

Ordinance No.

VILLAGE OF PORT EDWARDS

FENCES AND VISION TRIANGLE

- 1) **FENCES** are a permitted accessory use in any district and may be erected provided that the fence is maintained in good repair, that the finished or decorative side of the fence shall face the adjoining property, and that the fence complies with the following requirements:
 - a) **Residential Fences:** are permitted, upon issuance of a fence permit, in the side and rear yards of residential districts but shall not exceed a height of eight (8) feet and shall not extend into the front yard or street yard. No fence shall be located closer than two feet to a public right of way line.
 - (1) [1] Exception. The Village appointed Official may approve up to an eight (8) foot high fence in the street yard of a through lot when the fence will be adjacent to a street classified as an arterial
 - (2) [2] Non-permitted fences in residential zoned areas;
 - a. Barbed wire.
 - b. Woven wire.
 - c. Razor wire.
 - d. Electric or single wire.
 - e. Any other fence material or construction type that could pose a health risk or endanger the public as determined by the Village appointed Official.
 - (b) **Ornamental Fences:** which is a fence that is 50% or less opaque, are permitted, upon issuance of a fence permit, adjacent to the lot line in any district, but shall not exceed the height of four (4) feet when located in the front yard or street yard in a residential district. Ornamental fences **SHALL NOT** conflict with the vision triangle requirements set forth in ?(2).
 - (c) **Security Fences:** are permitted, upon approval of the Village Board and the issuance of a fence permit, adjacent to all property lines in all districts except residential districts but shall not exceed ten (10) feet in height. The Village Board shall determine, before the issuance of a fence permit the opacity of security fences, based upon consideration of the need to screen materials and upon the safety considerations. Security fences shall comply with the vision triangle requirements as set forth in subsection ?(2).

- 2) Vision Triangle is a triangular -shaped portion of land established at street intersections in which nothing is erected, placed, planted or allowed to grow in such a matter as to limit or obstruct the sight distance of motorists entering or leaving the intersection. The size of the vision triangle shall be determined by the following table and figure:

(a) Vision triangle table and figure requirement by street classification (measured along right-of-way).

		Local Street	Collector Street	Arterial Street
25	Local Street	25	60	120 to 150
60	Collector Street	25	60	120 to 150
120 to 150	Arterial Street	25	60	120 to 150

(b) The Village Board may reduce the distance requirements based on sufficient vision area provided in the right-of-way.

- 3) Fees: The fence permit fee shall follow the fee schedule in effect at the time of permit submission.
- 4) Penalty: Any person who fails to comply with the provisions of this Ordinance shall, upon conviction, pay a forfeiture of not less than \$50. Nor more than \$100., plus the cost of prosecution. Each day a violation exists or continues shall constitute a separate offense under this ordinance.
- 5) Effective Date:

This Ordinance is effective on publication. The Village Clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. Stats.

Adopted this _____