



Winston-Salem

City Attorney's Office

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**TO:** Community Development/Housing/General Government Committee  
**FROM:** Angela I. Carmon, City Attorney  
Jerry N. Kontos, Assistant City Attorney  
**DATE:** June 4, 2018  
**RE:** Revisions to Proposed Fence Ordinance  
**CC:** Lee Garrity, City Manager  
Paul Norby, Planning and Development Services Director

Attached for your consideration is the current iteration of the proposed fence ordinance. This memorandum serves to highlight the most recent revisions to the ordinance.

*Residential Properties Specified - Section 1.11.2*

The proposed ordinance specifies the applicability of the fence regulations to residential properties, particularly those properties with a residential building that is a single family home, duplex, twin home, triplex, quadraplex, or townhouse.

*Blocking of Allies Prohibited - Section 1.11.3(A)(2)*

The proposed ordinance adds a provision prohibiting fences from blocking allies in violation of Sections 74-92 or 74-99 of the City's Code of Ordinances.

*Revised Height Standards – Fences with an Opacity of Greater than 50% in Front Yards - Section 1.11.4*

The proposed ordinance now specifies that the height standards apply to fences in front yards with an opacity of greater than 50%. Therefore, fences in front yards higher than 4 feet above grade will only be allowed if no more than 50% of the area of the fence is opaque.

*Exemption for Masonry Boundary Fences and Walls - Section 1.11.8*

The proposed ordinance incorporates an exemption from its provisions for masonry boundary fences and walls.

*Elimination of Inapplicable Exemptions- Section 1.11.8*

Since the applicability of the fence ordinance is limited to properties with specified residential buildings, many of the prior exemptions relating to non-residential uses and facilities are now inapplicable. Accordingly those exemptions have been removed from the proposed ordinance.

Should you have any questions, please feel free to contact us.

