

ORDINANCE NUMBER O- **16643** (NEW SERIES)

ADOPTED ON **MAY 19 1986**

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 6, OF THE SAN DIEGO MUNICIPAL CODE BY REPEALING SECTIONS 101.0621, 101.0621.1, 101.0621.2, 101.0622, 101.0623, 101.0624 AND 101.0625, AND BY AMENDING SECTION 101.0620 RELATING TO FENCES.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter X, Article 1, Division 6, of the San Diego Municipal Code be and the same is hereby amended by repealing Sections 101.0621, 101.0621.1, 101.0621.2, 101.0622, 101.0623, 101.0624 and 101.0625.

Section 2. That Chapter X, Article 1, Division 6, of the San Diego Municipal Code be and the same is hereby amended by amending Section 101.0620 to read as follows:

SEC. 101.0620 FENCES

A. PURPOSE AND INTENT

The purpose of this Section is to provide clear regulation of fences within the City of San Diego. It is intended that these provisions address the functional importance of fences as well as their role as a neighborhood design element.

B. DEFINITIONS

The following definitions shall be used for this Section:

1. Fence - a vertical barrier or enclosure constructed of any material which supports no load other than its own weight.

2. Fence height - the vertical distance measured, from the side of the fence that is exterior to the property and/or from the lowest adjacent ground level to the top of the fence material. In the case of wire fencing, height shall be measured by the width of the material used providing that when installed the material is directly adjacent to the ground level.

3. Open fence - a fence with openings, said openings, between the materials of which the fence is constructed, represent not less than 50 percent of the total surface of each five-foot linear section when viewed perpendicular to the face of the fence.

4. Retaining wall - a wall designed to resist the lateral displacement of soil or other materials; said materials being substantially equal in height to the height of the wall.

5. Sharp pointed fence - a barbed wire fence or a fence with spikes or other sharp points.

6. Solid fence - a fence which is not an open fence.

7. Visibility area - triangular portions of the property diagrammed in Illustration A of this Section. These triangles are situated at the point of intersection of public

rights-of-way, alleys and curb cuts. The triangles are formed by drawing three lines, one perpendicular and one parallel to the property line or right-of-way - either 25 feet in length at street rights-of-way, ten feet in length at alleys and driveways - and one line joining the other two lines diagonally.

8. Wall - a solid fence.

9. Wire fence - a fence whose principal material is wire. This includes, but is not limited to, chain link fences.

C. FENCE HEIGHT IN RESIDENTIAL ZONES

1. Within visibility areas, fences shall not exceed three feet in height.

2. In front of an established setback line or within the required front or street side yard, fences shall not exceed three feet in height, except as specified below:

a. An open fence not exceeding a height of three feet shall be permitted on top of solid fencing, also not to exceed a height of three feet, provided the fencing meets the following requirements:

(1) The fencing shall not exceed six feet in height, except as specified in paragraph C.2.b.

(2) Vertical elements, such as a column or post, shall be provided. Each vertical element shall have a minimum plan dimension of no less than

six inches and shall be spaced no further than 15 feet from the next element, as shown in Illustration B.

3. A horizontal element shall be provided, along the top of wire fence material; said element shall have no plan dimension of less than one and one-half inches, and shall have a minimum reveal of one and one-half inches, as shown in Illustration B.

(4) The solid fencing shall have a minimum depth of four inches and shall be constructed of wood, stucco masonry.

(5) All metal materials shall have a colored finish coat applied to them other than the galvanized metal.

b. Thirty percent of the length of the fencing may exceed the established fence height by not more than six inches.

3. Within a required interior side or rear yard:

a. A solid fence not exceeding six feet in height shall be permitted, except as specified in paragraph C.2.b.

b. An open fence not exceeding a height of three feet shall be permitted on top of solid fencing.

