

Local Law #2 1975
Amendment to Zoning Law
Fences & Swimming Pools

SECTION VI - General Provisions

D.

- (1) Any fence in a residential district shall be of open construction, such as ornamental iron, wire, chain, or picket (iron or wood), and shall not exceed four (4) feet in height. No fence of any description, except a hedge, shall be built near the street line than the front line of the dwelling on such lot.
- (2) No hedge fence shall exceed four (4) feet in height if located along the front property line of the lot., and no hedge fence shall exceed six (6) feet in height if located along the side or rear lot line of the lot.
- (3) All fencing along the rear and side lot lines shall be located not nearer than six (6) inches from any such lot line, and all supporting posts shall be placed at least twelve (12) inches inside the said lot line. Any fence shall have the finished sides of the fence facing the abutting property. No hedge fence shall be planted directly on the property line, but planting shall provide for growth of the hedge. Hedges shall be planted a minimum of eighteen (18) inches from the property line. The owner of such hedge shall keep the hedges trimmed in line with the abutting property line shall trim such hedges so that it does not exceed the height limit.
- (4) All fences shall be maintained in a safe and substantial condition. All exposed surfaces, except hedges, shall be periodically protected with paint or other preservative. Use of barbed wire for fencing is prohibited in any zone except industrial unless a variance or a special exception is granted.
- (5) A fence, whether hedge, iron or board, and where used for privacy, shall not exceed four (4) feet in height, but if variance of special exception is granted to increase the height, it shall in no event exceed eight (8) feet in height.

E. PRIVATE SWIMMING POOLS

- (1) All private swimming pools in the Village of Addison, moved, erected, constructed or excavated, either above, below, or partially above and partially below grade level, shall be covered by this section.
 - (a) All private swimming pools shall not be closer than six (6) feet from any side or rear lot line and shall only be used as an accessory to a private, single family unit. Any swimming pool on any property having two or more family dwelling units shall comply with the provisions of this Ordinance as well as State and County regulations pertaining to public swimming pools.
 - (b) No swimming pool shall be installed, constructed or maintained unless there shall be erected and maintained a fence having minimum height of four (4) feet. Such fence shall completely surround the area of the swimming pool, but shall not be less than three (3) feet from any edge of the swimming pool. Any gate shall be kept closed except when used for the purpose of ingress and egress to the swimming pool. All gates shall be kept locked while the premises are not under the direct supervision of an adult. No fence shall be closer than three (3) feet to any lot line (rear or side).
 - (c) The regulations herein contained shall not effect wading pools which shall be defined as any pool having a depth not in excess of eighteen (18) inches and an area of sixteen (16) square feet.