

ORDINANCE #98-05-12A

FENCE LAW

WHEREAS, Fences are an integral part of property to provide security, privacy and delineate property boundaries. As such, should not detract from the aesthetic value of the property, nor should they create unsafe or unsightly conditions or present a hazard to the general populace or neighborhood.

NOW, THEREFORE, Be it ordained by the Mayor and Board of Aldermen of this Town of Pearl River fences erected within the Town of Pearl River shall be by permit only after completion of the Town's form. There will be no cost for the processing of the permit.

- 1.) Any new standard fence materials may be used including : chain link, wood, vinyl, wrought iron, picket fencing, invisible or electric fence. Any individual having an electric fence must have warning sign(s) posted on their property.
- 2.) No non-standard materials such as used roofing materials, metal sheeting, scrap materials, barbwire or razor wire may be used in residential or commercial except as noted in #5 below.
- 3.) Residential rear and side privacy fences shall be no higher than six feet, side privacy fences may not extend past the front of the main structure.
- 4.) Fences to the front of the main structure shall be no higher than four feet, and may not obstruct the view of driveways or roads entering onto a dedicated street.
- 5.) Commercial fences and security fences may be up to ten feet high, barbwire may be used at top of fence, but may extend no lower than eight feet from the ground. All other uses of barbwire fences are prohibited within the limits of the Town of Pearl River.
- 6.) A Privacy fence must be erected between commercial and residential property with a minimum height of eight feet (8') and not to exceed a maximum height of ten feet (10'). Existing residential fences cannot be used.
- 7.) Fences that do not meet the specifications of this ordinance shall be considered non-standard and a variance must be granted before permit may be issued or construction started.
- 8.) Requests for variances must include signatures of property owners who share common property lines. A form from the Town Hall must be completed and presented to the Planning Commission with final approval by the Board of Aldermen.

- 9.) Anyone found not in compliance with this ordinance shall be fined not more than one hundred dollars and said fence must be immediately removed at owner's expense.
- 10.) With the adoption of this ordinance, a permit for the installation of standard fencing may be issued after completion of proper form and abiding by the terms of this ordinance.

This ordinance is hereby adopted by the Board of Aldermen in lawful session convened August 11, 1998.

A public hearing was held prior to the Board of Aldermen's March 9, 2004 regular meeting to add Section 6 to the Amended Fence Ordinance, and a \$ 5.00 fee for each copy.

A motion was made by Alderman Virgil Phillips and seconded by Alderman David McQueen to amend the Fence Ordinance.

This ordinance is hereby amended by the Board of Aldermen in lawful session convened on 9th day of March, 2004.

The amended fence ordinance was passed by unanimous consent.

Elizabeth Allen, Town Clerk

James Lavigne, Mayor

The Town of Pearl River Board of Aldermen , 39460 Willis Alley, Pearl River, LA, held a Public Hearing on December 9, 2008 6:30pm for the purpose of getting the public's input to amend Fence Ordinance # 98-05-12.

In Section 1 of Fence Ordinance # 98-05-12 "invisible fence and electric fence" will be included under fence materials also it was decided that any individual having an electric fence on their property must have a warning sign(s) posted on their property.

At the regular scheduled Council Meeting held on December 9, 2008 at 7:00pm Fence Ordinance # 98-05-12 has been amended to Fence Ordinance #98-05-12A at the regular scheduled Council Meeting and shall become effective immediately upon adoption.

Alderwoman Gauley so moved to accept the amended ordinance and Alderman McQueen seconded the motion.

VOTING : 4 YEAS , 0 NAYS, 1 ABSENT - MOTION CARRIED

James Lavigne, Mayor

Elizabeth Allen, Town Clerk