4. In all areas of the lot not located in front of an established setback line or within a required yard or visibility area, a fence shall be permitted to a maximum height of ten feet, except as follows:

a. Thirty percent of the length of the fencing may exceed the established fence height by not more than six inches.

b. Open fences enclosing tennis, badminton, volleyball and other recreational and public facilities.

c. Building, court and wing walls or other integral portions of a building.

5. On properties which have front or side property lines that abut a major street, prime arterial or freeway, as identified in the Progress Guide and General Plan, the following fences shall be permitted:

a. A fence not exceeding three feet in height except as specified in paragraph C.2.b.

b. An open fence not exceeding a height of three feet shall be permitted on top of solid fencing, also not to exceed a height of three feet, provided it meets the following requirements:

(1) Vertical elements, such as a column or post, shall be provided. Each vertical element shall have a minimum plan dimension of no less than six inches and shall be spaced no further than 15

feet from the next element, as shown in
Illustration B.

(2) A horizontal element shall be provided along the top of wire fence material; said element shall have no plan dimension of less than one and one-half inches, and shall have a minimum reveal of one and one-half inches, as shown in Illustration B.

(3) All metal materials shall have a colored finish coat applied to them, other than the galvanized metal.

(4) Thirty percent of the length of the fencing may exceed the established fence height by not more than six inches.

(5) The solid fencing shall have a minimum depth of four inches and shall be constructed of wood, stucco masonry.

(6) Said fencing shall not exceed three feet in the visibility areas.

c. A completely solid fence not exceeding a height of six feet, provided it meets the requirements outlined in paragraphs C.5.b.(1) through (5), and provided that no single plane of solid fencing shall exceed 120 square feet. The plane may be defined by horizontal or vertical elements of a minimum reveal of

four inches and a minimum width of 12 inches, as shown in Illustration C.

D. FENCE HEIGHT IN ALL OTHER ZONES

Fences in all zones other than the residential zones shall follow the regulations outlined in paragraph C., except there shall be no provision for visibility areas.

E. RETAINING WALLS IN ALL ZONES

1. The sum total of the height of all fences and/or retaining walls, located in front of an established setback line, or within the required front and street side yards, shall not exceed nine feet in height. Only one of these retaining walls, or combination open fences and retaining walls, shall extend to six feet in height. Also there shall be a horizontal separation between any such fencing equal to the height of the fencing below it, as shown in Illustration D.

2. The sum total of the height of all fences and/or retaining walls, located in the interior and rear yards shall not exceed twelve feet in height. Only one of these retaining walls, or combination fences and retaining walls, shall extend to six feet in height. Also there shall be a horizontal separation between any such fencing equal to the height of the fencing below it, as shown in Illustration D.

3. When a retaining wall or portion thereof borders an access to underground parking below street grade, that

portion of the retaining wall and any fence shall be measured from the street level.

4. When a retaining wall or portion thereof abuts a public alley, no horizontal separation between walls and fences shall be required.

5. Thirty percent of the length of the fencing may exceed the established fence height by six inches.

6. Any single plane of retaining walls exceeding three feet in height shall not exceed 120 square feet. The plane may be defined by horizontal or vertical elements of a minimum reveal of four inches and a minimum width of 12 inches, as shown in Illustration C.

7. In residential zones, a retaining wall and/or a fence shall not exceed three feet in the visibility areas.

F. SHARP POINTED AND ELECTRICALLY-CHARGED FENCES

1. Sharp pointed fencing shall be permitted for agricultural uses in the agricultural and floodway zones.

2. Sharp pointed fencing not exceeding a height of three feet shall be permitted in industrial zones on top of a minimum six foot high fence.

3. Sharp pointed fencing shall not project beyond property lines.

4. Sharp pointed fencing shall not be allowed in any zones not mentioned in this section.

5. Electrically-charged fencing approved by the Underwriter's Laboratory (or other testing laboratories officially recognized by the Building Inspection Department) shall be permitted for agricultural uses in the agricultural zones provided all portions of such fencing are located a minimum of 600 feet from a residential zone. All electrically-charged fencing shall bear an identifying and warning sign every 100 linear feet or fraction thereof.

