

ORDINANCE NO. 344

AN ORDINANCE REGULATING RESIDENTIAL FENCING WITHIN THE CITY OF WINK, TEXAS

WHEREAS, it is in the public's best interest to regulate the use, location and size of fencing around residences within its corporate limits.

NOW, THEREFORE, THE GOVERNING BODY IN AND FOR THE CITY OF WINK, TEXAS HEREBY ADOPTS AND ESTABLISHES REGULATIONS FOR THE USE, LOCATION AND SIZE OF RESIDENTIAL FENCING WITHIN THE CITY LIMITS:

RESIDENTIAL FENCES

PURPOSE. This article is established for the safety and protection of the residents of Wink, Texas. It is also designed to optimize visibility for traffic in residential areas.

SCOPE. This article regulates the height and placement of fencing around residences for all fencing constructed and/or installed after the effective date of this ordinance.

EXISTING FENCES AND REPAIRS ON EXISTING FENCED ARE NOT REQUIRED TO COMPLY WITH THIS ORDINANCE.

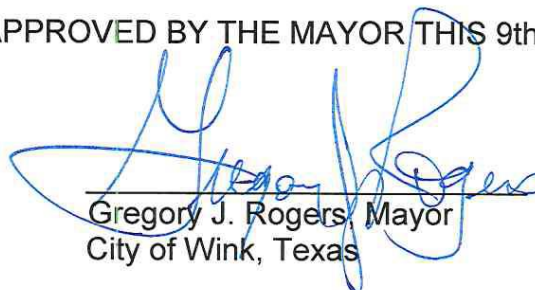
NEW FENCES AND REPLACEMENT FENCES WILL BE REQUIRED TO COMPLY WITH THE FOLLOWING:

- (a) In the single-family dwelling district, fences may be constructed to enclose privately owned property. A person, including the owner, installing such fence, shall first obtain from the building official a permit to install such fence. The nonrefundable fee for such permit shall be on file in the city secretary's office. **Electric fences are prohibited.**
- (b) No fence or gate may be constructed upon or across any dedicated or publicly owned property, right-of-way, alley or roadway.
- (c) Front yard fences on residential property shall not exceed the height of three feet at any point in the front yard and shall have a building setback line five feet from the front property line. Except when the construction and material of the fencing allows the ability to see through a majority of the fence, such as chain link or railing fence, then the fence may be four feet in height.
- (d) Back yard fences may not exceed seven feet in height.
- (e) A corner lot that has an exterior side yard that is an intended front yard shall be allowed a maximum fence height of three feet for the portion of the fence maintained for twenty-five feet from the front property line or to the front of any building or structure, whichever distance is less, and shall have a building setback line five feet from the side property line.
- (f) Back yard fences shall be required to have a minimum of one rear access gate, door or opening at the alley and a minimum of one access gate, door or opening at or near the main building. Locking of such gates and doors is permissible.

VIOLATIONS. A violation of this ordinance is a Class C misdemeanor, punishable by a fine not to exceed \$200.00

This Ordinance shall take effect and be enforced from and after its publication in the official city newspaper, The Winkler County News

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 9th DAY OF October, 2012.



Gregory J. Rogers, Mayor
City of Wink, Texas

Attest:



Tonya Todd, City Secretary

