

**City of Waukesha, Wisconsin**

**Ordinance No. \_\_\_\_\_-17**

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**An Ordinance Amending Section 22.58(2)(j) the Waukesha Municipal Code,  
Regarding Regulation of Fences**

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The Common Council of the City of Waukesha do ordain as follows:

**Section 1.** Subsection (2)(j) of the Waukesha Municipal Code is amended to read in its entirety as follows:

- j.** Fences are a permitted accessory use in any zoning district. All fences are subject to the following rules:
  - 1.** Barbed-wire fences and electric fences are permitted only in the T-1 Temporary district, and only for control of livestock.
  - 2.** Fences are not subject to setback requirements, except for street-yard setbacks for Solid Fences in subsection (3) and street-yard requirements for open Security Fences in subsection (7), and may be located on lot lines.
  - 3.** Solid Fences are permitted in residential zoning districts, subject to the following rules: They shall not exceed a height of 6 feet; they are permitted in side and rear yards; and they are not permitted in street yards, except that they may extend on or parallel to the lot line into the street yard, no farther than the line of the adjacent property's street yard. (See Illustration No. 4)
  - 4.** Ornamental Fences are permitted in street yards, side yards and rear yards in any zoning district, but shall not be erected in a street right-of-way, and shall not exceed a height of 4 feet.
  - 5.** All fences shall be constructed so that the finished side faces the adjacent property, and fence posts face away from the adjacent property.
  - 6.** All fences shall comply with the traffic-visibility rules in Section 22.53.
  - 7.** Security Fences are permitted up to the property lines in all zoning districts except residential, shall not exceed 10 feet in height, and shall be Open Fences when located in the street yard. Security Fences may include up to four strands of barbed wire on the top of the fence provided that the barbed wire is at least 8 feet above grade, and the vertical supports for the barbed wire shall either

extend vertically or slant inward away from the property line. All proposals for installation of Security Fences shall be submitted to the Plan Commission for review and approval before installation, and the Plan Commission shall have authority to require that Security Fences be in aesthetic harmony with surrounding properties.

8. “Solid Fence” is defined in §22.05(75). “Security Fence” is defined in §22.05(74). “Ornamental Fence” is defined in §22.05(73). “Open Fence” is defined in §22.05(72).

**Section 2.** All ordinances, or portions of ordinances, inconsistent with this ordinance are hereby repealed.

**Section 3.** This Ordinance shall be effective immediately upon its publication.

Passed the 18<sup>th</sup> day of July, 2017.

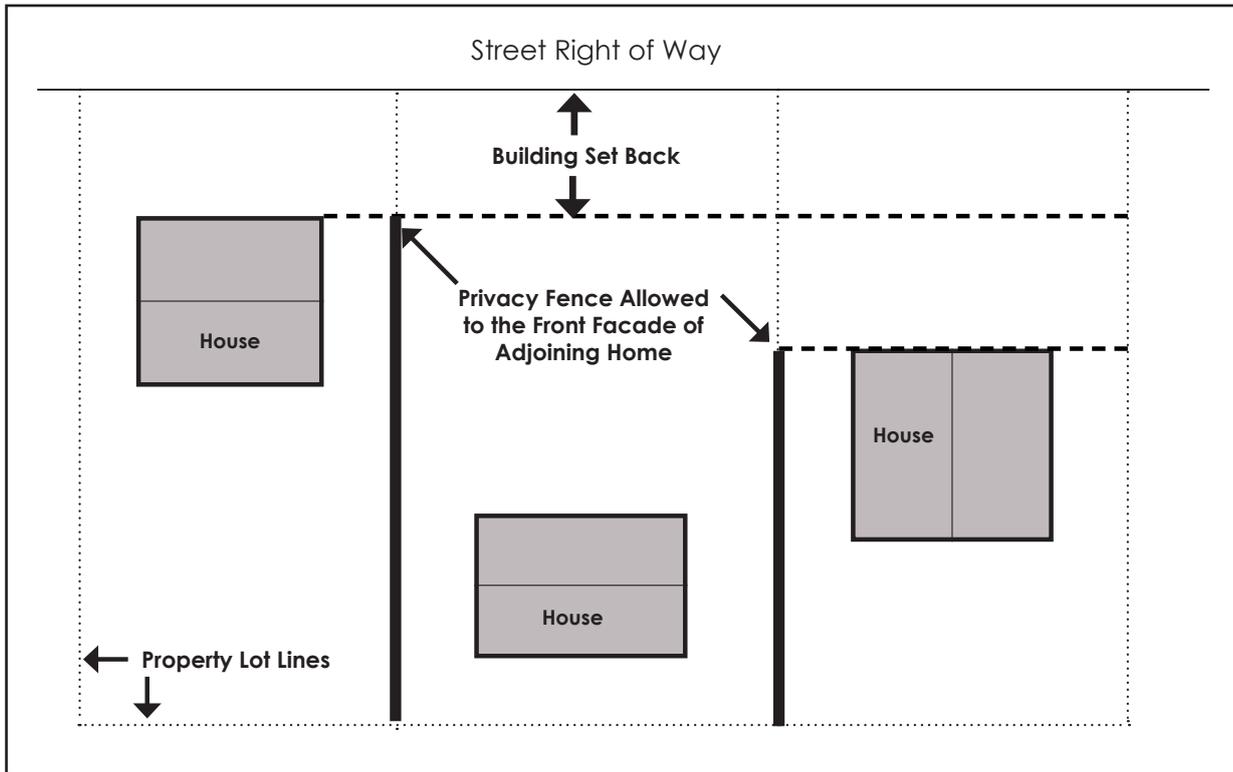
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Shawn N. Reilly, Mayor

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Attest: Gina L. Kozlik, City Clerk

# Illustration No. 4



Plan view diagram illustrating allowed residential privacy fence locations between adjoining lots