above grade).
- 76 6. If hedges are planted along the fence or wall, such shall be maintained at a height
77 not to exceed six feet in height.
- 78 7. If a gate is used, the gate shall be automated and setback a minimum of 20 feet
79 from the lot side of the public sidewalk. If no sidewalk exists, the gate shall be
80 setback 20 feet from the right-of-way/property line.
- 81 8. If on a corner lot, the fence/wall shall meet the Proximity to Right-of-Way
82 Intersection standard in Section 134-517(d).
- 83 c. Unless abutting a FDOT functionally classified arterial or collector, on any corner lot,
84 abutting the side of another lot, a fence/wall along the side street exceeding four (feet)
85 in height shall be setback 15 feet from the street side property line.
- 86 d. Maximum fence and wall height outside the minimum front setback shall be eight (8)
87 feet in height unless a more restricted height limit applies. A fence or wall height
88 greater than eight feet may be approved by special exception.
- 89 e. Subdivision walls and buffers.
- 90 1. Subdivisions that include lots with rear or side yards adjacent to a public right-of-
91 way must include a screen wall and vegetative buffer to provide both a desirable
92 buffer for the residents of the subdivision from the street as well as provide an
93 aesthetic buffer for the users of the adjacent right-of-way. Height of the screen
94 wall shall be six feet from the finished grade of the location of the wall or street,
95 whichever provides the highest screening height. Compliance with this section
96 will require a buffer with hedges, evergreen shade trees (at 40-foot on center
97 spacing) and one understory tree centered between the shade tree, on the street
98 side of the wall. The minimum width of the buffer shall be ten (10) feet, as
99 measured from the right of way line to the wall. The shade tree shall be a
100 minimum caliper of 5 inches (as measured 1 foot above grade) and minimum 14
101 feet in height at planting with 6' minimum vertical clearance to limbs. If overhead
102 utilities exist along the right-of-way, the required shade trees shall be understory
103 trees spaced every twenty (20) feet on center, with said understory trees a
104 minimum of nine feet in height and at least a three-inch caliper (measured 6
105 inches above grade) at planting if single stem; for multi-stem understory trees, at
106 least three stems are required with each stem at least of one-inch caliper
107 (measured 6 inches above grade).
- 108 2. The following are not considered adequate buffers for compliance with this
109 section:
- 110 • Chain linked fences;
 - 111 • Wood fences;
 - 112 • Painted or untreated block walls; and,
 - 113 • Insufficient planting area for maturing landscaping.

- 114 3. Maintenance of these improvements will be the responsibility of the homeowners'
115 association and must be clearly defined on the preliminary subdivision plan and
116 final plat.
117 f. No barbed wire fencing shall be allowed except by special exception approval.

118 **2. Nonresidential Districts Except the ECD and Industrial districts.**

- 119 a. Fences or walls within the front setback shall be limited to a maximum height of four
120 (4) feet. For fences and walls, the front yard setback shall apply to all sides fronting a
121 road.
122 b. Outside the front or street side setback, the maximum height of a fence or wall shall
123 be eight (8) feet, except as noted for public utilities.
124 c. No barbed wire fence shall be allowed except for security of public utilities or unless
125 a special exception is approved. Such fencing, when allowed, shall be consistent with
126 the standards listed in Section 134-517(d).

127
128 **3. Industrial Districts.**

- 129 a. Fences or walls within the front setback shall be limited to a maximum height of four
130 (4) feet. Fences greater than four feet in the front yard may be approved by special
131 exception with conditions attached for landscaping and in consideration of continued
132 view from the road into the property for crime prevention.
133 b. Outside the front or street side setback, the maximum height of a fence or wall shall
134 be eight (8) feet, except as noted for public utilities.
135 c. If a landscape buffer is required by Chapter 114, the fence/wall shall be placed on the
136 lot side of the buffer yard.
137 d. Barbed wire along the top of a fence may be used provided following is met.
138 1. The barbed wire shall be attached to a fence of a minimum height of eight (8)
139 feet.
140 2. The barbed wire shall not exceed one additional foot in height of the fence
141 without a special exception approval.
142 3. The outward limit of the barbed wire shall not be within 20 feet of any street
143 right-of-way line, sidewalk, or adjacent property.
144 4. Without a special exception, no barbed wire may be used in locations adjacent
145 to a residential zoning or future land use designation.

- 146 4. **ECD.** Fences in the Edgewood Central District shall comply with ECD regulations.

147 **(d) Standards Applicable to All Districts.**

- 148 1. **Fence/Wall Material.** Permanent fencing or wall material other than chain link, wood,
149 vinyl, masonry concrete, brick, or pre-cast concrete may be approved only by special
150 exception.

