
AN ORDINANCE AMENDING THE ZONING CODE RELATED TO FENCES

WHEREAS, the City of Berlin Plan Commission has held a public hearing regarding the ordinance as set forth herein, on September 29th, 2020; and

WHEREAS, the Plan Commission has recommended to the Common Council to approve the ordinance as set forth herein.

NOW THEREFORE, the Common Council of the City of Berlin do ordain as follows:

Sec. 82-567(c)(1) of the City of Berlin Code of Ordinances shall be amended as follows:

Sec. 82-567. - Fences.

...

(c) *Residential district restrictions.*

- (1) In residential districts, closed, privacy type fences or hedges (meaning visibility through the fence or hedge is effectively blocked by having open gaps of less than ½ inch) shall not be permitted except in rear yards and those portions of side yards not located within the front yard. Residential fences or hedges in side and rear yards shall not exceed six feet in height, with the exception of any portion of side yard fences or hedges within the front yard, which shall not exceed four feet in height unless a conditional use permit is granted allowing the fence or hedge to be as high as six feet. Residential fences and hedges located in the front yard shall not exceed four feet in height, unless a conditional use permit is granted allowing such fences or hedges to be as high as six feet.

...

This ordinance shall take effect the day after publication.

The numeric section numbers and headings of any portions of the Code of Ordinances affected by this Ordinance shall be subject to modification in the discretion of the codifier, and the approval of the City Attorney, during codification into the City's current Code of Ordinances.

Passed, approved and adopted this ____ day of _____, 2020.

ROLL CALL VOTE:

CITY OF BERLIN

_____ AYES
_____ NAYS
_____ ABSENT

BY: _____
Richard D. Schramer, Mayor

APPROVED AS TO FORM:

ATTEST: _____
Jodie Olson, City Clerk

Matthew G. Chier, City Attorney