

## Information for Building a Fence

### GENERAL REQUIREMENTS:

Information regarding the proposed fence height, design, and materials along with a drawing which shows the proposed fence location must be submitted with the application for a Building Permit or Conditional Use Permit. Within the Shoreland District, a Conditional Use Permit is required. The Shoreland District extends 1000 feet from Green Lake, Wookcock Lake, and Alvig Slough in the City of Spicer. A permit fee is required.

If there is not a joint agreement between neighbors to allow the fence (whatever material) to be built on property line, a new fence (or rebuilding of an old fence) is recommended to be 24 inches off the property line for maintenance purposes.

### DEFINITIONS:

**FENCE:** A barrier or wall enclosing a yard or principal property

**FENCE MATERIAL:** May be, or consist of chain link, plastic, vinyl, or wood

**STREET SIDE OF RESIDENCE:** is defined as the side where house numbers are posted. The actual determination of street side may be made by City Zoning Administrator, with city maintenance, utility listing, and or emergency supervisor personnel. This may need to be determined on corner lots.

**SHORELAND DISTRICT:** The district extends 1000 feet from the lake shore of Green Lake, Woodcock Lake, and Alvig Slough. The District requires a Conditional Use permit to erect a new fence, regardless of material used.

**LOCATIONS:** Fences shall be located entirely upon the private property of the persons constructing the fence unless the owner of the property adjoining agrees, in writing, that such fence may be erected on the division line of the respective properties. The City will require the fence owner to find established boundary stakes or have is property surveyed if new fence will be erected on property lines. Without written neighbor consent, the City recommends the fence be 24 inches off of property line for maintenance purposes.

**FENCE HEIGHT:** The maximum height for fences in residential areas is 6ft in side and rear yards. All fences need a Conditional Use Permit in the Shoreland District. Residential fences abutting commercial or industrial property by be erected to 8 feet in height.

***The maximum height for street side fence may be 6 feet, except on a corner lot. See section D.***

Preferred fencing on lot lines is chain link fence.

**Fencing constructed before the passage of the Spicer City Fence Ordinance:** these fences are not governed by this ordinance with exception: If an existing fence prior to the passage of this ordinance received 50% or more damage/destruction, a permit will be required to rebuild the fence and the ordinance regulations will apply.

### BUSINESS AND INDUSTRIAL FENCING:

Business and industrial fences may be erected up to eight feet in height. Fences in excess of eight feet shall require a Conditional Use Permit.

Business and industrial fences with a barbed wire security arm must be a minimum of six feet in height (measured without security arm) and are allowed by Conditional Use Permit. The security arm shall be angled in such a manner that it extends only over the property of the permit holder and does not endanger the public. Such security fencing shall not be located along a property line abutting a residential use.

**SPECIAL PURPOSE FENCING:**

Fences for special purposes and fences differing in construction height or length, may be permitted in any district by Conditional Use Permit. Findings shall be made that the fence is necessary to protect, buffer or improve the premises.

**TEMPORARY FENCING:**

Temporary Fencing for special events are not required to have a permit if the event meets any of the following:

*SPECIAL EVENT IS NO MORE THAN SEVEN DAYS LONG*

*FENCING IS USED FOR WEATHER RELATED EVENTS (snow fencing)*

*APPROVED BY CITY COUNCIL AS A TEMPORARY FENCE*