

VILLAGE OF ST. JACOB

ORDINANCE 20-609

**AN ORDINANCE AMENDING
CHAPTER 40 OF THE REVISED CODE OF ORDINANCES OF ST. JACOB ILLINOIS
REGARDING ZONING**

**ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
VILLAGE OF ST. JACOB
THIS 4th DAY OF MARCH 2020**

**Published in pamphlet form by authority of the Village President and the Board of
Trustees of the Village of
St. Jacob, Madison County, Illinois, this 4th day of MAR. 2020.**

STATE OF ILLINOIS
COUNTY OF MADISON
VILLAGE OF ST. JACOB

} ss. VILLAGE CLERK'S OFFICE

CERTIFICATE

I, Kathy Becker, Village Clerk of the Village of St. Jacob, Madison County, Illinois, do hereby certify that the following Ordinance of the Village of St. Jacob, Illinois, passed this 4TH day of March, 2020, published by authority of the Village Board of Trustees was duly passed by the Village Board of Trustees of the Village of St. Jacob, Illinois, approved by the Mayor, and published in pamphlet form according to law on this date, and that this ordinance is a true and perfect copy of the ordinance, as passed, approved, and now of record on file in my office as provided by law.

In witness whereof, I have hereunto set my hand and affixed the Corporate Seal of the Village of St. Jacob, Illinois, this 4th day of March 2020.

Kathy Becker
KATHY BECKER
VILLAGE CLERK
ST. JACOB ILLINOIS

(SEAL)

ORDINANCE NUMBER 20-609

**AN ORDINANCE AMENDING
CHAPTER 40 OF THE REVISED CODE OF ORDINANCES
REGARDING ZONING**

WHEREAS, The Village of St. Jacob, Illinois, has the authority to regulate the installation of improvements on real estate within the corporate limits of the Village of St. Jacob;

WHEREAS, it is necessary, desirable and in the public interest and in the interests of safety that the Village ensure fences installed within the Village are of a quality, style, size as provided by the Village Code; and

WHEREAS, it is further in the public interest to create a process requiring owners of real estate within the Village to file an application with Village officials to erect a fence to ensure that the planned fence complies with the Village Code; and

WHEREAS, if the Village does not have the ability to confirm that fences to be constructed conform to the Village Code it may result in safety issues, litigation between property owners, or ordinance violations as cited by the Village, which may result in a property owner having to remove an installed fence for failure to comply with the Village Code; and

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE BOARD OF TRUSTEES OF THE VILLAGE OF ST. JACOB, STATE OF ILLINOIS, AS FOLLOWS:

SECTION 1: Section 40-7-3 and any amendments, of the Revised Code of Ordinances of the Village of St. Jacob regarding zoning, are amended by deleting from the original language and inserting in lieu thereof the following language:

40-7-3 Fences, Walls.

(a) All proposed fence installations require an approval by the Zoning Administrator or his designate. Application is to be made in Village Hall with a form provided by the Village.

(b) Residential and Agricultural districts (Divisions I-IV): (1) Fences may be placed no closer than 12 inches from any side or rear property line in residential districts. (2) Fences cannot exceed six feet at the side and rear yard and cannot exceed four feet in front yard in height. (3) Fences, walls, hedges or lattice screens, which form outside living rooms or provide privacy for swimming pools or other activities, may be located in any required side or rear yard or both, in residential districts. When located in a front yard, a wall or screen must have at least 25 percent of its surface open. Any open area provided shall be evenly distributed throughout the fence, with no breach wider than four inches. Where lots are designed to have reverse frontage on a public street or alley, a solid fence or screen that has a height of six feet or less is permitted along the rear property line. (4) No barbed wire or other sharp pointed fence and no electrically charged fence shall be erected or maintained.

(c) Business districts (Division V): (1) Fences may be a maximum of six feet in height and may be placed no closer than 12 inches from any side or rear property line. (2) No barbed wire or other sharp pointed fence and no electrically charged fence shall be erected or maintained in the districts.

(d) Industrial districts (Division VI): (1) Fences may be a maximum of eight feet in height and may be placed no closer than 12 inches from any side or rear property line. (2) No barbed wire or other sharp pointed fence shall be erected or maintained unless good cause is shown that it is required for security and other business purposes, and is approved by the Zoning Administrator or his designate after consultation with the police and fire chiefs. Concertina, razor or circular barbed wire and electrically charged fences shall only be allowed on public safety facilities. (e) No fence or other improvement shall be erected in a right-of-way or easement. No permanent fence or other improvement shall be constructed or erected within any public street, alley, right-of-way or public easement unless authorized by city council. In the event of necessity of removal, for maintenance or other purposes, of any fence or other improvement that has been previously erected in a public street, alley, right-of-way or public easement, removal and/or replacement of such fence or other such improvement shall be the responsibility of the property owner. Any fence constructed in accordance with the issuance of a city fence permit or in existence prior to the adoption of the city's ordinance requiring fence permits may be repaired and/or replaced in its current location, unless it was erected improperly or interferes with the operation of any public street, alley, right-of-way or public easement.

(e) Swimming Pools: Swimming pools shall be enclosed by a fence no less than four feet in height to a maximum of six feet in height above ground level. Any open area provided shall be evenly distributed throughout the fence, with no breach wider than four inches. Fence shall be compatible with other on-site fencing and shall completely enclose pool area.


SECTION 2: This ordinance shall become effective upon its passage, approval as required by law.

ADOPTED this 4th day of March 2020, pursuant to a roll call vote by Board of Trustees of the Village of St. Jacob, Madison County, Illinois.

Board of Trustees	Aye	Nay	Absent
GUIDEON			
RICHESON	X		
Rachel Burcham	X		
BOBBY ROSS	X		
Josh Hancock	X		
TIM ELLIOTT			
GEORGE GAVLICK	Y		

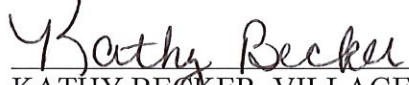
Adopted this 4th day of March 2020.

APPROVED:



RICHARD SCHIEFER, MAYOR
VILLAGE OF ST. JACOB, ILLINOIS

ATTEST:



KATHY BECKER, VILLAGE CLERK
VILLAGE OF ST. JACOB, ILLINOIS