

AGENDA – PUBLIC HEARING  
VILLAGE OF NORWOOD  
August 20, 2024 – 5:00 p.m.

RE: To receive public comments regarding  
Zoning- Article V. Supplementary Regulations- Fences

1. OPEN THE MEETING

2. TAKE ROLL CALL: Mayor Mark Tebo  
Trustee Mike diVencenzo  
Trustee Robin Fetter  
Trustee Lisa Levison  
Trustee Matt Tebo

3. READ LEGAL NOTICE AS PUBLISHED: NORWOOD NOTICE OF PUBLIC HEARING NORWOOD  
LEGAL NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD BY THE BOARD OF  
TRUSTEES OF THE VILLAGE OF NORWOOD, NY, ON AUGUST 20, 2024 AT 5 00 PM AT THE  
MUNICIPAL BUILDING IN NORWOOD, NY. THE PURPOSE OF THE HEARING IS TO RECEIVE  
PUBLIC COMMENT REGARDING CHAPTER 200 ZONING, ARTICLE V SUPPLEMENTARY  
REGULATIONS, SUBSECTION 200-26 CHANGES.

4. PUBLIC COMMENTS:

5. CLOSE THE HEARING:

## Chapter 200 Zoning

### Article V. Supplementary Regulations

#### § 200-26 Fences.

- A. Approval required. No fence, wall or other type of construction shall be erected without the approval of the Code Enforcement Officer.
- B. Application for permit; issuance. Any person or persons, corporation, firm or association intending to erect a fence shall, before any work is commenced, make application to the Code Enforcement Officer on a form provided by the Code Enforcement Officer. Said application shall be accompanied by a plan or sketch showing the proposed location of any fence and the materials proposed to be used therein, which must be in accordance with this chapter and any other pertinent chapter regulating construction within the Village, and shall be accompanied by an appropriate fee. Upon approval by the Code Enforcement Officer, a temporary permit shall be issued which will be in effect for a period of one year from the date thereon. Said permit shall be available on the job during the progress of the work so that it may be inspected by the proper Village officials. The Code Enforcement Officer shall inspect any such fence and may revoke said permit if the fence does not comply with all provisions of this chapter.
- C. Height limitations in rear, front and side yards. No fence shall be more than six feet in height at the rear of homes or buildings situated in a residentially zoned district, which fence shall not extend forward of the rear building line of any existing or proposed building. No other fence or portions of a fence shall be higher than 36 inches in any front yard or ~~48~~72 inches in any side yard.
- D. Location restrictions. Any fence erected in a front yard shall be placed at least two feet back from the sidewalk.
- E. Materials and composition. Any fence, wall or similar structure, as well as shrubbery, which unduly cuts off light or air, which may cause a nuisance, a fire hazard or a dangerous condition or an obstruction to combating fires or which is an obstruction to men and equipment for combating fires or which may affect public safety is hereby expressly prohibited. Further, no fence shall be erected in a front yard in a residential district or along a public right-of-way unless the fence is uniformly less than 50% solid.
- F. Prohibited fences. The following fences and fencing materials are specifically prohibited:
  - (1) Barbed wire.
  - (2) Short, pointed fences.
  - (3) Canvas fences.
  - (4) Cloth fences.
  - (5) Electrically charged fences.
  - (6) Poultry fences.
  - (7) Turkey wire.
  - (8) Temporary fences, such as snow fences.
  - (9) Expandable fences and collapsible fences, except during construction of a building.
- G. Chain link fences. All chain link fences erected shall be erected with the closed loop at the top of the fence.

- H. Entrances and gates. All entrances or gates shall open into the property.
- I. Finished side; posts. Any fence, wood, stockade, chain link or other type of fence shall have the smooth side or finished side facing to the outside of the property owner installing the fence. Fence posts will be placed on the inside of the fence.
- J. Security fences for commercial and industrial properties. Notwithstanding the provisions of this section, the Code Enforcement Officer may issue a permit for the construction of a security fence for commercial and industrial properties, upon due application to and approval by the Code Enforcement Officer of the Village, as well as payment of a fee as set forth from time to time by the Board of Trustees by resolution. The Code Enforcement Officer may deny such application if it is found that the application for such fence is not appropriate and is unnecessary. Upon such denial, the applicant may appeal the Code Enforcement Officer's decision to the Zoning Board of Appeals of the Village by notice to the same within 30 days of such denial. In the event that said Zoning Board substantiates the denial of the Code Enforcement Officer, the applicant may resort to proper legal proceedings according to the statutes of the State of New York.
- K. Location within property line. All fences or walls must be erected within the property line, and none shall be erected so as to encroach upon a public right-of-way or interfere with vehicular or pedestrian traffic or interfere with visibility on corner lots and/or other structures or vehicles, whether stationary or transitory, on private or public property.
- L. Visibility at intersections; enforcement authority. The Code Enforcement Officer shall have the authority to direct, in writing, the removal, trimming or modification of any shrubs, bushes, plants, trees, flowers or other vegetation, fence, wall hedge or other structure on private or public property wherever the same shall interfere with adequate visibility of operators of motor vehicles at street intersections or curbs.