G. FENCES - MAINTENANCE AND REPAIR

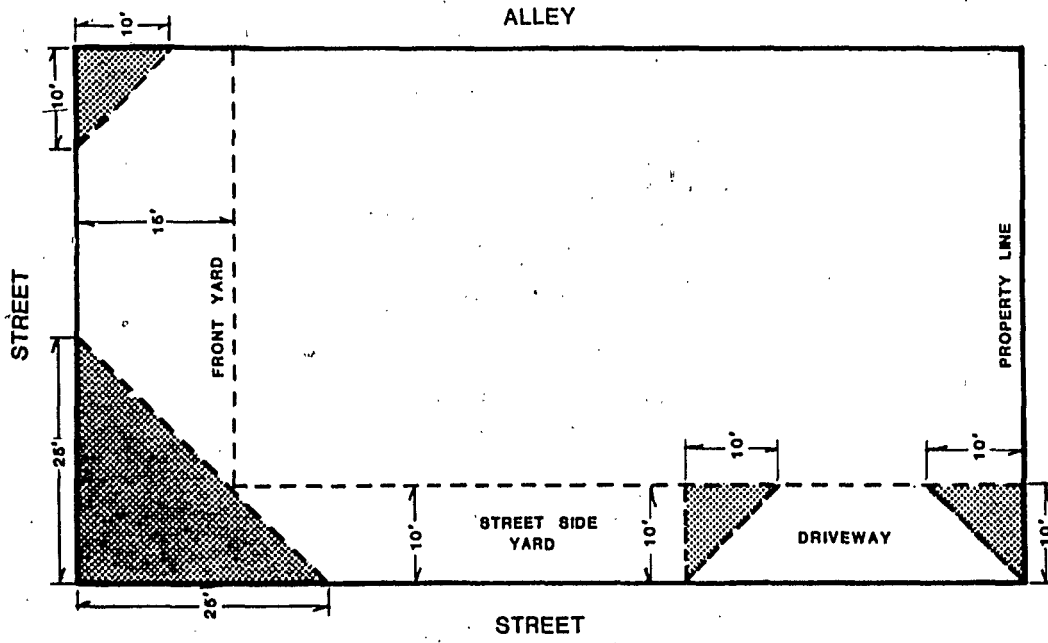
All fences (including retaining walls) shall be constructed of new or good used material and in accordance with the methods of construction which conform to the requirements of the Uniform Building Code. Additionally, they shall be maintained in a state of good repair. Any dilapidated, dangerous or unsightly fences or retaining walls shall be repaired or removed.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

