

**COMMON COUNCIL OF THE CITY OF HOBART, INDIANA
Ordinance No. 2015- 22**

An Ordinance Regulating the Manner of Installing Fences in the City of Hobart

WHEREAS, the Common Council (“Council”) of the City of Hobart, Indiana (“City”) has been informed that there is a need to regulate the installation of fences as to their orientation and appearance within the City; and

WHEREAS, the Building Department has requested a specific rule to be embodied in an ordinance included in the Hobart Municipal Code requiring that fences at or near boundary lines of real estate parcels be constructed with the fence poles or support structures facing to the interior of the property; and

WHEREAS, the Council, through this Ordinance, desires to enact such a rule governing all fences installed within the City.

THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart as follows:

SECTION ONE. The Municipal Code of the City of Hobart (“Code”), in Title XV entitled “LAND USAGE,” in Chapter 150 entitled “BUILDING REGULATIONS; CONSTRUCTION,” hereby adds a new section to be designated §150.014 and entitled “FENCE CONSTRUCTION” which shall read as follows:

§150.014. FENCE CONSTRUCTION.

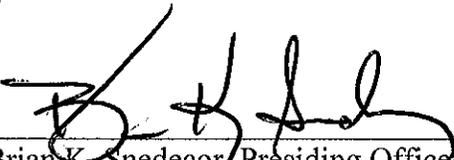
All fences constructed within the City which are at or near the boundary of a parcel of real estate shall be installed so that the fence poles and supporting structures are entirely facing the interior of the real estate and away from the boundary. The Board of Public Works and Safety may grant waivers of this requirement only for good cause shown. Violations of this section shall be within the jurisdiction of the City Court as in the case of other ordinance violations and are subject to the penalties prescribed in §10.99 of the Municipal Code. No fence in existence as of the taking effect of this section and previously installed in a manner inconsistent with this section shall be in violation hereof, but such fence shall comply with this section upon its replacement or substantial reconstruction. The Building Commissioner is empowered to enforce this section by the issuance of warnings and citations.

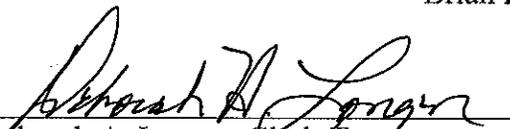
SECTION TWO: This ordinance shall become effective upon its adoption in the manner required by law, and upon publication thereof pursuant to I.C. §36-

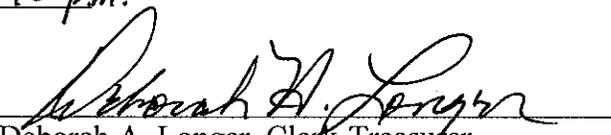
3-4-6-14(b) in two newspapers of general circulation published within the City pursuant to I.C. §5-3-1-4 (a).

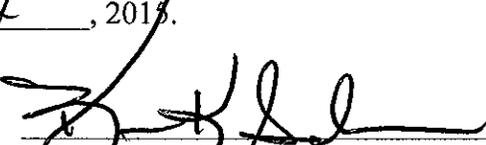
SECTION THREE: All ordinances or portions thereof in effect prior to the effective date and in conflict with the provisions of this ordinance are hereby repealed.

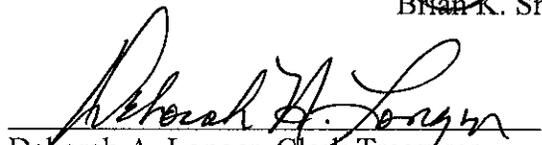
ALL OF WHICH is PASSED and ADOPTED by the Common Council of the City of Hobart, Indiana on this 19th day of August, 2015.


Brian K. Snedecor, Presiding Officer

ATTEST: 
Deborah A. Longer, Clerk-Treasurer

PRESENTED by me to the Mayor of the City of Hobart on the 19th day of August, 2015 at the hour of 6:45 pm.

Deborah A. Longer, Clerk-Treasurer

APPROVED, EXECUTED and RETURNED by me to the Common Council of the City of Hobart on this 19th day of August, 2015.

Brian K. Snedecor, Mayor

ATTEST: 
Deborah A. Longer, Clerk Treasurer