

ORDINANCE NO. O-14-06

AN ORDINANCE AMENDING THE DELANO ZONING AND LAND USE CODE SECTION 51.03, GENERAL PROVISIONS PERMITTING A SIX FOOT FENCE ALONG RESIDENTIAL LOT LINES ABUTTING A STATE OR FEDERAL HIGHWAY

THE CITY COUNCIL OF THE CITY OF DELANO ORDAINS:

Section 1. Section 51.03 General Provisions, Subdivision D. General Provisions, Subsection 11.f. Residential District Fences of the Delano Zoning and Land Use Code is hereby amended to add the following underlined text:

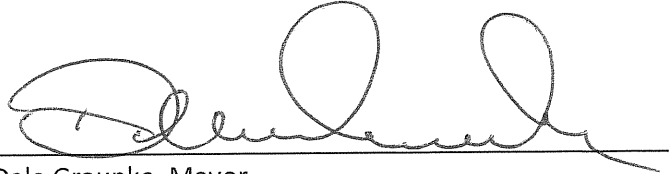
f. Residential District Fences.

- 1) All residential district fences shall be placed within the property being fenced.
- 2) Fences may be located in any yard up to a height of four (4) feet.
- 3) Except as prohibited by Section 51.03, Subd. D.11.f.5) below, a fence up to six (6) feet high may be erected from a line extended from the front facade of the principal building to the side lot lines, and then along the side lot lines and the rear lot line (see Diagram A).
- 4) Should the rear lot line of a lot be common with the side lot line of an abutting lot, that portion of the rear or side lot equal to the required front yard setback of the abutting lot shall not be fenced to a height of more than four (4) feet. For the purpose of this section, the front and side yards of the abutting lot shall be as defined in this Ordinance rather than as related to the orientation of the house (see Diagram B).
- 5) Fences in excess of four (4) feet in height shall be located a minimum of ten (10) feet from the right-of-way of any alley.
- 6) Residential Fences Height Exceptions.
 - a) Fences for sport courts may be up to twelve (12) feet in height with ten (10) foot setback.
 - b) Residential boundary line fences may be erected to a height of eight (8) feet along a property line abutting a commercial, industrial, or semi-public use or zoning district.
 - c) Residential lots with a side yard abutting a state or federal highway may place a fence up to six (6) feet in height along the entire length of the side lot line abutting the roadway subject to the traffic visibility requirements set forth in Section 51.03, Subd. B.5.a.3) of this Ordinance.
- 7) Wire fence other than chain link shall not be permitted as boundary line fences within five (5) feet of the property in residential zoning

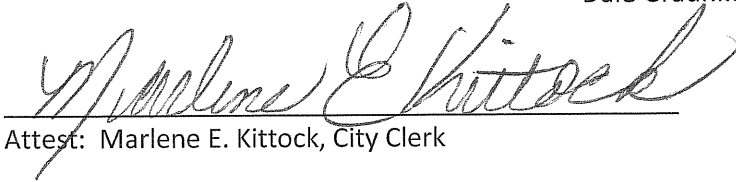
districts.

Section 2. Effective Date. This ordinance shall be effective upon passage and publication.

APPROVED this 17th day of June, 2014.

A handwritten signature in dark ink, appearing to read "Dale Graunke", written over a horizontal line.

Dale Graunke, Mayor

A handwritten signature in dark ink, appearing to read "Marlene E. Kittock", written over a horizontal line.

Attest: Marlene E. Kittock, City Clerk

Motion By: Derek Schansberg

Seconded By: Betsy Stolfa

Graunke: Aye

Stolfa: Aye

Vick: Aye

Schansberg: Aye

Russek: Aye