

CHAPTER 515: FENCES

SECTION 515.010: DEFINITIONS

As used in this Chapter, the following terms shall have the meanings ascribed to them:

DIVISION FENCE OR DIVISION SCREEN: Any partition erected parallel to and/or along a property line and setting off the property of one (1) person from that of another or otherwise constructed for the purpose of shielding property from trespass or view.

PERSON: Any person, firm, partnership or corporation whether as owner, tenant, occupant or lessee of any real estate in the Village or as the contractor or subcontractor of such owner, tenant, occupant or lessee.

WALL: A solid exterior partition designed to act as a retaining wall.

SECTION 515.020: CERTAIN USES PROHIBITED

No person shall permit any fence erected or maintained on premises owned, occupied or leased by him/her to be used for advertising purposes.

SECTION 515.050: CLOTH, CANVAS OR SIMILAR MATERIALS PROHIBITED -- CHAIN LINK FENCES -- OTHER FENCES TO BE OF NATURAL OR EARTH-TONE COLOR

- A. No person shall erect or maintain any division fence or screen, in whole or in part, of cloth, canvas or other like material.
- B. All chain link fences and posts shall be either natural metal, or vinyl covered or galvanized and green, black or brown in color. All such chain link fences shall have a top rail installed.
- C. All other division fences and screens constructed or maintained within the Village shall be of natural white or earth-tone color.

SECTION 515.060: HEIGHT RESTRICTIONS

- A. No person shall erect or maintain any division fence or screen or any other fence, wall, screen or exterior partition, no matter how built, or of what material constructed, which exceeds ten (10) feet in height.

B. No person shall erect or maintain any solid division fence or screen which exceeds six (6) feet in height; provided however, that a division fence or screen of wood or metal not exceeding eight (8) feet in height may be erected if such fence or screen is penetrated with openings at regular intervals, or latticed so that the combined area of openings shall be at least fifty percent (50%) of the actual surface of such fence or screen.

SECTION 515.070: NON-CONFORMING FENCES

Division fences, screens or exterior partitions which do not conform to the provisions of this Section but which are in place prior to the effective date of this Chapter, may continue in existence, provided however, that in the event any such non-conforming fence, screen or partition shall be damaged or destroyed or shall decay to the extent that repairs thereto are required in an amount exceeding one hundred dollars (\$100.00), including labor and materials, then said fence, screen or partition shall be altered and reconstructed in conformity with the provisions of this Chapter, including those Sections hereof requiring the issuance of a permit.

SECTION 515.080: PENALTY

Every person erecting, maintaining or altering any fence, screen, wall or exterior partition in violation of or contrary to the requirements of this Chapter, and every person who shall fail, neglect or refuse to observe the requirements of this Chapter or violate the same shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of up to \$500.00 in addition to paying the costs of prosecution. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.