

CITY OF IRON MOUNTAIN ZONING PERMIT - FENCE

Please return to: Iron Mountain City Hall, 501 S. Stephenson Ave., Iron Mountain MI 49801

APPLICANT'S NAME: _____

LOCATION/STREET ADDRESS: _____

PROPERTY NUMBER: _____

OWNERS NAME (if different): _____

CONTRACTOR/BUILDER (if different): _____

ATTACH A PICTURE/SKETCH OF FENCE PANEL DESIGN:

PICTURE/SKETCH SHOULD SHOW STYLE AND DETAIL MATERIAL COMPOSITION AND HEIGHT. INCLUDE MULTIPLE PICTURE/SKETCHES IF STYLE OR HEIGHT VARY THROUGHOUT THE PROJECT.

ATTACH A PROPERTY SKETCH TO THIS APPLICATION:

SKETCH SHOULD SHOW LOT LINES, EXISTING FENCES, DRIVEWAYS, LOCATIONS OF EXISTING STRUCTURES WITH DIMENSIONS OF STRUCTURES AND DIMENSIONS TO LOT LINES AND DISTANCES BETWEEN ACCESSORY BUILDINGS AND PRIMARY STRUCTURES.

I, (print name): _____ as owner (agent) attest that the information provided in this application is accurate and complete. It is expressly understood that the property line location and corresponding set-back information is the responsibility of the owner (agent). In the event that any dispute arises over the location of the property lines, the owner (agent) will at their own expense, obtain a survey of the property, conducted by a qualified surveyor registered in Michigan. It is also understood that if violations of the approved set-back regulations in this application are identified during or after construction, it will be the responsibility of the owner (agent) to remedy the matter as directed by the Zoning Administrator. Further, the owner (agent) agrees to hold harmless the City of Iron Mountain and its agents from any action arising from non-compliance with the provisions of this permit. It is also understood that the issuance of this permit does not relieve the owner (agent) from complying with any and all applicable codes and ordinances in force at the time of construction.

I, (print name): _____ as owner (agent) of the property described, have read this application in its entirety, and understand and agree to the terms and conditions as stated.

Owner/Agent: _____
Signature _____ Date _____

Owner/Agent Address: _____

Owner/Agent Email: _____

Owner/Agent) Contact: _____
Home/Cell _____ Work _____

Sec. 74-419. - Fences, walls and screens.

It shall be unlawful for any person to construct or install, or cause to be constructed or installed, any fence, wall or screen of any material other than plant material upon any property within the city, except in accordance with the requirements and the restrictions provided in this section.

- (1) *Permit.* Any person desiring to build or install, or cause to be built or installed, a fence, wall or screen upon any property in the city shall first apply to the office of the zoning administrator for a permit to do so. Application for such permit shall contain any and all information, including drawings, as may be required and necessary for the determination as to whether the erection of such fence, wall or screen would be in compliance with these regulations or the laws of the state, including identification of property stakes to show actual lot lines on the affected property. A fence permit fee shall be paid to the city.
- (2) *Restrictions.*
 - a. Fences, walls or screens shall not exceed six feet in height in residential districts, except for sports facilities such as tennis courts, backstops or similar uses, located along rear yard and side yard property lines, and shall not exceed a height of four feet and 60 percent solid or opaque in construction along front yard property lines, subject to the provisions in this section. Fences, walls and screens shall not exceed eight feet in height, except for sports facilities such as tennis courts, backstops or similar uses, in commercial and industrial districts located along front, rear and side property lines.
 - b. A fence, wall or screen shall be erected at least one foot from the property line of the requestor and parallel to the property line unless the abutting property owner consents in writing to erecting the fence, wall or screen on the property line. However, no fence; wall or screen shall be constructed nearer than five feet to any public street or alley right-of-way; provided, however, that ornamental and decorative wood or metal fences that are not in excess of 60 percent solid or opaque, and retaining walls or screens that do not exceed four feet in height may be erected on the lot lines of the front and side yards in residential districts adjacent to any public street or alley right-of-way provided the design has been approved by the zoning administrator.
 - c. Fences on residential lots of record shall not contain barbed wire or be electrified or chain link type fences with sharp wire exposed. Front yard fencing shall exclude: T type posts, snow fence, slack wire and chicken wire type fences.
 - d. The construction design and construction materials for the building of fences shall be in accordance with all applicable building codes in force at the time of construction. All fences shall be constructed with the finished side facing out.
 - e. The requirements for fences, walls and screens are not intended to restrict landscaping features that may be planted or exist as part of a beautification project of any premises.
- (3) *Clear vision requirements.*
 - a. No fence, wall, sign or screen or any planting shall be erected or maintained in such a way as to obstruct vision or interfere with traffic visibility on a curve, or between a height of three and ten feet within the triangular area formed by the intersection of the street right-of-way lines and a line connecting two points which are located on those intersecting right-of-way lines 30 feet from the point of intersection of the right-of-way lines. The three-foot height limit shall be measured from the lowest elevation of the segment of the intersecting road's centerline which lies between the point of intersection of the other centerline and the extension of the line drawn through the points 30 feet from the intersection of the right-of-way lines.
 - b. No fence, wall, sign, screen or any planting shall be erected or maintained in such a way as to obstruct vision between a height of three and ten feet within the triangular area formed by the intersection of a

street right-of-way and a driveway and a line connecting two points which are located on the right-of-way line and the driveway 20 feet from the point of intersection of the right-of-way line and driveway. The three-foot height limit shall be measured from the lowest elevation of the segment of the intersecting road and driveway's centerline which lies between the point of intersection of the centerline and the extension of the line drawn through the points 20 feet from the intersection of the right-of-way and driveway.

(4) *Maintenance of fences, walls and screens.*

- a. Fences, walls and screens shall be maintained so as not to endanger life or property.
- b. Any fence, wall or screen which, through lack of repair, type of construction or otherwise, endangers life or property is hereby declared a nuisance as defined in this chapter. (See the definition of nuisance.)
- c. If unsafe conditions exist in regard to a fence, wall or screen, the zoning administrator shall serve on the owner, agent or person in control of the property upon which the fence, wall or screen is located a written notice describing the unsafe conditions and specifying the required repairs or modifications to be made to render the fence, wall or screen safe, or requiring the removal of the fence, wall or screen if such repairs or modifications are not done, and shall provide a time limit for such repair, modification or removal.

(Ord. of 5-1-95, § 8-19-8; Ord. of 9-18-17)