ORDINANCE NO 07-03

AN ORDINANCE AMENDING ARTICLE X. OF THE ZONING CODE OF THE VILLAGE OF CUSTAR TO RESTRICT THE HEIGHT OF FENCES TO SEVENTY TWO (72) INCHES IN CERTAIN AREAS.

WHEREAS, controversies have arisen concerning the height of fences, particularly fences in rear yards, or back yards, and as a result, Council has determined that it would be in the interest of the citizens of the Village to clarify the zoning code to regulate the height of fences that will be allowed in the Village; and

WHEREAS, Council has submitted its recommendations to the Planning Commission of the Village and the Planning Commission has returned its recommendation that the following amendment be approved.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CUSTAR, WOOD COUNTY, OHIO:

SECTION I. That Article X "General Provisions" Section 1 be amended to read as follows:

"Where any front yard or side yard is required, no building shall be thereafter erected or altered so that any portion thereof shall be nearer the front or side property lines than the required distance as set forth heretofore. Eaves, cornices, steps, terraces, platforms, and porches, which project *into* said side or front yard, shall be exceptions to this requirement. Fences not over forty two (42) inches in height may be built in the front yard, being that part of the lot extending from the front face of the building or structure located on said lot and the front lot line. Fences not over seventy two (72) inches in height may be built in the back yard or the side yard. No fence shall be constructed in such manner as to disrupt the vision of operators of vehicles on the public highways, streets, and alleys in the Village."

SECTION II. That current Article X, Section 1 be and the same is hereby repealed.

SECTION III. That this Ordinance shall take effect at the earliest time allowed by law.

Mary Ann Crawford
President of Council

PASSED: 6-0

ATTEST: [signature]
Clerk

APPROVED: 6-11-03
Date

Linda Bechstein
Mayor

CHESTER H. MARCIN
VILLAGE LEGAL COUNSEL