ORDINANCE NO. 1035

AN ORDINANCE REPEALING AND REPLACING TITLE 11 CHAPTER 9, SECTION 1 A-3 OF THE *CLINTON CITY CODE*; ESTABLISHING NEW REGULATIONS AND STANDARDS FOR FENCING IN RESIDENTIAL AND AGRECULTURAL ZONES; AND DECLARING AN EMERGENCY.

WHEREAS, after considerable & due deliberations, the Planning and Zoning Board has identified a need to update fencing regulations for the City of Clinton; and

WHEREAS, this Ordinance hereby establishes new regulations regarding Title 11, Chapter 9, Section 1, A-3 of the *Clinton City Code*, as follows:

NOW THEREFORE BE IT ORDAINED by the Clinton City Council of the City of Clinton, Oklahoma that Title 11, Chapter 9, Section 1(A)(3) be amended to read as follows:

A. (3) Residential and Agricultural (A-1) zoned districts of one half) ½ acre or less shall comply with the following on new or replacement fences:

a. Fences located in front of the front building line shall not exceed the height of three (3) feet for privacy fence or four (4) feet for chain link fences.

b. Fences located beyond the front building line shall not extend more than ten (10) feet from the front building line or as otherwise restricted by plat or any other official filed land record, *i.e*. protective covenants.

c. Fences located behind the front building line shall not exceed a height of eight (8) feet. The code official may make minor exceptions based upon the surrounding terrain.

d. Approved fencing materials include only wood pickets or planks which are designed for exterior use, chain link or metal. If metal is used it shall be uniform in size and color. Prohibited materials are spiked, speared and/or barbed wire fencing.

e. A fence that is a minimum of four (4) feet in height above the finished grade, with self-closing, self-latching and lockable gates, shall surround all swimming pools that could contain a depth of twenty-four (24) inches of water.

f. No new or replacement fence shall enclose any utility easement

without the express, prior written approval of any affected utility companies.

g. Approved fenced materials for Residential and Agricultural (A-1) districts greater than one half (½) acre may be wood pickets or planks which are designed for exterior use, chain link or metal. If metal is used it shall be uniform in size and color. Other fence materials such as barb/mesh wire may be permitted if it coincides with the existing fences of surrounding properties.

NOW, THEREFORE, be it ordained by the City Council of the City of Clinton that the following ordinance be approved; and

WHEREFORE, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect immediately from and after its passage and proof of publication.

Passed and approved this 4th day of February 2025.

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David Berrong, Mayor

ATTEST: (Seal)

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Amy Jones, City Clerk