

ORDINANCE NO. 2006 - 04

THE CITY COUNCIL OF THE CITY OF GREEN ISLE MINNESOTA TO PROMOTE THE PUBLIC SAFETY, HEALTH AND WELFARE, HEREBY ORDAIN AS FOLLOWS:

An ordinance regulating the placement of fences in residential zones within the City of Green Isle, and replacing Ordinance 2002-01.

1. This ordinance shall regulate the placement of fences within single family and multiple family residential zones within the City of Green Isle. From and after the date of adoption of this ordinance, no fence shall be erected in any such zone without first obtaining a building permit from the City of Green Isle.
2. Building permits shall be issued for fences in residential zones only if all provisions of this ordinance are complied with. The City may, in its sole discretion, grant a variance for the placement of a fence that does not conform to the terms of this ordinance.
3. No fences shall be erected in the front yard of any property in a residential zone. The front yard for purpose of this ordinance is defined as all that portion of the yard between the front wall of the dwelling structure and the public street fronting the dwelling.
4. For corner lots in a residential zone, no fence shall be erected in the yard facing the public street fronting the property. No fence shall be erected on the portion of the yard facing the side street of the property any closer to the side street than a line which is the extension of the side wall of the home facing said side street.
5. The City encourages, but does not require, fence lines to be built jointly by neighboring property owners along the boundary line between the separate properties. However, if one property owner wishes to erect a boundary fence without participation by the other property owner, said fence shall be built with a minimum setback of two feet, to allow the owner of the fence sufficient access to maintain both sides of the fence, to include the control of grass and weeds along the fence line. Depending on the nature of the fence and the property, the City may require a wider setback in its discretion.
6. Fences shall be no more than four feet in height, and shall use construction material and methods approved by the City as part of the building permit, to create a fence which will be sturdy, attractive, in keeping with the general design character of the neighborhood, which will not present an unreasonable danger to children or animals, and will tend to maintain the property values of the surrounding properties.
7. All fences already in existence at the date of enactment of this ordinance, and all fences erected within the City hereafter, shall be kept free of weeds and refuse, shall be maintained so as to avoid sagging, and shall be kept properly painted, stained, or rust proofed, as appropriate for the material of which the fence is constructed.

8. Any replacement, repair or relocation of any fences already in existence at the date of enactment of this ordinance shall comply with this ordinance in all respects.
9. It shall be at the responsibility of the property owner to locate and clearly mark their property corners, and provide a drawing of fence placement in relation to the property corners, when applying for a fence building permit under this ordinance, so that the city building inspector may determine that the proposed fence meets the location and setback requirements of this ordinance.

Any violation of this ordinance shall be considered a misdemeanor punishable by the fines and penalties set out in state law for misdemeanor level offenses.

This ordinance shall become effective immediately upon publication.

For City of Green Isle:

By Randal S. Bruegger
Its Mayor

By Paula D. Geisler
Its City Clerk-Treasurer

Adopted:

October 24, 2006

Published in the Arlington Enterprise:

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