TOWN OF KENNETH CITY

A SAFE, FRIENDLY SMALL TOWN

6000 54th Avenue North - Kenneth City, Florida 33709
Phone: (727) 498-8948 | Fax: (727) 498-8841
town57@kennethcityfl.org | www.kennethcityfl.org

Dear property owner:

A fence permit is not required for your project. However, please adhere to ALL Kenneth City fence code requirements, set forth below.

If you have further questions or would like to request a zoning and floodplain review of your proposed project, you may submit your fence plans to the Town of Kenneth City for zoning and floodplain review with the applicable fee of $100.00.

Sec. 66-156. Fences.

(a) *Required fences, walls, and hedges.* Required fences, walls and hedges shall be as follows:

(1) Fences and/or walls providing visual screening and erected by nonresidential users shall be required between all residential use areas and adjacent nonresidential use areas to a height of six feet.

(2) All areas used for the storage of trash containers or dumpsters, or the storage of loose materials shall be provided with a fence and/or wall.

(3) All salvage or junk operations or the storage of damaged motor vehicles shall be screened to form a visual obstruction to a minimum height of six feet. Such fences and/or walls or hedges shall be without openings except entrances or exits. Such openings shall be equipped with gates forming a visual obstruction.

(4) A fence shall be provided and maintained around all excavations in or near a street or sidewalk by the person or persons responsible for the excavations, in accordance with the Standard Building Code.

(5) The building official may require the fencing of any condition considered hazardous to human beings and animals.

(6) All fences and walls shall be constructed to comply with the Standard Building Code. All fences, walls or hedges shall be maintained in a nonhazardous condition.

(b) *Prohibited fences, walls, plantings and hedges.* Prohibited fences, walls, plantings, and hedges shall be as follows:

(1) No fence or wall shall be erected or maintained exceeding six feet in height. No fence or wall shall be erected or maintained beyond the required front yard setback of 30 feet, except decorative fences as defined in subsection (d) of this section. No decorative fence shall be erected or maintained beyond the required front yard setback of eight feet. No hedge shall be erected or maintained beyond the required front yard setback of eight feet unless such hedge is less than 36 inches in height. The planting of hedges in the setback is done at the risk of the property owners or residents. Such hedges may be removed at the owners' expense for town purposes of maintenance or use of setbacks.

(2) A fence, hedge or wall shall not be erected, constructed, installed, or maintained beyond or on other than private property.

(3) A fence, hedge or wall shall not be erected, constructed, or maintained within six feet of a fire hydrant or other emergency fire apparatus.

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(4) A fence, hedge, plantings, or wall shall not be erected, constructed, installed, or maintained that creates in any manner a visual obstruction to vehicular traffic. No fence, hedge or grouping of plants over 36 inches in height, when measured from the crown of the adjacent street, providing less than 85 percent clear vision in any direction to vehicular or pedestrian traffic within the right-of-way, when viewed through the obstruction, shall be permitted.

(5) A fence, wall or hedge shall not be constructed or maintained over a sanitary or storm sewer manhole lid unless provisions are made for access by installing a gate or removable panel.

(6) A fence, hedge or wall shall not be constructed or maintained which employs electrification, barbed wire, razor wire or broken glass or any device to entrap, impale or injure. No fence or wall shall be constructed of materials which shall be hazardous to the health, safety or welfare of persons or animals.

(7) Any fence, wall or hedge which, in the opinion of the building director, may create an obstacle or hazard to the proper functioning of the town fire department shall be submitted to the fire chief for review. Such application may be denied or modified if the fire chief objects to part or all of the application.

(8) In residential districts on waterfront property, a rear yard fence shall not exceed four feet in height and must be of visually open material.

(9) A screened pool or patio in a rear yard shall not be considered a fence.

(10) In multiple-family dwelling districts, waivers may be granted by the planning and zoning board for fences or walls exceeding three feet in height along the front and side property lines which are planned for security purposes when such fences or walls do not create a safety hazard.

(c) *Exempt fences and walls.* Exempt fences and walls shall be as follows:

(1) Temporary fences used at a construction site for the purpose of security and/or protection may, at the discretion of the building director, be exempt from the provisions of this section provided they are not constructed as to obstruct the vision of motor vehicle operators or create hazards to public safety.

(2) Any fence, wall or hedge on public property deemed necessary for the welfare or safety of the public by the town.

(d) *Decorative fences.* Decorative fences shall be designated and used for the sole purpose of decoration for residential property. Chain link fences are not considered decorative fences. All decorative fences shall be less than three feet in height. Informational or directional signage is prohibited on decorative fences. Name and address of residential property owners or residents is exempt from the signage prohibition.

(e) *Orientation.* Fences and walls placed within a structural setback area shall be oriented so that the side of the fence or wall facing or viewable from the street right-of-way or an adjoining property is the finished side, with all support posts and stringers facing inward toward the property upon which the fence or wall is located. Chain link fences shall be exempt from this requirement. However, if access to a portion of the fence is wholly or partially blocked by a building, fence, wall or other structure or by dense foliage located upon adjoining property and adjacent to, but not necessarily adjoining, the property line, the support post for the portion of the fence, but not the stringers may be installed on the outside of the fence, facing away from the property upon which the fence is located.

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Sec. 70-235. Fences in regulated floodways.

Fences in regulated floodways that have the potential to block the passage of floodwaters, such as stockade fences and wire mesh fences, shall meet the limitations of section 70-218 of this article.

Sec. 70-218. Limitations on sites in regulatory floodways.

No development, including, but not limited to, site improvements, and land disturbing activity involving fill or regrading, shall be authorized in the regulatory floodway unless the floodway encroachment analysis required in section 70-193(1) of this article demonstrates that the proposed development or land disturbing activity will not result in any increase in the base flood elevation.

Sincerely,

Don A. King, Jr.
Town Manager

Jason Green, AICP, CFM
Kenneth City Zoning and Floodplain Review