

## FENCE/WALL CODE REGULATIONS

All residential and commercial properties are required to obtain a fence permit which will be issued by the Village of Bertrand at a cost of \$10.00. Fence permits are required to erect, enlarge, and relocate a fence.

### REQUIREMENTS

#### LOCATION:

1. If fence/wall location being requested adjoins another property owner, any fence/wall construction must be thirty-six inches (36') or more inside of property line unless abutting property owners have a written easement or other written agreement permitting joint lawful and beneficial use of the fence/wall location on the joint property line.
2. If property owner requesting fence/wall permit is on a property which has an alley, that fence/wall must be located not less than fourteen feet (14') from center of alley or four feet (4') inside of property line.
3. If property owner requesting fence/wall permit has a sidewalk in front of property or has both a front sidewalk and a sidewalk on side (corner lot), that fence/wall must be located eighteen inches (18") or more inside the sidewalk on both sides or sixteen feet six inches (16'6") from the back of the curb, whichever distance is the greatest distance from the middle of the street.
  - If the property owner does not have a sidewalk, then the fence location must be located not less than sixteen feet six inches (16'6") from the curb line.
  - If the property owner does not have a sidewalk or a curb, then the fence/wall must be located not less than eighteen inches (18") inside of the line where sidewalk would be located or sixteen feet six inches (16'6") from location of back side of curb if it existed, whichever is the greater distance from the center of the street.

#### HEIGHT:

1. Any fence or wall which proposed construction will be located in the front of the residence must be no higher than thirty-six inches (36") from the top of curb, except for corner lots which will be restricted to heights of not more than thirty inches (30") from top of curb to top of fence/wall.
  - The height restriction must run a distance equal to the distance from the front property line back to the front of the residence.
  - If there is no residence on the property, the height restriction must run a distance of forty-five feet (45') back of curb.
2. No fence/wall within residential zoned areas will be constructed of a height of greater than six feet (6').

#### CONSTRUCTION:

1. No fence/wall will be permitted in a front yard that will obstruct public view. Front yard fence types will include split rail, chain link or any other see through type fence material.

2. All fences/walls or parts thereof must be constructed so that all posts, braces, stringer, and any other structural members will face to the interior of the lot or parcel being fenced.
3. No fence/wall will be constructed in such a manner or be of such design as to be hazardous or dangerous to persons or animals or dangerous from inadequate maintenance.
4. No fence/wall are permitted which would carry any type of electrical charge.
5. No fence/wall shall be constructed on a corner lot which will constitute a traffic hazard as identified in the site triangle of a corner lot.

COMMERCIAL OR INDUSTRIAL ZONED AREAS:

1. Maximum height of fences/walls must be six feet (6') except when industry standards for certain types of business require fences/walls of greater heights, then, with the approval of the Village Board, may be greater heights or up to twelve feet (12').
2. Fences/walls in commercial and industrial areas must be set back not less than eighteen inches (18") from the street.
3. If fence/wall location adjoins another privately owned property, any fence/wall construction which lies less than thirty-six inches (36") from joint property line must have a written easement, or other written agreement, permitting joint lawful and beneficial use of the fence location on or near the joint property line.

VISION CLEARANCE AREA:

1. All districts must have, in all zoning classifications except where buildings have or are allowed on the property line, a continuous unobstructed sight distance for safe traffic operations.
2. No fence/wall obstruction can exist with a height greater than thirty inches (30") within the vision clearance area from the elevation of the top of the curb.
  - In the event that there is no curb, the measurement will be made from the edge of the driving surface.

VIOLATIONS:

Any person who violates or refuses to comply with the Building Code Ordinance, or any Resolution adopted pursuant to this Ordinance, or with the enforcement of this Ordinance or such Resolution, shall be deemed guilty of a misdemeanor and upon conviction thereof, will be fined not more than five hundred dollars (\$500.00) for each offense. A new offense will be deemed to have been committed every twenty-four (24) hours of such violation or failure to comply. The Village shall further be authorized to require or to cause the removal of any violation of this Ordinance or of any Resolution adopted pursuant to this Ordinance.