

Non-Conforming Fences – ordinance examples

- 1.) Any non-conforming fence may be repaired like-for-like in height, location and material, up to 50% of the overall linear footage of any the total non-conforming section. Building Department staff can approve repair to a non-conforming fence under that criteria and the provision of an adequate landscape screening plan.
- 2.) All fences erected prior to enactment of this chapter shall be considered non-conforming and, as such, shall be allowed of remain in place. However, at such time as the parcel or lot in question is sold, transferred or leased to another party, the fence will be either brought into conformity or removed.
- 3.) A fence, retaining wall or planting that was in place prior to passage of this Ordinance shall be considered a Non-Conforming structure, and may continue only if said structure does not become a threat or danger to the health, safety or welfare of the general public, in a dilapidated condition or a nuisance,
- 4.) All non-conforming fences already in existence at the time this ordinance was adopted may be repaired and kept in good condition, but shall not be enlarged or extended, and shall not be replaced except in a conforming manner.