

ORDINANCE NO. 376-90

ORDINANCE AMENDING SECTION 13.14; WALLS, FENCES AND HEDGES; LIMITING HEIGHT FOR CONSTRUCTION OF WALLS, FENCES OR HEDGES WITHIN A SETBACK AREA THROUGHOUT ZONES ONE, TWO AND THREE; AMENDING THE CODE OF ORDINANCES; REPEALING ALL ORDINANCES IN CONFLICTS; EFFECTIVE DATE.

WHEREAS, the Town Council finds that any wall, hedge or fence constructed within any setback area should not exceed the height permitted for the construction for walls, hedges, fences allowed on the nearest property line within a zone, and

WHEREAS, walls, hedges and fences constructed within a setback area impede the flow of air, limit or obstruct sun light, or permit concealment of criminal activity,

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH:

SECTION 1: That the Code of Ordinances of the Town of Golden Beach, Section 13.14 Walls, Fences and Hedges be in the same is hereby amended as follows:

Section 13.14; Walls, Fences and Hedges

- (A)....
- (B)....
- (C)....
- (D)....

(E) Throughout zones one (1), two (2) and three (3), any wall, hedge or fence constructed within a setback area other than on a property line shall not exceed the height permitted for construction of walls, hedges or fences allowed on the nearest property line within the zone. In no event shall walls, hedges or fences within building construction areas exceed six (6) feet in height.

(E F) Throughout Zones, One (1), Two (2) and Three (3) live hedges may be grown in lieu of masonry built walls or fences, subject to the same height restrictions applicable in the zone. Walls and fences of plywood, composition materials, simulated wood, or sheet metal are prohibited However, a rail type open fence may be permitted if the wood rails are set between piers not less than 21" square built of brick or stone and spaced not more than 12'0" apart. Rails may not be smaller than 4" x 4". Cyclone type wire fences or equal are permitted In Zones Two (2) and Three (3), piling shall be required under all piers, pilasters and walls for fences and for flower boxes

which may not be cantilevered from beams. All fences shall be finished or constructed in such manner as to have the same appearance or design on each side. (Ord. 77, §4, passed 11/30/57)

(F G)....
(G H)....

SECTION 2: That all ordinances or parts of ordinances in conflict be and the same is hereby replaced in so far they are in conflict.

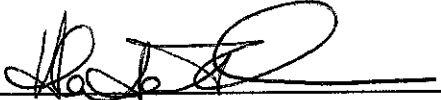
SECTION 3: This ordinance shall take effect in the manner provided by law.

SECTION 4: That this ordinance shall be codified as more fully appears from the attached pages of the Code of the Town of Golden Beach, as hereby amended.


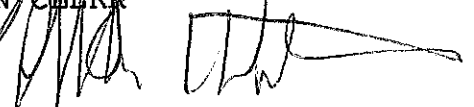
PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida this 17 day of July, 1990.

The motion to adopt the foregoing ordinance was offered on second reading by:

Councilman Mena
seconded by:
Councilman Duffner


MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY


TOWN CLERK

TOWN ATTORNEY

AND ON ROLL CALL THE FOLLOWING VOTE ENSUED:

MAYOR:	TOBIN	<u>aye</u>
VICE MAYOR:	FRIED	<u>aye</u>
COUNCILMAN:	DUFFNER	<u>aye</u>
COUNCILMAN:	MENA	<u>aye</u>
COUNCILMAN:	SOROTA	<u>aye</u>