

VILLAGE OF BARTONVILLE
5912 S ADAMS ST
BARTONVILLE, IL 61607
309-633-2053

FENCE NOTIFICATION

PLEASE INCLUDE SKETCH OF FENCE LOCATION NOTING ANY BUILDINGS AND STREETS.

NAME:

ADDRESS:

PHONE #:

ADDRESS WHERE FENCE WILL BE LOCATED IF DIFFERENT FROM ABOVE:

TYPE OF FENCE:

ALL FENCES MUST BE BUILT IN ACCORDANCE WITH VILLAGE OF BARTONVILLE ORDINANCE CHAPTER 18: ARTICLE VIII.

WHILE NO PERMIT IS NECESSARY, THE HOMEOWNER WILL NEED APPROVAL OF THE BUILDING COORDINATOR PRIOR TO INSTALLATION OF THE FENCE TO AVOID FUTURE LEGAL ISSUES.

THE BUILDING COORDINATOR WILL REVIEW THIS APPLICATION AND THEN CONTACT THE HOMEOWNER UPON APPROVAL.

NO FEE.

JULIE, Inc.
3275 Executive Drive | Joliet, IL 60431
Phone: 815-741-5000 | Fax: 815-741-5958 | www.illinois1call.com

7 THINGS TO CONSIDER BEFORE INSTALLING A FENCE



Know what's below.
Call before you dig.

A new fence can add privacy to your yard, enhance your property and provide an extra measure of security. Sure it's an ambitious project, but one that you can do on your own. Putting in a fence though involves digging multiple holes for posts in areas likely to contain underground utility lines. That's why a project like this as well as any other digging project first requires a quick and easy phone call to JULIE at 811. You can also enter your locate request right now via E-Request.

If not carefully planned out, installing a fence can have many costly mistakes. Besides materials, types of fences and design, here are a few other



things you should consider:

1. MAKE SURE YOU'LL GET THE PRIVACY YOU WANT.

Before you go out to buy a fence consider what height you actually need. You may find that the 6' high privacy fence you were planning on won't keep your neighbors from looking in on your yard as they sit on their deck. Or you may find you only need a 4' fence because your neighbor's yard slopes away from your yard. Either way you could be wasting materials, money and time building a fence that doesn't suit your yard. Make a cardboard cutout the height of your proposed fence and have a friend walk around the perimeter of the yard with it so you can get an idea of the type of privacy your fence will provide.

ARTICLE VIII. FENCES ¹²¹

Sec. 18-301. Definitions.

Sec. 18-302. Penalties; continuing violation.

Sec. 18-303. Prohibited.

Sec. 18-304. Fence posts.

Sec. 18-305. Conflicting provisions.

Secs. 18-306—18-328. Reserved.

Sec. 18-301. Definitions.

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Barbed wire fence means any fence made of barbed wire or of which barbed wire forms any part.

Corner side yard means that portion of open space on any corner lot, unoccupied and unobstructed by any buildings or structures, between these points:

- (1) The side of the main building on the lot facing the street, extended to the front and rear lot lines of the property; and
- (2) The street right-of-way contiguous to the lot on the side of the main building.

Electric fence means an energized fence, electric or otherwise, that delivers a shock or other unpleasant stimulation when touched.

Fence means any structure designed to create a barrier to the movement of humans or animals that is permanently or temporarily affixed to real estate and includes, but is not be limited to, structures made of chainlink, chain or wire mesh, wood, wood-picket, stone, concrete, block, brick, vinyl, plastic or single wire suspended between two posts permanently or temporarily affixed to real estate.

Front yard means that portion of open space on any lot, unoccupied and unobstructed by any buildings or structures, between these points:

- (1) The front of the main building located on the lot, extended to the side lot line; and
- (2) The street right-of-way contiguous to the lot in front of the main building.

Privacy fence means any opaque fence, barring public view, including, but not limited to, structures made of solid wood, brick, concrete, block or stone. The term shall not include picket or chainlink fences; provided, however, that chainlink fences with slats inserted will be considered privacy fences.

Spite fence means any fence that is more than six feet high, regardless of the material from which it is constructed.

(Ord. No. 1269, § 1, 2(b), 11-21-2000; Ord. No. 1326, § 1, 9-10-2002)

Sec. 18-302. Penalties; continuing violation.

Violations of this Article shall be punishable by a fine in an amount of not less than \$100.00 and not more than \$500.00. Each day that a violation continues shall constitute a separate offense.

(Ord. No. 1269, § 6, 11-21-2000)

Sec. 18-303. Prohibited.

(a) *Privacy fences.* No privacy fences shall be constructed or placed on property zoned under residential classifications:

- (1) On or in any front yard or corner side yard; or
- (2) Immediately adjacent to the front yard or corner side yard of any adjacent property zoned under residential classifications.

