

Underlined items are new proposals. No underline is existing in the Fence Code.

## **Section 1;**

### **9-2-1: DEFINITIONS OF WORDS AND TERMS:**

...

**FENCE:** A predominantly vertical and continuous structure or device intended to enclose, confine or delineate an otherwise open area of land. Hedges, trees, bushes, shrubs and plants are not included within the meaning of the word "fence." A fence includes the base, footings, supporting columns, post, braces, gates, structural members or any other of its appendages.

...

## **Section 2;**

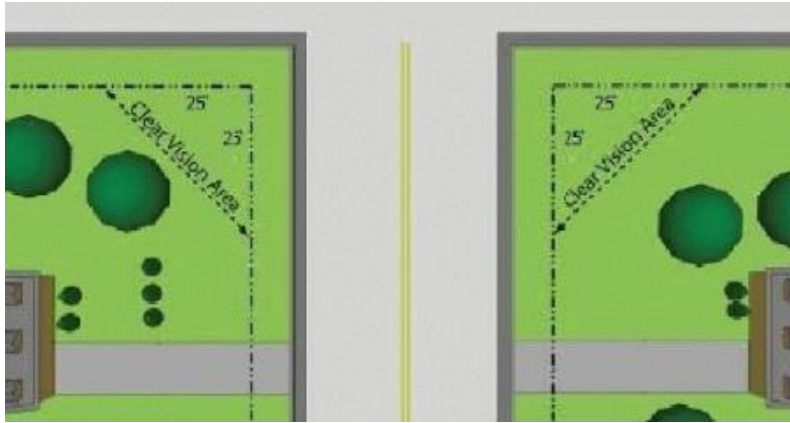
This section will be replaced in its entirety:

### **9-29B-2: FENCES:**

#### 1. Placement and Setback Regulations:

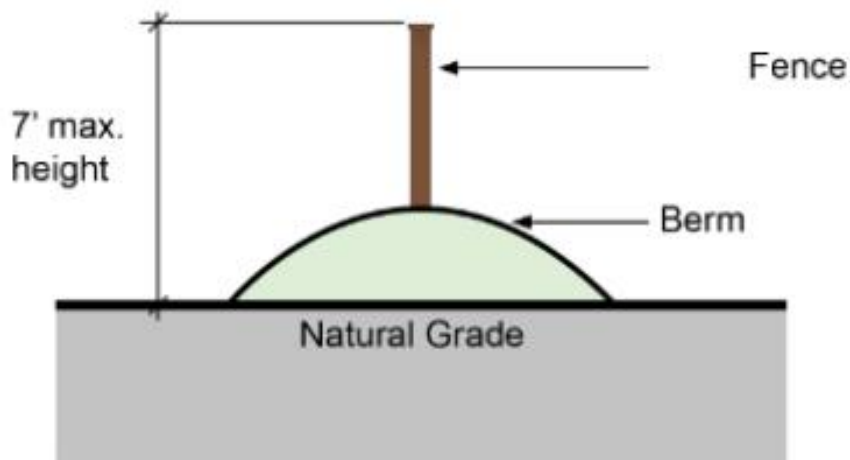
- a. Fences, posts and foundations must be wholly contained within the subject property. There are no minimum yard setback requirements for fences.
- b. Exceptions:
  - i. Fences within any regulated overlay district such as Chapter 17, Floodplain (FP), Chapter 19, Wetlands (WE), Chapter 21, Mountain Overlay District (MOD), and Chapter 21A, Scenic Highway Overlay District (SHO), or any hazard area, shall comply with its corresponding setback.
  - ii. Walls that do not meet the fence definition, in excess of thirty inches (30") in height, must adhere to the property setbacks or building envelope boundaries.
  - iii. Interior fencing to prevent wildlife depredation of stored livestock feed may be exempted from height and building permit requirements.
  - iv. Chain link fencing is allowed only for enclosures which conform to required setbacks for accessory structures, which are used for the purpose of containing a domestic animal(s) and do not exceed six (7) feet in height.
- c. Subdivision plat notes may regulate fence location, size and materials.

- d. Site Obscuring fences prohibited. Fences, hedges, walls, latticework or screens shall not be constructed in such a manner that vision necessary for safe operation of motor vehicles or bicycles is obstructed. Measurement recommendation in diagram below.



2. Fence Height:

- a. In the R-¼, R-4, R-1, R-2, R-2.5, R-5, and R-10 Districts, fences, and walls shall not exceed seven feet in height when measured from natural grade.
- b. In all other districts, fences and walls over seven feet (7') tall require a building permit.



3. Materials:

- a. Barbed wire and electrically charged fences are allowed only in conjunction with agricultural and industrial uses or as part of an approved conditional use permit.
- b. Reflective materials are prohibited.
- c. No fence shall be constructed of dangerous materials which would constitute a nuisance.
- d. Wildlife friendly fencing of post and rail design is encouraged in all zones.