

ARTICLE 3.17 FENCES

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3.17.001 Purpose

The city council declares that a fence ordinance is hereby necessary to provide regulations over the construction of fences, so as to insure adequate vehicular visibility and compatibility with use and appearance of businesses and neighborhoods. (Ordinance 17.04.10A, sec. 1, adopted 4/10/17)

3.17.002 Permit Required

Any person constructing a fence within the city shall make application for a fence permit with the building official. A fee as set forth in the fee schedule in appendix A of this code shall be charged for the permit. (Ordinance 17.04.10A, sec. 2, adopted 4/10/17)

3.17.003 Requirements

1. Any fence constructed pursuant to this article shall be constructed of material commonly intended for use in a residential or commercial fence, such as wood, vinyl, chain link or brick, or other materials deemed to be commonly accepted fencing materials by the building official.
2.
 1. In residential zoning districts, where erected in the front yard in front of the building setback line, solid material fences may not be higher than 30", chainlink fences and fences of solid spaced material covering no more than 50% of the fenced area may not be higher than 48", and wrought iron fences may not be higher than 60" and the pillars or posts in wrought iron fences must be spaced at intervals of 8' or more on center. Chainlink and wrought iron fences may include solid material on the lower 30" of the fence. Corner lot fences may be 72" high on the side street side of the property from the front building setback line to the rear property line, as long as the fence does not materially impede vision above 30" above ground level within 30' either side of the intersection of the front and side streets or 30' either side of where the neighbor's driveway intersects the side street. No fence may encroach into a right-of-way.
 2. A drawing clarifying the line of sight to be maintained at the intersection of the front and side street and side street and neighbor's driveway is included as exhibit A attached to Ordinance 2019.10.14B and incorporated herein for all purposes.
3. Commercial and industrial fences required for privacy, screening or protection must submit site plan and detailed fence plans and have them approved by the building official.

(Ordinance 17.04.10A, sec. 3, adopted 4/10/17; Ordinance 2019.10.14B, sec. 4, adopted 10/14/19)

3.17.004 Penalties

Any person, firm, or corporation violating any provision of this article shall be guilty of a class C misdemeanor punishable by a fine up to \$2,000.00. Each day the violation continues shall be considered a separate offense. Such remedy under this section is in addition to the abatement restitution. (Ordinance 17.04.10A, sec. 4, adopted 4/10/17)

3.17.005 Definitions

Commercial Privacy Fence – Definition:

A **commercial privacy fence** is a type of barrier specifically designed and constructed to provide security, restrict visibility, and delineate property boundaries for commercial or industrial properties. Allowable materials for commercial privacy fence include: Wood (treated pine, cedar, or redwood), concrete or masonry, composite materials in keeping with the materials in the surrounding areas. The minimum height of the fence shall be 6 feet. Additional height may be required based on site plans.