

The Corporation of the Municipality of South Huron

By-Law 51-2005

A By-Law to regulate residential fences

Office Consolidation of By-Laws 51-2005 and 19-2010

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The Corporation of the Municipality of South Huron

By-Law 51-2005

Being a By-law to regulate residential fences in settlement areas

Whereas Section 11(1) 7 of the Municipal Act 2001, S.O. 2001, C.25 authorizes a municipality to pass by-laws respecting matters relating to structures including fences;

And Whereas Council of the Corporation of the Municipality of South Huron deems it expedient to regulate fences in settlement areas of the municipality;

Now therefore Council of the Corporation of the Municipality of South Huron enacts as follows:

1.1 Definitions:

“Fence” shall mean a barrier comprised of wooden or metal posts, wire mesh, masonry wall, berm, hedges, or barriers of any construction or kind whatsoever, used as a boundary or means of enclosure.

“Road” includes a common and public highway, street, avenue, or parkway, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.

2.0 General Provisions:

In a settlement area, a fence on a residential lot over 1 metre in height shall not be established closer than 2.0 metres to any lot line fronting a road. This provision includes swimming pool fences. For corner lots, the provisions of the Site Triangle Section of the zoning by-law shall also apply.

3.0 Enforcement:

Fences established prior to the passing of this by-law shall be deemed in compliance with the provisions herein. This By-law shall be enforced by the Chief Building Official of the Municipality of South Huron.

**4.0 Amended by By-Law 19-2010**

Penalty:

Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P33.

5.0 This By-law shall come into full force and effect on the date of its final passing.