

**RESOLUTION NO. R-4-15**

**A RESOLUTION AUTHORIZING AN AMENDMENT TO THE  
VILLAGE OF SPENCER ZONING ORDINANCE ARTICLE 3,  
SECTIONS 312 H AND 314 F**

BE IT RESOLVED, by the Council of the Village of Spencer, Ohio, three-fourths (3/4)  
of its members concurring herein, as follows:

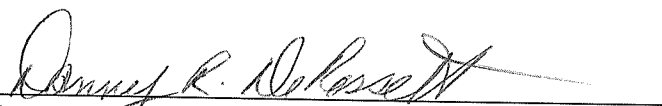
1. That it is hereby determined to be necessary to amend the Village of Spencer  
Zoning Ordinance by amending Article 3, Sections 312 H and 314 F, which provide zoning  
regulations for fences and walls in the Village of Spencer. A copy of revised Article 3, Sections  
312 H and 314 F, is attached hereto and incorporated herein as "Exhibit A."

2. That this Resolution shall be in full force and effect from and after its passage.

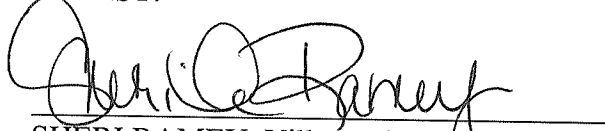
1<sup>st</sup> Reading: February 18, 2015

2<sup>nd</sup> Reading May 20, 2015

PASSED: May 20, 2015

  
DAN DeROSSETT, Mayor

ATTEST:

  
SHERI RAMEY, Village Fiscal Officer

**VILLAGE OF SPENCER ZONING ORDINANCE  
PROPOSED AMENDMENT TO ARTICLE 3, SECTIONS 312 H AND 314 F**

**February 19, 2015**

**Section 312 Supplemental Accessory Building, Structure and Use Regulations**

**H. Fences and Walls:**

1. Fences and walls located in the front yard shall not exceed a height of three (3) feet.
2. Fences and walls located in the side or rear yard shall not exceed a height of six (6) feet.
3. All fences and walls shall be constructed in a professional manner and shall be maintained in a safe and good condition at all times or shall be completely removed, including posts.
4. Fences shall be constructed of solid materials and shall be installed so that the finished side of the fence faces the adjacent property.

Fences shall be constructed using material suitable for residential yards, including but not limited to, brick, field stone, wrought iron, vinyl, chain link no less than nine (9) gage with top support, stockade, or board on board.

No fence shall be constructed of used or discarded material in disrepair or material not specifically manufactured for fencing.

Any fence existing upon the effectual date of this ordinance shall not be enlarged, extended, or replaced, except in strict compliance with all requirements of this ordinance.

Fences shall not be of temporary or semi-temporary materials such as silt or non-fabricated plastic, except for purposes of erosion control during construction.

Prohibited fence material: rope; string; wire products, including but not limited to, chicken wire, hog wire, wire fabric, and similar woven wire fabrics; chain; netting; glass; paper; unapproved corrugated metal panels; galvanized sheet metal; plywood or fiberglass panels; or any other material not manufactured specifically as fencing material and approved by the Zoning Inspector.

5. A permit shall be required for all fences or walls.
6. A gate constructed separately or as part of a fence shall be considered a fence for the purpose of these regulations.

**EXHIBIT A**

## Section 314 Supplemental Accessory Use Regulations

### F. Fences

1. Fences shall be located at least ten (10) feet from any road right-of-way.
2. Fences located in the front yard shall not exceed a height of three (3) feet.
3. Fences located in the side or rear yard shall not exceed a height of six (6) feet. The Planning Commission may permit a greater height during site plan review process, based upon the following criteria:
  - i. The proposed use is shown to be of a character that may be subject to vandalism, or
  - ii. The proposed use is of a high security nature.
4. All fences and walls shall be constructed in a professional manner and shall be maintained in a safe and good condition at all times or shall be completely removed, including posts.
5. Fences shall be constructed of solid materials and shall be installed so that the finished side of the fence faces the adjacent property.

Fences shall be constructed using material suitable for residential yards, including but not limited to, brick, field stone, wrought iron, vinyl, chain link no less than nine (9) gage with top support, stockade, or board on board.

No fence shall be constructed of used or discarded material in disrepair or material not specifically manufactured for fencing.

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6. A gate constructed separately or as part of a fence shall be considered a fence for the purpose of these regulations.