CITY OF LAKE ELMO
ORDINANCE NO. 97-125

AN ORDINANCE RELATING TO FENCES

The Lake Elmo City Council Ordains That Section 1360.05 and Section 1360.06 are added to the Municipal Code to read as follows:

Section 1360.05 Fence Permits Required:

Except as noted herein, installation of all fences require a fence permit issued by the City of Lake Elmo. Said permit shall be applied for on such forms, include such documentation, and include such fees to the City for processing as may be prescribed from time-to-time by the City Council.

Subd. 1: Fences exempt from requiring an installation permit are limited to the following:
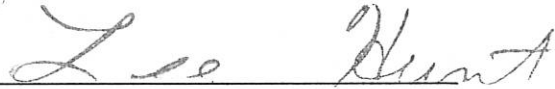
1. Fences of any type installed for the sole purpose of the keeping of Domestic Farm Animals, as defined by Section 150 of the City Code, and regulated by Section 300.13, Subdivision 15E of the City Code.

2. Fences of any type installed by Municipal, County or State governments for facility security or the delineation and/or protection of Public Rights-of-Way.

3. Invisible fencing.

Failure to obtain a City Fence Permit prior to the installation of any fence subject to the regulation shall result in an automatic double permit fee, in addition to any corrective measures to bring said fence into compliance with the standards for fences prescribed by the Lake Elmo Zoning Ordinance.

Section 1360.06 Fences as Non-conforming/Hazardous Structures:

Fences shall be considered to be structures for the purposes of applying the terms of the non-conforming structure provisions of the Zoning Ordinance; and, the hazardous structure provisions of City Code and State Statute.

Effective Date: This Ordinance shall be effective the day following its publication or on the day following the publication of an Ordinance Summary approved by the Lake Elmo City Council.

Lee Hunt, Mayor

ATTEST:

Charles E. Dillerud, Acting City Administrator

Adoption Date: Passed by the Lake Elmo City Council on the 17th day of February, 2004.

Publication Date: Published on the 27th day of Feb. , 2004 in the Lake Elmo Leader