

Sec. 22-265. - Maintenance of subdivision fences.

- (a) Subdivision fences must be maintained in accordance with this chapter and Chapter 56 of the Code of Ordinances.
- (b) Whether or not one or more portions or segments of a subdivision fence are owned by more than one person and/or entity, a subdivision fence must be maintained uniform in appearance and construction for the entire length of the subdivision fence in accordance with subsection 22-272(a).
- (c) If a subdivision fence is owned by more than one person and/or entity and the owners cannot agree on a uniform color for materials, including paint, if applicable, of the subdivision fence on or before the fifteenth day following delivery of written notice from the building official to select a color, the building official shall have the authority to select the required color of the subdivision fence materials or paint, whichever is applicable, in which case the subdivision fence shall be constructed in the color selected by the building official.
- (d) If a subdivision fence is replaced in its entirety, the finished side of the fence must face the public right-of-way.

(Code 1969, § 8-39; Ord. No. 2157, § 2, 12-19-1994; Ord. No. 3002, § 3, 10-21-2008)

Sec. 22-266. - Side yards of corner lots.

On corner lots, where side yards are required adjacent to the street to conform to minimum front yard setback of lots fronting upon such street, within the same block and upon the same side, no fence shall be constructed or maintained within such required side yard.

(Code 1969, § 8-40)

Sec. 22-267. - Fences dangerous to traffic.

On any lot, no fence shall be constructed or maintained which constitutes a danger to traffic.

(Code 1969, § 8-41)

Sec. 22-268. - Variances.

Appeals to the conditions of this article shall be heard by the zoning board of adjustment. The zoning board of adjustment shall have the authority, upon appeal in specific cases, to authorize such variances from the terms of this article as will not be contrary to the public interest, where, owing to special conditions, a strict enforcement of the provisions of this article will result in unnecessary hardship, and so that the spirit of this article shall be observed and substantial justice done.

(Code 1969, § 8-42)