

ORDINANCE NO. 570 N.S.  
 AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
 AMENDING THE FENCE REGULATIONS ADOPTED BY  
 ORDINANCES 441 N.S. AND 405 N.S.

WHEREAS, The existing fence regulations, as adopted by Ordinances 441 N.S. and 405 N.S., had the following limitations:

1. They did not specify the maximum fence height for rear yards;
2. They did not permit fence heights above 6 feet on side and rear property lines of residential lots when those property lines abut collector and arterial streets or commercial and industrially zoned land;
3. They did not permit fence heights above 6 feet on side and rear property lines of industrial and commercial uses when necessary for security or screening purposes;
4. They did not permit fence heights above 4 feet in the front yards of commercial or industrial properties when necessary for security and screening;
5. They did not indicate how to measure the height of a fence placed on top of a retaining wall, and

WHEREAS, resolution of these limitations is deemed necessary for purposes of enhancing security and privacy and mitigating noise impacts and for formulating a consistent method to measure the height of fences placed on top of retaining walls,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of El Paso De Robles, California, that the fence regulations contained within Section 21.20.140 of the Municipal Code, as adopted by Ordinances 441 N.S. and 405 N.S., be amended as follows:

SECTION I: Section 21.20.140 is amended to delete the existing text and replace it with new text to read as follows:

**"21.20.140 Fences and hedges.** Fences (including masonry walls, hedges, and screen plantings) shall be subject to the following regulations for height limits and architectural review:

a. Front Yards: Fences located within a front yard shall not exceed three (3) feet in height except in the following cases:

(1) Residential Uses: The Architectural Review Committee may approve a fence in the front yard up to four (4) feet in height, provided that the fence shall be constructed in a manner to allow reasonable visibility through it.

(2) Commercial and Industrial Uses: The Architectural Review Committee may approve a fence of decorative material in the front yard up to six (6) feet in height, provided that the fence shall be constructed in a manner to allow reasonable visibility through it.

b. Side and Rear Yards: Fences located within a side and rear yard shall not exceed six (6) feet in height except in the following cases:

(1) Residential Uses: The Architectural Review Committee may approve a fence up to eight (8) feet high in those

side and rear yards which abut commercial or industrial uses, or which abut the right-of-way of a street which has been designated by the Traffic Circulation Master Plan as an arterial or collector.

(2) Commercial and Industrial Uses: The Architectural Review Committee may approve a fence in the side and rear yard up to eight (8) feet in height.

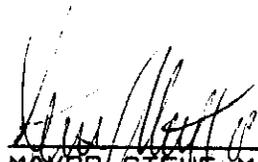
c. Fences Atop Retaining Walls: Where a fence is placed on top of, or is an integral part of, a retaining wall, the height of a fence shall be measured from the higher of the finished grades on either side of the retaining wall.

PASSED AND ADOPTED THIS 17th day of January, 1989 by the following roll call vote:

AYES: Russell, Dolan, Reneau, Conway and Martin

NOES: None

ABSENT: None

  
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 MAYOR STEVE MARTIN

ATTEST:

  
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 JERRY BANKSTON, CITY CLERK

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