

## **FENCE INSTALLATIONS & ORDINANCE REFERENCES**

### **City of Brook Park**

All fence installations shall be approved by the Building Commissioner through the process of a Building Permit Application. **All fence applications shall include a site plan showing an indication of property lines (-----), an indication where the new fence will be installed on the property line (xxxx) and/or indication of any existing fence (/////).** Include all measurements of property lines, structures and fence length in linear feet. Recommend using a registered fence contractor. Recommended post depth: 4-foot fence = 30 inch; 6-foot fence = 36 inch. NOTE: ½ the diameter of the post-hole is distance to property line (minimum). Only requires final inspection. **NOTE: 1) all property line designations are the responsibility of the owner; any property line disputes can be settled with a legal survey or litigation. The City of Brook Park assumes no liability in property line disputes. 2) any commercial fence installations may be subject to Planning Commission approval.**

#### **1121.10 REAR YARDS**

(c) Open ornamental fences or retaining walls may be permitted on, or approximately on, a property line along a rear yard to a height not over six feet above the natural grade. However, barbed wire and other fences hazardous to the safety of the inhabitants in the adjacent areas are hereby prohibited. Along any lot line between a residential and nonresidential use, a closed fence must be constructed by the nonresidential user, whether such land is developed or undeveloped, which fence shall not be under six feet above the natural grade. All fences of any type shall be constructed with the support posts facing the property owner installing the fence.

Fences and structures to enclose tennis courts and other game areas may be permitted over six feet high if located at least twenty-five feet back of the building line, and if constructed of steel wire or mesh at least ninety percent of which is open to air and light.

(Ord. 6476-1983. Passed 12-6-83.)

#### **1121.11 SIDE YARDS**

(c)(1) Open ornamental fences and freestanding or retaining walls or hedges may be permitted on, or approximately on, a property line along a side yard to a height not over six feet above the natural grade, and no such fence, wall or hedge shall extend beyond the rear line of the main structure of the property to be enclosed. A fence may extend beyond the rear line of the main structure for the purpose of enclosing a side door, with the approval of the Building Commissioner. The Building Commissioner, at his discretion, can issue a permit for a fence not to exceed six feet above the natural grade. However, barbed wire and other fences hazardous to the safety of the inhabitants in the adjacent areas are hereby prohibited. Along any lot line between a residential and nonresidential use, a closed chain link fence must be constructed by the nonresidential user, which fence shall not be less than six feet above the natural grade. In addition to the closed chain link fence, the Building Commissioner, at his discretion, can also require the nonresidential user to provide a planter strip at least five feet wide, and containing evergreens or similar plantings. All fences of any type shall be constructed with the support posts facing the property owner installing the fence.

(Ord. 5046-1976. Passed 2-28-77; Ord. 8770-2001. Passed 2-20-01.)

#### **1333.04 FENCING REQUIREMENTS**

Every pool heretofore or hereafter constructed, with the exception of above-ground pools which have a built-in fence that is acceptable to the Building Commissioner, shall have erected around it a closed or open fence which shall be of rigid construction, not more than six feet nor less than forty-two inches in height, shall extend to within four inches of the ground and contain, except for gates, no openings larger than six inches square. Gates shall be securely locked, and such locks shall be of the self-locking type, when such pool is not in use by the owner thereof or anyone using the same with his permission. When the rear yard of a residence is enclosed by a closed or open fence not more than six feet nor less than forty-two inches high, and contains self-locking gates, no additional fence will be required hereunder. A portable plastic or vinyl outdoor swimming pool two feet or under in height shall have a protective cover of plastic, and shall be properly secured when not in use.

(Ord. 11065-2019. Passed 3-5-19.)

#### **1361.11 ACCESSORY STRUCTURES**

All accessory structures, including detached garages, fences and walls, shall be maintained structurally sound and in good repair.

(Ord. 11091-2019. Passed 5-21-19.)