Note: The following Development Code language is included for context and reflects what is included in the Development Code amendment package.

4.113 Residential Development in Any Zone

(.07) *Fences:*

. . .

E.   **When fences create an enclosed side yard area five feet or less in width, gates or other openings shall be provided creating a through connection to either a rear yard or alley.**

Amendment Description:	Special nuisance regulations for narrow side yards
Applicability:	Citywide, including existing development
Impacted Code Section(s):	6.221 (new)
Relationship to Frog Pond East and South Master Plan:	Accommodates a variety of housing configurations as called for in the Master Plan and associated side yard configurations.
Rationale for Amendment Text:	This language, together with new language in Chapter 4, Subsection 4.113 (.07), above, provides a simple means to ensure narrow fenced areas are maintained and do not become nuisance areas. The concept is that ensuring access will increase use and with increased use there is a greater propensity for maintenance, and if maintenance does not happen there is a specific code provision to address the issue.
Recent Edits:	Added "overgrown" to vegetation to clarify vegetation that does not obstruct passage is allowed, "excessive" was added to clarify that a limited amount of rubbish or junk could be stored temporarily if it doesn't otherwise violate the general nuisance code. "Prevent" is changed to "substantially obstructing" passage to better clarify intent.

6.221. Maintenance of Side Yards in Residential Areas

(1)   In addition to nuisances applicable generally to vegetation, junk, and rubbish in residential areas in Sections 6.208, 6.210, 6.216 and 6.220, side yards in residential areas shall be kept clear of overgrown vegetation, excessive rubbish or junk, and any other material that would substantially obstruct the pedestrian passage through the side yard to a rear yard or alley, where such passage is required or otherwise enabled by lack of fencing or provision of gates.