

VILLAGE OF SAVOY
CHAMPAIGN COUNTY, ILLINOIS

ORDINANCE 2021-O-04

AN ORDINANCE AMENDING PORTIONS OF TITLE 15 CHAPTER 15.30
OF THE SAVOY MUNICIPAL CODE

Passed by the Board of Trustees and
Approved by the President of Village of Savoy, Illinois
On March 3, 2021

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Savoy, Champaign County, Illinois, this 3rd day of March, 2021.

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AN ORDINANCE AMENDING PORTIONS OF TITLE 15 CHAPTER 15.30
OF THE SAVOY MUNICIPAL CODE

WHEREAS, the Board of Trustees considered revisions to the Chapter 15.30 of the Savoy Municipal Code during Study Session 2021-05 on February 17, 2021; and

WHEREAS, the reasonable regulation and control of fences within the Village serves to promote the equitable use of property by residents while providing for the public interest; and

WHEREAS, the President and the Board of Trustees find the proposed amendments to be reasonable and in the best interest of the Village and its residents.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF SAVOY, ILLINOIS, AS FOLLOWS:

Section 1. Section 15.30.010 of the Savoy Municipal Code is hereby amended to now read, in its entirety, as follows:

15.30.010 - Definitions.

- A. "Decorative fencing" means a fence structure that is intended to enhance the appearance of a property, garden or other landscaping.
- B. "Fence" means a freestanding structure intended to restrict, direct or prevent movement across a boundary, provide safety and security, privacy, trespassing and/or to keep children and pets from wandering away.
- C. "Wall" means a continuous vertical brick or stone structure with restricted visibility that encloses or divides an area of land.

Section 2. Section 15.30.020 of the Savoy Municipal Code is hereby amended to now read, in its entirety, as follows:

15.30.020 - Fence Regulations, Requirements, and Approval Procedure.

- A. Fences in Rear or Side Yards of R-1, R-2, and R-2A Residential Zoned Lots.
 - 1. Fences shall be permitted in all side and rear yards within said residential zoned districts. No portion of any fence shall exceed 6 feet in height when measured vertically from grade.
 - 2. Fences in the rear or side yards may be constructed up to the lot lines.

3. Existing fences in violation of Section 15.30.030, fences prohibited, which violate the provisions of this section shall be removed within thirty (30) days of written notice of the Village.
4. No fence shall be constructed without a valid J.U.L.I.E locate and lot pins exposed.
5. Fences in rear or side yards shall be at least seventy-five percent (75%) solid, and spacing of fence boards shall be installed so that a four-inch sphere cannot pass between adjacent boards.
6. No fence shall impede or alter the drainage of the lot on which it is placed.
7. No fence shall transverse a driveway. Any fence that abuts a driveway must maintain a 15-foot by 15-foot visibility triangle. Said visibility triangle shall be measured at the property line and the driveway edge.

B. Fences in Front Yards of R-1, R-2 and R-2A Residential Zoned Lots.

1. Decorative transparent fences shall be permitted in the front yard within said residential zoned districts. No portion of any front yard fence shall exceed 4 feet in height when measured vertically from grade.
2. The fence shall not encroach in any front yard utility easement or within any public right-of-way nor shall such fencing be located within one foot of the public right-of-way.
3. For the purpose of this Chapter, corner lots shall have one front yard. The front yard shall be defined the portion of the corner lot which abuts the street that provides the corner lot's ☐ ☐ housing address.

C. Fences in Zoning Districts Other Than R-1, R-2, and R-2A Districts.

1. Fences within the AG-1, R-3, R-4, R-5, P-1 and all commercial and industrial zoned districts are subject to administrative site plan approval by Village staff, the architectural review, and the aesthetic review as required elsewhere in the Savoy Municipal Code.