Privacy fences may be constructed or placed on other portions of lots, but may not exceed six feet in height.

(b) *Barbed, electric, and spite fences.* Barbed wire fences, electric fences, and spite fences are prohibited.

(c) *Temporary fences.* No fence that is temporary in nature shall be permitted to remain on property within the Village for more than seven days except snow fences and construction fences. Snow fences, erected to control the drifting of snow, are permitted between November 1 and March 31 only. Construction fences, erected in connection with construction activities, are permitted only during construction activities.

(Ord. No. 1269, § 2(a), 11-21-2000; Ord. No. 1326, § 2, 9-10-2002)

Sec. 18-304. Fence posts.

Fence posts and horizontal rails on all fences within the Village shall be on the interior of the fence.

(Ord. No. 1269, § 3, 11-21-2000)

Sec. 18-305. Conflicting provisions.

The provisions of this Article shall not permit the construction or placement of any fence when such construction or placement would be prohibited or regulated by other provisions of this Code, including, without limitation, setback and building permit requirements contained in Chapter 74, pertaining to the Village's zoning law.

(Ord. No. 1269, § 4, 11-21-2000)

Secs. 18-306—18-328. Reserved.

FOOTNOTE(S):

--- (2) ---

State Law reference— Authority for local regulation of fences and party walls, 65 ILCS 5/11-30-1. (Back)

ARTICLE VIII. FENCES ^[2]

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- (2) The street right-of-way contiguous to the lot on the side of the main building.

Electric fence means an energized fence, electric or otherwise, that delivers a shock or other unpleasant stimulation when touched.

Fence means any structure designed to create a barrier to the movement of humans or animals that is permanently or temporarily affixed to real estate and includes, but is not be limited to, structures made of chainlink, chain or wire mesh, wood, wood-picket, stone, concrete, block, brick, vinyl, plastic or single wire suspended between two posts permanently or temporarily affixed to real estate.

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- (1) On or in any front yard or corner side yard; or
- (2) Immediately adjacent to the front yard or corner side yard of any adjacent property zoned under residential classifications.

Privacy fences may be constructed or placed on other portions of lots, but may not exceed six feet in height.

(b) *Barbed, electric, and spite fences.* Barbed wire fences, electric fences, and spite fences are prohibited.

(c) *Temporary fences.* No fence that is temporary in nature shall be permitted to remain on property within the Village for more than seven days except snow fences and construction fences. Snow fences, erected to control the drifting of snow, are permitted between November 1 and March 31 only. Construction fences, erected in connection with construction activities, are permitted only during construction activities.

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Barbed wire fence means any fence made of barbed wire or of which barbed wire forms any part.

Corner side yard means that portion of open space on any corner lot, unoccupied and unobstructed by any buildings or structures, between these points:

(1)

The side of the main building on the lot facing the street, extended to the front and rear lot lines of the property; and

(2)

The street right-of-way contiguous to the lot on the side of the main building.

Electric fence means an energized fence, electric or otherwise, that delivers a shock or other unpleasant stimulation when touched.

Fence means any structure designed to create a barrier to the movement of humans or animals that is permanently or temporarily affixed to real estate and includes, but is not be limited to, structures made of chainlink, chain or wire mesh, wood, wood-picket, stone, concrete, block, brick, vinyl, plastic or single wire suspended between two posts permanently or temporarily affixed to real estate.

Front yard means that portion of open space on any lot, unoccupied and unobstructed by any buildings or structures, between these points:

(1)

The front of the main building located on the lot, extended to the side lot line; and

(2)

The street right-of-way contiguous to the lot in front of the main building.

Privacy fence means any opaque fence, barring public view, including, but not limited to structures made of solid wood, brick, concrete, block or stone. The term shall not include picket or chainlink fences; provided, however, that chainlink fences with slats inserted will be considered privacy fences.

Spite fence means any fence that is more than six feet high, regardless of the material from which it is constructed.

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(Ord. No. 1269, § 6, 11-21-2000)

Sec. 18-303. Prohibited.

(a)

Privacy fences. No privacy fences shall be constructed or placed on property zoned under residential classifications:

(1)

On or in any front yard or corner side yard; or

(2)

Immediately adjacent to the front yard or corner side yard of any adjacent property zoned under residential classifications.

Privacy fences may be constructed or placed on other portions of lots, but may not exceed six feet in height.

(b)

Barbed, electric, and spite fences. Barbed wire fences, electric fences, and spite fences are prohibited.

