



City of Le Sueur, MN
Fence Permit Application

\$60

APPLICANT INFORMATION

Name:
Street Address: City/State/Zip:
Phone: Email:

PROPERTY INFORMATION

Site Address:

STRUCTURE INFORMATION

Type of Fence (Material):
Corner Lot (Yes or No): Fence Height:

Residential Properties: Fences greater than six (7) feet in height require a Conditional Use Permit. Fences over seven (7) feet require a Building Permit.
Commercial/Industrial Properties: Fences greater than eight (8) feet in height require a Conditional Use Permit. Fences over seven (8) feet require a Building Permit.

NOTES TO APPLICANT

This permit becomes null and void if authorized work is not started within 180 days or if work is suspended or abandoned for 180 days or more after work has commenced.
Submittal Checklist:
Completed Permit Application
Site Plan Showing Fence Location
I hereby acknowledge the following:
I have reviewed and understand the requirements of Le Sueur City Code 153.049 regarding fencing and permitted encroachments.
I will install my fence entirely on my property and in accordance with the ordinance and supplemental conditions. The fence will not encroach onto adjacent properties or easements that are prohibited per code and adopted City policy.
When installing any part of this fence into an easement, the City of Le Sueur or any entity permitted to use the easement, shall be held harmless for any breakage or disrepair to the fence that might occur when work is performed in the easement. In addition, the City of Le Sueur is not responsible or liable for the reinstallation of any fence removed.
I hereby certify that I have read and examined this application and all statements are true and correct. All provisions of laws and governing ordinances will be complied with whether specified herein or not. The granting of a permit does not give authority to violate or cancel the provision of any other state or local law regulating construction or the performance of construction.
Signature of Applicant or Authorized Representative Date

### **Fencing Information:**

All fences, except for a garden fence, shall require a fence permit. A “fence” shall be defined as any permanent partition, structure or gate erected as a dividing marker, barrier or enclosure encircling either wholly or any portion of any area. A “garden fence” shall be defined as fence that is no more than three (3) feet in height, may be easily removed and is used to protect gardens from animals. Fences greater than six (7) feet in height in residential zones and eight (8) feet in commercial/industrial zones also require a Conditional Use Permit. Please be sure to contact **Gopher State One at (651) 454-0002** prior to digging.

Information regarding the proposed fence height, design, and materials along with a certificate of survey that shows the proposed fence location must be submitted with the fence permit application. Application must be signed by the property owner.

Sections 153.049 of the Le Sueur City Code establish the following criteria for the construction of fences six (7) feet and under:

- A. All fences shall be located at least 18 inches from any adjoining (rear or side) property line.
- B. The applicant for the fence is responsible for establishing property lines by locating property pins by their own means or by hiring a registered land surveyor.
- C. Property pins adjacent to location of proposed fencing shall be clearly marked for the purpose of identification and inspection.
- D. All fences shall be located entirely upon the property of the person causing the fence to be constructed. A fence may be located on the property line of adjoining properties when the owners of said properties agree in writing to such location.
- E. Fences in excess of three feet in the front yard are not permitted. Fences may be greater than three feet behind the front building line of the principal structure.
- F. No residential fence shall be greater than seven feet in height.
- G. Commercial and industrial fences may exceed seven feet in height but may not be greater than 12 feet in height. Fences between eight and 12 feet in height shall require a conditional use permit (CUP). The CUP request shall be considered in relation to traffic visibility, potential interference with street or pedestrian/bicycle traffic, common conditions in the immediate neighborhood, maintenance, materials, and any other factors considered relevant by the City Council to the construction of said fence.
- H. That side of the fence considered to be the evident finished side or face (such as, the finished side having no structural supports) shall face outward toward abutting property or public spaces or uses. Vegetation or landscaping located between the abutting property lines and finished side of fence shall be entirely maintained by the owner of the fence.
- I. Fences shall not obstruct any natural or constructed drainage patterns or wetlands or in any way adversely impact any neighboring properties.
- J. Fences shall not be constructed from barbed wire, chicken wire, welded wire, plastic deer fence netting or similar product, snow fence, branches, or materials originally intended for other purposes.
- K. All fencing shall be maintained in a condition of reasonable repair and shall not be allowed to become and remain in a condition of disrepair or danger or constitute a nuisance. Any fence which is, or has become dangerous to the public safety, health or welfare, is a public nuisance, and the Zoning Administrator shall commence proper proceedings to abate the nuisance condition.
- L. Retaining wall structures may be subject to review by the City Engineer. Retaining walls shall be subject to the same height requirements as fences.
- M. Fencing located within any public right-of-way, drainage or utility easements may be removed by the city without notice or liability for damages caused by the removal.
- N. Fence height shall be measured from the natural grade to the top of the fence at any point, with the exception that a fence may include an additional six inches of height for post-top finials or similar decorative features on posts only.
- O. Except as specified in this section, all wire fences, including barbed wire fences, electrical fences, and chicken and hog wire fences, shall only be permitted in the UR District when related to a farm use.

### **Residential, Commercial-Industrial, and Business District Regulations**

- A. All fences shall be constructed of stone, brick, finished wood, chain link, PVC, composite material, wrought iron or similar material, or other approved materials as determined by the Zoning Administrator.
- B. In commercial districts, fences in the rear yard greater than seven feet in height may be permitted with a conditional use permit.
- C. Except for agricultural uses in the UR district, fences shall not be supported using metal T- or U-posts or similar agricultural product or constructed of traditional agricultural materials.

### **Industrial Regulations**

- A. All fences shall be constructed of stone, brick, finished wood, chain link, PVC or composite materials.
- B. Barbed wire security fencing may be used in heights above seven feet.

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