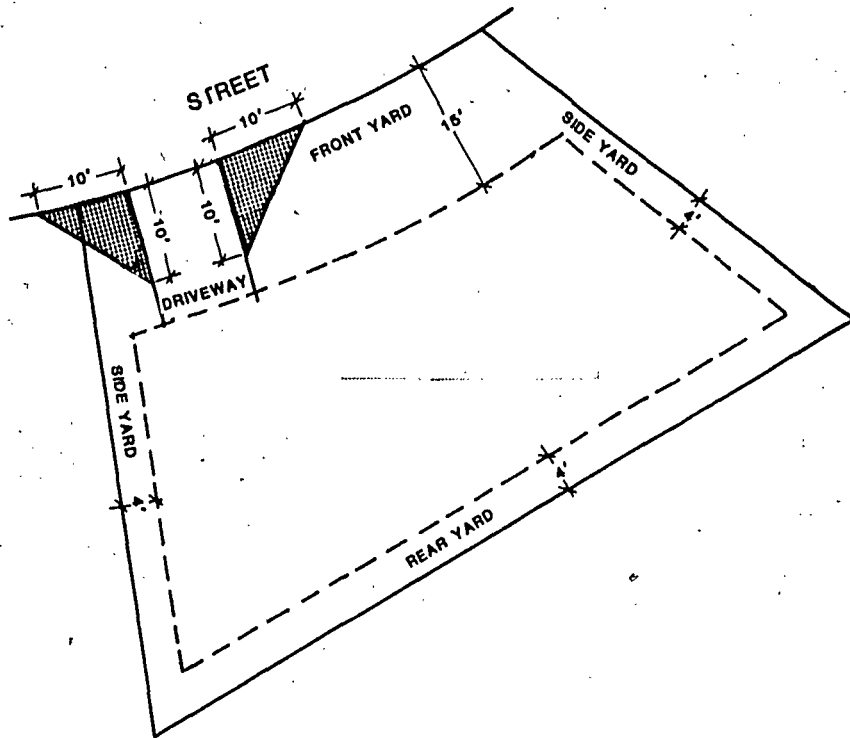
APPROVED: John W. Witt, City Attorney

By Frederick C. Conrad
Frederick C. Conrad
Deputy City Attorney

FCC:cc:600
03/31/86
Or.Dept:Plan.
O-86-160
Form=o.none



RECTANGULAR CORNER LOT



VISIBILITY AREAS

INTERIOR LOT WITH CURVED FRONTAGE

NOTE: Driveway may be on or off the premises.



ILLUSTRATION A VISIBILITY AREAS

1 1/2" X 1 1/2" MIN. DIMENSION
AND 1 1/2" MIN. REVEAL ON HORIZONTAL ELEMENT
NOTE : THIS IS REQUIRED BECAUSE
THIS IS A WIRE FENCE.

