

**BOROUGH OF FANWOOD  
ZONING REVIEW: FENCE PERMIT**

Submission of this form initiates a review to determine whether the placement, height & type of fence that you wish to install meets zoning requirements.

In all cases, you must secure a Construction Permit from the Building Department to legally erect a fence in Fanwood.

Name \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Zone: \_\_\_\_\_

Block: \_\_\_\_\_ Lot: \_\_\_\_\_

Fence height: \_\_\_\_\_

Fence type: \_\_\_\_\_ Solid: \_\_\_\_\_ Open: \_\_\_\_\_

*(example: stockade fence is solid, picket fence is open)*

**Please submit a copy of the survey for the property. Indicate on the survey the location of the fence.**

**Note:**

- The “good side” of the fence must face out.
- If you wish to have a solid fence in a *front* yard, plantings are required on the street side of the fence.

Fee: **\$ 15** \_\_\_\_\_

Signed: \_\_\_\_\_  
(homeowner or contractor)

Date: \_\_\_\_\_

Approved by: \_\_\_\_\_  
(Zoning Officer)

Date: \_\_\_\_\_

## § 184-125. Fences (R-75 / R-150 Zones).

The following regulations apply to fences and freestanding walls. In addition, fences required for enclosing swimming pools and hot tubs by the New Jersey Uniform Construction Code shall be required to comply with the requirements of said Code as well as the following regulations. Notwithstanding the foregoing, recreational facility enclosures as regulated in 184-134F shall be exempt from the provisions of this section.

- A. In the case of through lots, fences and freestanding walls shall not be erected, altered or reconstructed so as to extend any closer to the rear lot line than a distance equal to the prevailing legal front yard requirement. [Amended 6-14-2001 by Ord. No. 01-10R]
- B. Fences and freestanding walls shall be permitted in front, side and rear yards.
- C. Fences and freestanding walls shall not exceed four feet in height when located in the front yard or, in the case of a corner lot, when located in the front yard, street side yard or in any portion of the rear yard which is closer to the abutting street than the principal building on the lot, or the minimum street side yard setback, whichever is more restrictive.
- D. Fences and freestanding walls shall not exceed six feet in height when located in the side yard or rear yard, except when more stringent requirements apply in certain circumstances when located on corner lots, as set forth in Subsection C above.
- E. Solid and chain link fences shall not be erected forward of any house line facing any street, unless said fence shall be fully screened by shrubbery.
- F. Fences and freestanding walls may abut the property line without any required setback; provided, however, in cases where a fence or freestanding wall in the side or rear yard is permitted to exceed six feet in height by variance, such fence or freestanding wall shall be set back from any property line a distance of at least one foot for each foot of height in excess of six feet.
- G. No fence or aboveground wall shall be located on any property in any way which violates the provision of the Borough Code which provides for sight triangles at street corners.
- H. In the event that both sides of a fence or freestanding wall are not identical, the finished/preferred side shall be required to face the street and/or abutting properties, as applicable.
- I. Fences or freestanding walls which may present a danger or hazard to the public welfare, including but not limited to fences or freestanding walls which are electrified, contain broken glass, razor wire or barbed wire, or other sharp edges, are prohibited.
- J. Approval by the Borough Engineer shall be required for such erection, relocation, alteration or other construction involving any fence or freestanding wall located within a street right-of-way.

## § 264-4. Fencing (Pools).

All outdoor private swimming pools shall be enclosed by a substantial fence not less than 48 inches in height so constructed as not to have openings, holes or gaps larger than four inches in any dimension, except for doors and gates, and which shall have a similarly substantial gate the same height as the fence with facilities for locking said gate when the pool is unguarded. Said gate is to be kept closed and locked at all times except when it is open for the purpose of ingress and egress. The provisions of this section shall not apply to wading pools, to public swimming pools or to private club swimming pools.