- 151 2. **Chain Link Fencing.** Except where specifically allowed by this section, chain
152 link fences are prohibited between the front lot line and the front of the building structure
153 in all districts. Where chain link fencing is allowed, such shall be green, black, or
154 brown vinyl coated.
- 155 3. **Wood Fencing.** Wooden fences shall be constructed of stained or painted pressure
156 treated pine, cedar, or cypress. Plywood, particle board, or similar wood materials are
157 prohibited. The finished side shall face outward, and stringers and posts shall not be
158 visible from the outside.
- 159 4. **Masonry concrete block walls.** Concrete block walls shall be clad in brick, stone or
160 cultured stone veneer or have a 1 inch thick stucco finish with brick stone or cultured
161 stone accent features.
- 162 5. **Pre-cast Concrete Walls.** Pre-cast Concrete Walls shall have manufactured imprinted
163 texture and patterns to mimic brick, stone or cultured stone patterns.
- 164 6. **Barbed Wire.** The following standards apply when barbed wire fencing is used around
165 public utilities.
- 166 a. Without a special exception, no barbed wire may be used in locations within or
167 adjacent to a residential zoning or future land use designation.
- 168 b. The barbed wire shall be attached to a fence of a minimum height of eight (8) feet.
- 169 c. The barbed wire shall not exceed one additional foot in fence height without a special
170 exception approval.
- 171 d. The outward limit of the barbed wire shall not be within 20 feet of any street right-of-
172 way line, sidewalk, or adjacent property.
- 173 7. **Residential Fence/Wall Colors.** Fence or wall colors shall be matte finish of any earth
174 tone color (i.e., color found in soil, such as sand, clay, slate), matte black, or matte white
175 with a minimum matte white content of 90 percent.
- 176 8. **Non-Residential Fence/Wall Colors.** Fence/wall colors shall complement the primary
177 color of the development and shall not be so extreme in contrast or intensity that the color
178 competes with the building for attention or acts as a sign.
- 179 9. **Fences/Walls adjacent to Required Landscape Buffers.** Where landscape buffers are
180 required adjacent to public rights-of-way, the fence/wall shall be located on the lot side of
181 the buffer. Fences or walls located along interior side or rear lot lines may be placed atop
182 the property line with required plantings located inside the fence or wall.
- 183 10. **Proximity to Intersections.** To prevent obstruction of view of an oncoming vehicle or
184 train at an intersection of two rights of way or a right-of-way and ingress/egress access
185 points, at a minimum, fences and walls shall comply with the most current FDOT criteria
186 and standards for Intersection Clear Sight Lines.
- 187 11. **Maximum Height in All Districts.** Outside the minimum yard standards (setbacks), the
188 maximum height of fences and walls shall be eight (8) feet unless specifically approved
189 by special exception or elsewhere in this code.

- 190 12. **Adjacent to Water Bodies.** All fences and walls located adjacent to water bodies shall
191 not extend into such water body beyond the normal high water elevation (NHWE). The
192 maximum height of a fence/wall within 10 feet of the NHWE shall be four (4) feet.
- 193 13. **Swimming Pools Fencing.** All swimming pools of any type whatsoever, including but
194 not limited to portable swimming pools, constructed in such a manner as to permit a
195 water depth of two (2) feet or more and an area of 36 sq. ft. or more shall be completely
196 enclosed by a minimum 48” high fence, wall, or other equivalent barrier with an access
197 gate designed in accordance with the current publication of the Florida Building Code
198 Swimming Pool Barrier Requirements, this code for fence and wall material
199 requirements, and as approved by the City Engineer.
- 200 14. **Firefighting access.** Fences and walls shall be designed and constructed so that adequate
201 access to buildings is maintained for firefighting purposes.
- 202 15. **Electric fences.** It shall be unlawful for any person to erect, install or maintain any
203 electrically charged fence within the city.
- 204 16. **Temporary Fencing.**
- 205 a. A temporary fence not exceeding 8 feet in height may be erected during construction
206 in any district.
- 207 b. The temporary fence shall be restricted to chain link, vinyl picket, industrial
208 aluminum, or wrought iron. All other materials are prohibited. Orange construction
209 fencing for tree protection during construction shall be allowed.
- 210 c. Any portion of the temporary fencing facing a right-of-way must allow a reasonably
211 unrestricted view of the grounds of the undeveloped lot from the right-of-way. Picket-
212 style materials fronting a right-of-way shall have minimum spacing of four inches
213 between each picket with a maximum picket width of one inch.
- 214 d. A pedestrian access gate is required. The gate must swing into the lot.
- 215 e. The temporary fence shall be removed prior to any Certificate of Occupancy.
- 216 17. **Fences/Walls in regulated floodways.** Fences and walls in regulated floodways shall be
217 designed to avoid blocking the passage of floodwaters as determined by the City
218 Engineer.
- 219 18. **Maintenance.** All walls and fences shall be maintained at the proper height, in a plumb
220 and upright position, free of any defects, damage, peeling and chipping, and mold and
221 mildew, or other discoloration.

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223 **SECTION THREE.** The provisions of this Ordinance shall be codified as and become and be
224 made a part of the Code of Ordinances of the City of Edgewood.

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226 **SECTION FOUR.** If any section, sentence, phrase, word or portion of this ordinance is
227 determined to be invalid, unlawful or unconstitutional, said determination shall not be held to
228 invalidate or impair the validity, force or effect of any other section, sentence, phrase, word or
229 portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.

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SECTION FIVE. All ordinances that are in conflict with this Ordinance are hereby repealed.

SECTION SIX. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2022, by the City Council of the City of Edgewood, Florida.

PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

Richard A. Horn, Council President

ATTEST:

Sandy Riffle
Interim City Clerk