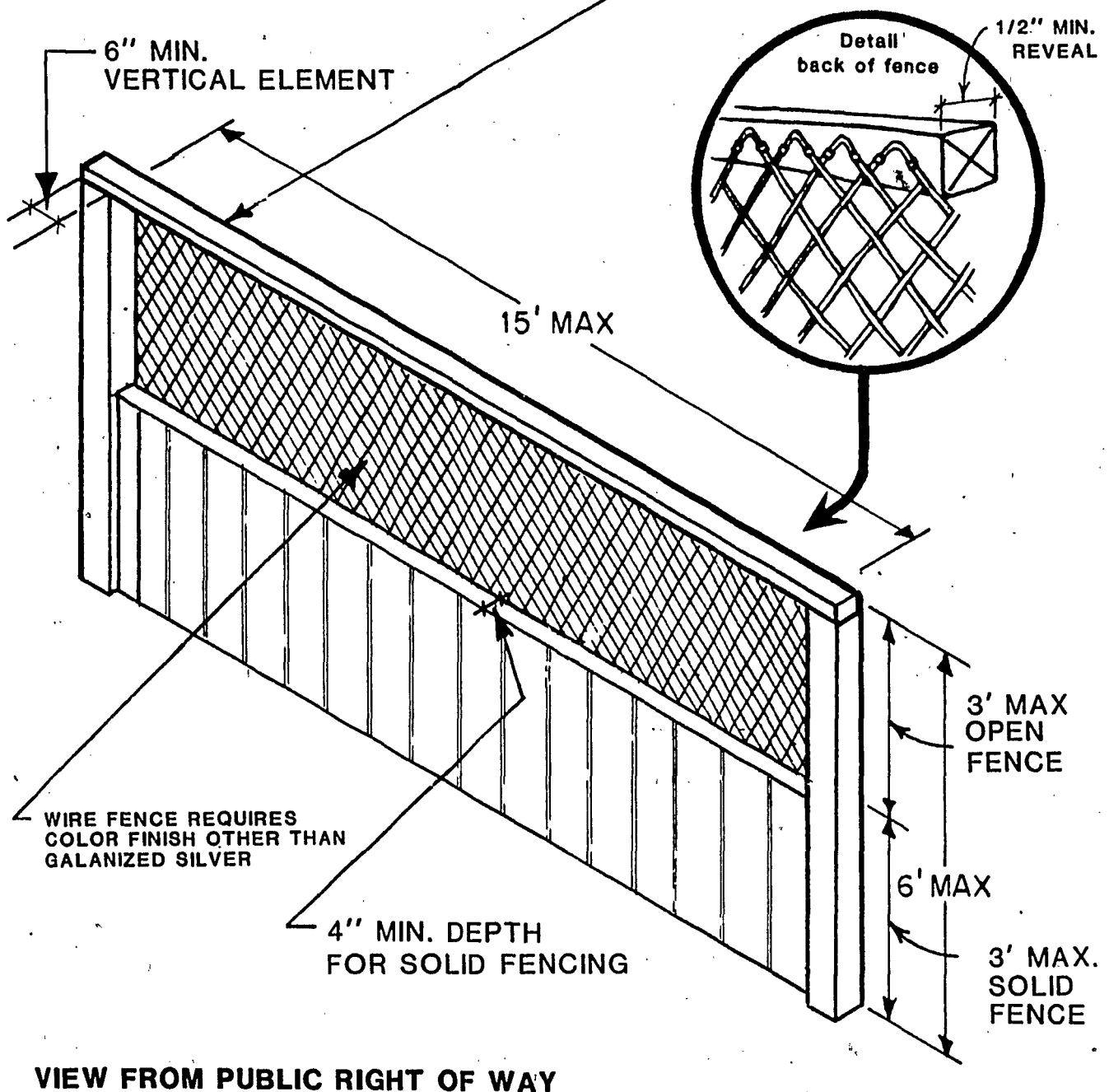


ILLUSTRATION B

OPEN FENCE REQUIREMENTS

CITY OF SAN DIEGO · PLANNING DEPARTMENT

00538

0-16643

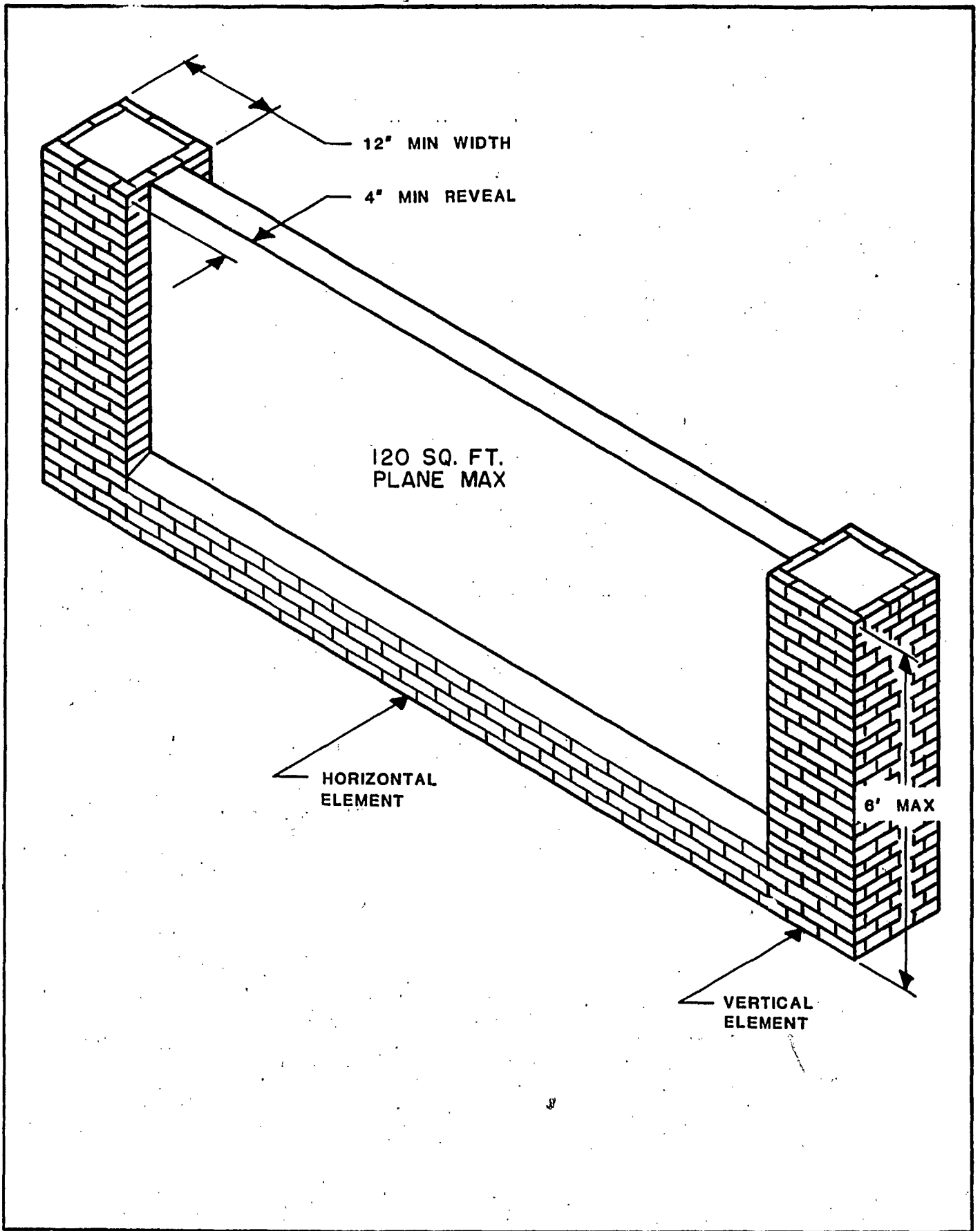


ILLUSTRATION C
SOLID FENCE REQUIREMENTS

CITY OF SAN DIEGO · PLANNING DEPARTMENT

0-16643

00539

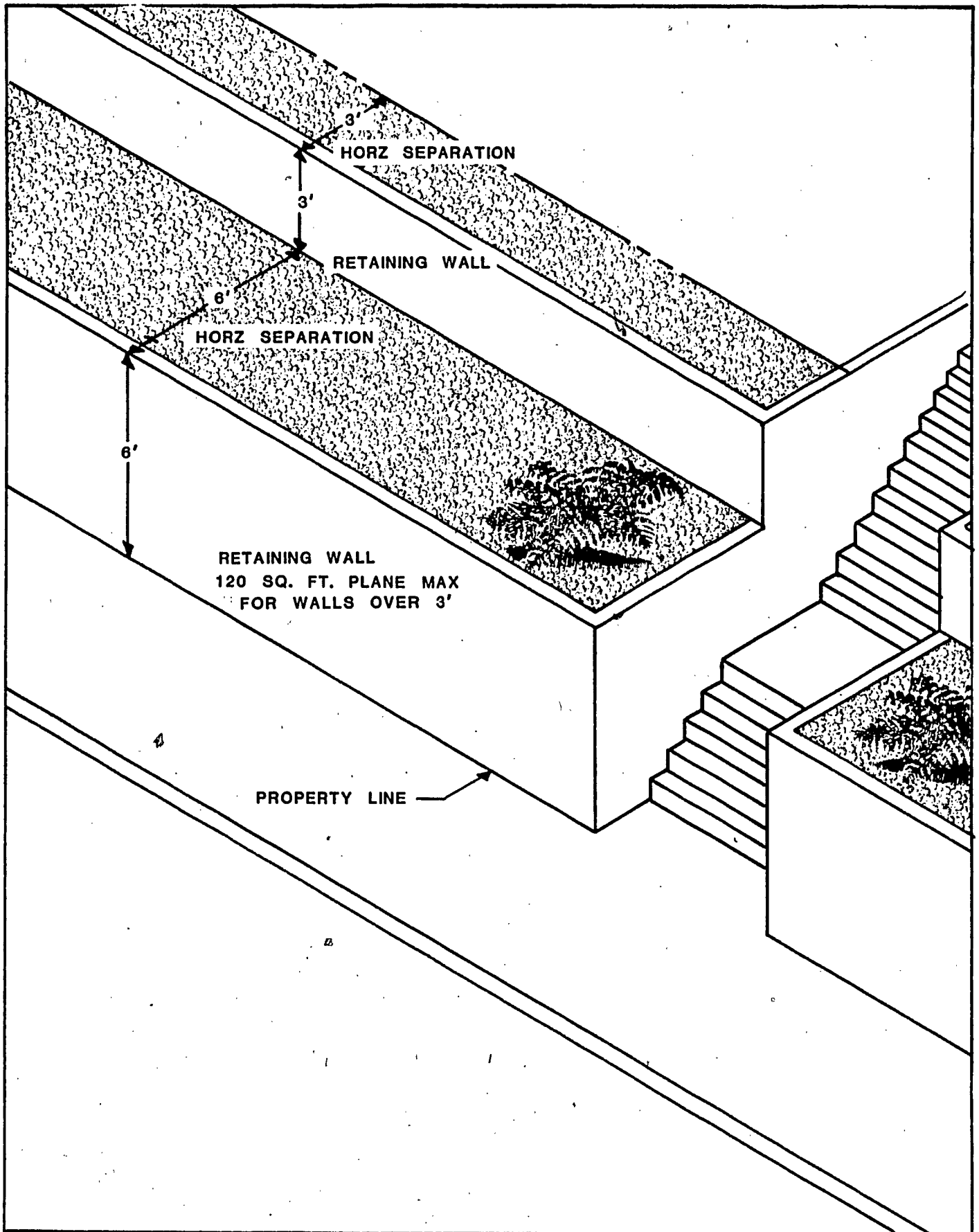


ILLUSTRATION D
RETAINING WALL REQUIREMENTS

00540



MAY 19 1986

Passed and adopted by the Council of The City of San Diego on
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> VACANT

AUTHENTICATED BY:

ED STRUIKSMA
Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By *Wayne L. Portecorn*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

MAY 06 1986

MAY 19 1986

....., and on

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By *Wayne L. Portecorn*, Deputy.

Office of the City Clerk, San Diego, California

