

**RESOLUTION 2012-28**

(5-9-12)

**RESOLUTION BY THE STORM WATER AND WASTEWATER COMMITTEE ADOPTING  
POLICIES AND CONDITIONS FOR THE ISSUANCE OF FENCE PERMITS IN THE  
VILLAGE OF STURTEVANT**

WHEREAS, there is a need to approve policies and conditions for the issuance of fence permits in drainage easements to minimize flooding possibilities while allowing residents to construct fences on their property.

NOW THEREFORE, the Village Board of the Village of Sturtevant, Racine County, Wisconsin does hereby resolve that the policies and conditions in regard to the construction of fences as set forth in Exhibit A, which is attached hereto and incorporated herein, are hereby authorized, adopted and approved

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 15<sup>th</sup> day of May, 2012.

Village of Sturtevant

By \_\_\_\_\_  
Steven Jansen, President

Attest \_\_\_\_\_  
Mary Cole, Village Clerk

## Exhibit A-Resolution 2012-28

### Fence Permit Language

The construction of fences in recorded drainage easements is permitted only under the following terms and conditions:

1. Fencing can not adversely impede or obstruct the flow of water through the drainage easement.
2. Fence styles must have adequate openings to allow surface water to pass through i.e. split rail, spaced picket, shadow box.
3. Fences that have no space between pickets or boards do not allow unimpeded and unobstructed flow of surface water and are not permitted.
4. Construction of the fence must not change the surface grade in a way that adversely impedes or obstructs the flow of water through the drainage easement.
5. Utilities such as electrical lines and storm water lines are often buried in the drainage easement and access to these utilities can not be obstructed. If a utility or the Village needs to get access to an underground utility, they will remove any obstructing fence and will not compensate the landowner for any damage to the fence and will not reinstall the obstructing fence once work is completed.
6. It is recommended that fences crossing the drainage easement have a gate or a removable section to allow a utility or Village truck to get in and access the underground utility.
7. The granting of a permit by the Village does not relieve a landowner of responsibility to other landowners if the fence causes drainage problems on other properties.
8. The granting of a permit by the Village does not relieve a landowner from any obligation to comply with any applicable restrictive covenants, zoning ordinances or building codes that apply to the parcel.