(c)

Temporary fences. No fence that is temporary in nature shall be permitted to remain on property within the Village for more than seven days except snow fences and construction fences. Snow fences, erected to control the drifting of snow, are permitted between November 1 and March 31 only. Construction fences, erected in connection with construction activities, are permitted only during construction activities.

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Fence posts and horizontal rails on all fences within the Village shall be on the interior of the fence.

(Ord. No. 1269, § 3, 11-21-2000)

Sec. 18-305. Conflicting provisions.

The provisions of this Article shall not permit the construction or placement of any fence when such construction or placement would be prohibited or regulated by other provisions of this Code, including, without limitation, setback and building permit requirements contained in Chapter 74, pertaining to the Village's zoning law.

(Ord. No. 1269, § 4, 11-21-2000)

Secs. 18-306—18-328. Reserved.

ORDINANCE NO. 1269

VILLAGE OF BARTONVILLE, ILLINOIS

ORDINANCE REGULATING FENCES

WHEREAS, the Village of Bartonville board of Trustees has determined that fences in residential districts that cannot be seen through can, in certain circumstances, adversely affect the aesthetics of the Village of Bartonville, and has determined that certain other types of fences are detrimental to the best interest of the Village and its residents; and

WHEREAS, Section 11-30-1 of the Illinois Municipal Code confers upon the corporate authorities of municipalities the power to regulate fences and party walls; and

WHEREAS, the Village Board had determined that the best interest of the Village and its residents will be served by the regulation of fences as provided herein;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BARTONVILLE, PEORIA COUNTY, ILLINOIS AS FOLLOWS:

Section 1: Definitions.

Privacy Fence shall mean any fence that cannot be seen through, including but not limited to solid wood, brick, concrete, block or stone fences. The term "Privacy Fence" shall not include picket or chain-link fences; provided, however, that chain-link fences with slats inserted will be considered Privacy Fences.

Fences shall mean any structure designed to create a barrier to the movement of humans or animals that is permanently affixed to real estate and shall include, but not be limited to chain link, chain or wire-mesh, wood, wood-picket, stone, concrete, block, brick, vinyl, plastic or single wire suspended between two posts permanently affixed to real estate.

Front Yard shall mean that portion of open space on any lot, unoccupied and unobstructed by any buildings or structures, between the following boundaries: (i) the front of the main building located on said lot, extended to the side lot line and (ii) the street right of way contiguous to said lot in front of said main building.

Corner Side Yard shall mean that portion of open space on any corner lot, unoccupied and unobstructed by any buildings or structures, between the following boundaries (i) the side of the main building on said lot facing street,

extended to the front and rear lot lines and (ii) the street right of way contiguous to said lot on the side of said main building.

Section 2: Prohibition.

- (a) Privacy Fences. No Privacy fences shall be constructed or placed on property zoned under residential classifications (i) on or in any Front Yard or Corner Side Yard or (ii) immediately adjacent to the Front Yard or Corner Side Yard of any adjacent property zoned under residential classifications. Privacy Fences may be constructed or placed on other portions of lots, but may not exceed six (6) feet in height.
- (b) Other Prohibited Fences. The following types of fences shall not be allowed on any property within the Village of Bartonville:
- Barbed Wire Fences – any fence consisting of or made of what is called barbed wire, or of which barbed wire is a part.
 - Spite fences – and dividing line or partition fence of the height of more than six (6) feet.
 - Energized Fences – any electric or otherwise energized fence, which delivers a shock or other similar sensation to the touch.

Section 3: Fence Posts. Fence posts and horizontal rails on all fences within the village shall be on the interior of the fence.

Section 4: Other Ordinances. The provisions of this Ordinance shall not permit the construction or placement of any Privacy Fence or other fence when such construction or placement would be prohibited or regulated by other ordinances of the Village, including, without limitation, setback and building permit requirements contained in the Village's Zoning Ordinance.

Section 5: Prior Laws. The provisions of Village Ordinance No. 1259 are amended and restates in this Ordinance. To the extent inconsistent with the terms of this Ordinance, those provisions are hereby repealed. The provisions of Ordinance No. 476 and 499 of the Village, regarding swimming pools, are to remain in the full force and effect.

Section 6: Penalties. Violations of this Ordinance shall be punishable by a fine in an amount of not less than \$100.00 and not more than \$500.00. Each day that a violation continues shall be considered a separate offense.

Section 7: Effective Date. The Ordinance shall be effective upon its passage as provided by law.

PASSED AND APPROVED THIS 21 DAY OF November, 2000.

AYES: 6
NAYS: 0
ABSENT: 0

VILLAGE OF BARTONVILLE, ILLINOIS

By: Marcia L. Markwalder
Marcia L. Markwalder, President

Attest: Isom F. Zachman
Isom F. Zachman, Village Clerk

