



Legislation Details (With Text)

File #: 110738 **Version:** 2

Type: Ordinance **Status:** Passed

File created: 9/20/2011 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 11/30/2011

Effective date:

Title: A substitute ordinance relating to fence regulations.

Sponsors: ALD. WITKOWSKI

Indexes: FENCES

Attachments: 1. Lustron Fence Picture - Colors, 2. Lustron Fence Picture - Height, 3. Hearing Notice List, 4. Notice Published on 12-16-11

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/29/2011	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/4/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
11/18/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
11/18/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
11/18/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
11/18/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
11/18/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
11/22/2011	2	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	3:1
11/22/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	SUBSTITUTED	Pass	3:0
11/30/2011	2	COMMON COUNCIL	PASSED	Pass	14:1
12/1/2011	2	MAYOR	SIGNED		
12/16/2011	2	CITY CLERK	PUBLISHED		

110738
SUBSTITUTE 2

ALD. WITKOWSKI
A substitute ordinance relating to fence regulations.
239-2-2 am
239-2-3-h cr
239-2-7 cr

This ordinance creates the following fence regulations:

1. All posts and vertical structural supports of a fence shall meet applicable fence height, setback and vision triangle regulations.
 2. Each fence shall be uniform in color, except that a fence painted, stained or otherwise finished in 2 colors shall be permitted. A fence may be painted, stained or otherwise finished in 3 or more colors only with the permission of the commissioner.
 3. Whenever a new fence is constructed parallel to and within 6 feet of an existing fence on the same lot, the existing fence shall be removed within 10 days of completion of the new fence.
- Part 1. Section 239-2-2 of the code is amended to read:

239-2. Fences.

2. HEIGHT, SETBACK AND VISION TRIANGLE. Fences >> including all posts and vertical structural supports, << shall meet the applicable fence height, setback and vision triangle regulations of ch. 295.

Part 2. Section 239-2-3-h of the code is created to read:

3. STRUCTURAL REGULATIONS.

h. Each fence shall be uniform in color, except that a fence painted, stained or otherwise finished in 2 colors shall be permitted. A fence may be painted, stained or otherwise finished in 3 or more colors only with the permission of the commissioner.

Part 3. Section 239-2-7 of the code is created to read:

7. REMOVAL OF EXISTING FENCE. Whenever a new fence is constructed parallel to and within 6 feet of an existing fence on the same lot, the existing fence shall be removed within 10 days of completion of the new fence.
APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

Department of City Development

LRB134103-3

Jeff Osterman

10/26/2011