00541

Ordinance Number 0-16643 Adopted MAY 19 1986

RECEIVED
CITY CLERK'S OFFICE
1986 APR -7 PM 4: 23
SAN DIEGO, CALIF.

00542

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C STREET 12TH FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF
AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 6 OF THE SAN DIEGO MUNICIPAL
CODE

NO.

Thomas D. Kelleher

I, _____, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NUMBER O-16643 (NEW SERIES)

AN ORDINANCE AMENDING CHAPTER X, ARTICLE 1, DIVISION 6 OF THE SAN DIEGO MUNICIPAL CODE BY REPEALING SECTIONS 101.0621, 101.0621.1, 101.0621.2, 101.0622, 101.0623, 101.0624 AND 101.0625, AND BY AMENDING SECTION 101.0620 RELATING TO FENCES.

The ordinance amends the Municipal Code by revising the provisions which relate to fences. All regulations relating to fences are included in Municipal Code Section 101.0620. Revisions are incorporated that establish the maximum height of fences within various areas of lots and the development regulations applicable to fences.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 12th Floor, City Administration Building, 202 C Street, San Diego, CA 92101.

INTRODUCED ON MAY 6, 1986
Passed and Adopted by the Council of The City of San Diego on MAY 19, 1986

AUTHENTICATED BY: ED STRUIK SMA
Deputy Mayor of The City of San Diego, CA
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, CA
(SEAL)

By MAYDELL L. PONTECORVO, Deputy
Pub. June 16

49533

ORDINANCE NUMBER O-16643

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

JUNE 16, 1986.

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 16 day of June, 19 86.

Thomas D. Kelleher

(Signature)

00543

2 1/4 x 2 = 43.92