

ORDINANCE NO. 2011-621

**AN ORDINANCE REGULATING THE ERECTION OF FENCES
WITHIN THE VILLAGE OF ALEXIS**

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF
ALEXIS, ILLINOIS, as follows:

Section 1. For purposes of this Ordinance, the following definitions shall apply

NEW FENCE A fence that has not been in existence on a property in the
same location.

EXISTING FENCE A fence that was taken down and replaced with a fence in
approximately the same location.

Section 2. A permit is required for the erection of all new fences (with the
exclusion of an underground dog fence, a dog kennel, or any temporary fence with
the discretion of approval by the building inspector.) Every application for a permit
shall be on forms provided by the designated enforcement official. The enforcement
official shall issue the fence permit if he/she finds the proposed fence complies with
all the requirements of this Ordinance.

Section 3. A fee is not required for the replacement of an existing fence,
regardless of whether the materials are the same or not, or if the height is the same
or not, as long as the replacement fence is the same length or smaller. If the existing
fence does not comply with existing setback regulations, then the replacement
fence shall be erected according to current setback regulations.

Section 4. RESIDENTIAL DISTRICT REGULATIONS

- a. In front yards, no fence which cannot be viewed through shall be erected
within 15 feet of any street right-of-way. No fence can be erected on city
property. Properties that do not have a sidewalk may erect the fence up to
the street right-of-way. Properties that have a sidewalk may erect the
fence up to the inside of the sidewalk. The maximum fence height that
cannot be viewed through is 3 feet. Fences that can be viewed through
have a maximum height of 5 feet. Fences erected on commercial
properties shall be approved by the Village Board.
- b. In rear or side yards, no fence which cannot be viewed through shall be
erected within 15 feet of any street right-of-way. No fence can be erected
on city property. Properties that do not have a sidewalk may erect the

fence up to the inside of the sidewalk. No fence shall be erected within 5 feet of an alley or easement right-of-way.

- c. In side or rear yards which abut another property owner, no fence may be erected closer than 2 feet from the property line, unless both parties agree in writing to the location and materials, in which case the fence can be placed on the property line with any posts or supports to be placed on the fence builder's side. Any disputes as to the property line shall be resolved by the fence builder obtaining a survey from an Illinois licensed surveyor.
- d. The maximum height of any fence in a side or rear yard shall be 8 feet above the surface of the ground.

Section 5. FENCES IN BUSINESS OR INDUSTRIAL DISTRICT

Fences in business or industrial districts shall be approved in advance by the Village Board of Trustees.

Section 6. In order to allow access for any utility and emergency personnel, all enclosed fences must have at least 2 operating accessible gates. The gates must be a minimum of 3 feet wide. Where the enclosed fence abuts an alley or easement, 1 of the gates should be on the alley or easement side. If any utility work is required and a fence is not in compliance with the setback regulations, it is the responsibility of the fence owner to remove the fence or pay for any damage to the fence.

Section 7. The following materials are approved for fences: treated or new lumber, chain, cyclone or woven-wire type fence, vinyl, split rail, or other fence materials approved by the building inspector.

Section 8. Fences made of barbed wire or of the single wire variety are prohibited. Fences which have an electrical current coursing through them (excluding underground invisible dog fences) are also prohibited.

Section 9. The cost of a permit for fences in excess of 10 feet in length is \$10.00. There is no permit fee for fences less than 10 feet in length, although a permit is still necessary if required by this Ordinance.

Section 10. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 11. This Ordinance shall be in full force and effect after its adoption and publication in pamphlet form, as provided by law.

AYES: 6

NAYES: 0

ABSENT: 0

PASSED this 9th day of May, A.D., 2011

APPROVED this 9th day of May, A.D., 2011

Dale Oberhaus

President

Attest:

Dixie McCreight

Village Clerk

*See the updated Village of Alexis Fee Schedule for current rates