

Chapter 14

FENCES

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14.01 DEFINITIONS.

Terms used in this Chapter mean as follows:

(a) "Residential District", "Commercial District", "Industrial District" and "Agricultural District" as used in this Chapter shall be defined herein in the same manner and form as such definitions are used in the Zoning Code of the Village of Paddock Lake.

(b) "Security fence": A fence enclosing commercial or industrial property to protect the property.

(c) "Hedges": Bushes, shrubs or small trees planted or maintained in such a manner to serve as a fence or barrier.

14.02 RESIDENTIAL DISTRICTS.

(a) No person shall install, construct or erect in a residential district a solid fence greater than 3 feet in height along the front street or any side street of their property. However, a chain link fence or an open, woven wire fence may be 4 feet in height along the street side of a residential property. Side yard fences not adjacent to a street shall not exceed a height of 3 feet in the case of a solid fence or 4 feet in the case of a chain link or open, woven wire fence in front of the setback line for the residential district as set forth in the Zoning Code. Fences to the rear of such setback lines may upon written approval of adjoining landowners be erected to a height of 6 feet provided such fence is constructed of chain link or open woven wire fence and the written approval of adjoining landowners is on file with the building inspector prior to issuance of a permit under Section 14.07 of this Code.

(b) No person shall plant or maintain a hedge row, shrubs or other plantings which serve as a fence or barrier in excess of those heights set forth in subsection (a) of this section.

(c) No person shall install, erect or maintain an electrically charged fence or a fence made of barbed wire or of any sharp pointed material as a fence or fencing materials in a residential district.

14.03 COMMERCIAL AND INDUSTRIAL DISTRICTS.

No person shall install, construct or erect a fence or plant a hedge row in a commercial or industrial district in excess of 6 feet in height. Fences may be solid, chain link or open woven wire. The use of electrically charged fences is prohibited and the use of barbed wire is prohibited except as permitted by the Village Board as set forth in Section 14.04,

below.

14.04 SECURITY FENCES.

Upon approval of the Village Board, a security fence may be erected in a commercial or industrial district which exceeds the height limitation set forth in Section 14.03, above. The use of barbed wire along the top of a security fence may also be permitted where the fence exceeds a height of 8 feet. Approval of a security fence shall be on the same form as that required for other fences, addressed to the Building Inspector who shall forward the application to the Village Board with his recommendations as to approval or denial. The Village Board shall act upon such application within 30 days after filing with the Building Inspector or at its next regular meeting, whichever shall occur first.

14.05 AGRICULTURAL DISTRICT.

All legal fences, as defined by Section 90.02, Wis. Stats., in an agricultural district (including an agricultural holding district) may be installed and maintained without a permit. Any fence that does not comply with the requirements and specifications of fences as set forth in Section 90.02, Wis. Stats., shall require a permit and shall comply with all other provisions of this Chapter.

14.06 NUISANCE ABATEMENT.

No person shall install, plant or maintain a fence or hedge on any lot which creates an unsafe condition for pedestrian or vehicular traffic. Any fence or hedge in violation of this section shall be deemed a public nuisance and shall be subject to the abatement of public nuisances as set forth in Chapter 18 of this Code.

14.07 PERMITS.

No fence shall be erected without obtaining a permit pursuant to Chapter 12 of these Ordinances. The fee for a permit to erect a fence shall be that prescribed under Section 2.03(6) and shall be paid to the Building Inspector at the time the application is made.

14.08 DILAPIDATED FENCES.

Any fence within the Village of Paddock Lake which has become so deteriorated, dilapidated or broken as to be unsightly and a detriment to the neighborhood or area, or shall no longer

fulfill its purpose as a fence because of its condition, shall be removed by the owner within 10 days after notice by the Building Inspector. In the event that the owner fails to comply with the Inspector's order, the Inspector shall declare the fence a public nuisance and proceed under Chapter 18 of this Code to abate the nuisance.