D. Fences permitted by this Section 15.30.20(B) shall consist of:

1. Treated wood or naturally resistant wood such as redwood, cedar, cypress or other similar woods; or
2. Decorative split face concrete block, masonry, or brick matching the architectural features of the lot's structure(s); or
3. Synthetic material such as vinyl and polyvinyl chloride; or
4. Metal materials such as aluminum and wrought iron; or

5. Recycled material, which replicates any of the materials listed above.

E. Fences Prohibited in Visibility Triangle.

1. Fences shall not be located within any visibility triangle, as defined in Chapter 12.24 in any zoning district within the Village.

Section 3. Section 15.30.030 of the Savoy Municipal Code is hereby amended to now read, in its entirety, as follows:

15.30.030 - Fences Prohibited.

- A. No person shall erect or maintain anywhere within the Village a chain linked, wire, or similar fence, in a residential front yard, or any fence equipped with or having barbed wire, razor wire, spikes or similar device, or any electric charged fence sufficient to cause shock.
- B. Existing fences in violation of this Chapter, as of March 3, 2021, shall be permitted to remain in place. However, if 1/3 of the total fence construction, or components thereof, are repaired or replaced, said fence shall be repaired, replaced, or reconstruction in conformity with the regulations and standards of this Chapter.
- C. Any fence erected or maintained in violation of this Chapter, aside from the exemption articulated in Section 15.30.030(B), shall be removed within thirty (30) days of notification by the Village.
- D. If a fence in violation of this Chapter is deemed by the Village to cause an immediate hazard to persons, property, or animals, the owner shall remove such fence within the period specified by the Village notification.
- E. The Village may take such emergency measures to protect public health and safety with respect to a fence in violation of this Chapter. This may include entry upon the property to remove or nullify the hazard presented by such fence.

Section 4. Section 15.30.040 of the Savoy Municipal Code is hereby amended to now read, in its entirety, as follows:

15.30.040 – 8-Foot Fence Height.

- A. Upon application, made by the property owner or their duly authorized representative, the construction of a fence, with no portion of said fence exceeding 8-feet in height when measured vertically from grade, shall be permitted along any residential property line which abuts a non-residential use or abuts a major arterial street.

Section 5. Section 15.30.050 of the Savoy Municipal Code is hereby amended to now read, in its entirety, as follows:

15.30.050 - Maintenance.

- A. Owners shall replace and repair damaged, rotted or missing fence panels or walls.
- B. Owners shall remove all graffiti visible from the exterior (outside) side of a fence
- C. Owners shall complete all maintenance within thirty (30) days of the occurrence causing the damage necessitating the repair or replacement.

Section 6. Section 15.30.060 of the Savoy Municipal Code is hereby amended to now read, in its entirety, as follows:

15.30.060 - Permit.

- A. An application for a fence permit shall be submitted for construction or erection of all fences within a residential zoning district. Such permit shall include, but is not limited to, the following:
 - 1. A legal description of lot.
 - 2. A site plan showing the location of the fence on the property.
 - 3. Location of any utility easements, manholes, or other utility devices that could potentially be blocked by the fence.
 - 4. Indicate the height, dimensions, and material of the proposed fence.
 - 5. A permit fee of twenty-five dollars (\$25.00).
 - 6. Any permit applicant whose application is denied may appeal such denial pursuant to the permit denial provisions of Chapter 15.04 of the Savoy Municipal Code.

Section 7. All code provisions, ordinances, resolutions, and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded and all others shall remain in full force and effect. This Ordinance shall be published in pamphlet form as provided by law.

Section 8. This Ordinance shall be in full force and effect upon passage and approval, as provided by the Illinois Municipal Code, as amended.

ORDINANCE 2021-O-04

APPROVED:

Joan Dykstra
Village President

ATTEST:

Kimberly Leese
Deputy Village Clerk

VOTING ON ORDINANCE 2021-O-04

	Aye	Nay
John P. Brown, Trustee	_____	_____
Heather Mangian, Trustee	_____	_____
Jan Carter Niccum, Trustee	_____	_____
A. J. Ruggieri, Trustee	_____	_____
Dee Shonkwiler, Trustee	_____	_____
Bill Vavrik, Trustee	_____	_____
Joan Dykstra, President	_____	_____