

RESOLUTION NO. 2021-02

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, CLARIFYING THE CIRCUMSTANCES IN WHICH A FENCE PERMIT IS REQUIRED

WHEREAS, the Zoning Code, Chapter 58, of the Code of Ordinances for the Town of Haverhill requires a building permit for “the construction of any building”; and

WHEREAS, the term “building” is defined in the Zoning Code to mean “anything constructed or erected which requires permanent location on the ground or is attached to anything having a permanent location on the ground”; and

WHEREAS, the term “building” specifically includes “walls” and “fences”; and

WHEREAS, the Town Council of the Town of Haverhill encourages the residents of the Town to maintain their property, and to repair and replace damages structures, such as fences, as may be necessary from time to time; and

WHEREAS, the Town Council has determined that maintenance and repair of a fence by a single-family residential property owner should not require a permit, unless such fence was not permitted when first installed; and

WHEREAS, Section 2328 of the Florida Building Code, which the Town has adopted, prescribes certain requirements for wood fencing:

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Haverhill, Florida, that the following policy shall be applied for all single-family residential property within the Town of Haverhill:

1. Any repair or maintenance of an existing fence, including the replacement of portions thereof, that was previously permitted by the Town Building Department, may occur without a permit provided the height or length of the original fence is not increased,

or the fence expanded or reconfigured on the property. All such repair and maintenance shall be done in a manner consistent with the original permitted installation.

2. Any repair or maintenance of an existing fence, including the replacement of portions thereof, that was previously permitted by the Town Building Department, that increases the height or length of the originally permitted fence, or expands or reconfigures the layout of the original fence, shall require a permit.

3. Any repair or maintenance of an existing permitted fence that changes the material used from the material in the original permitted fence, shall require a permit.

4. Notwithstanding the foregoing, any single-family residential property owner utilizing the services of a contractor to repair and maintain a fence, shall obtain a permit.

5. All repair, maintenance, and replacement of fences, or parts thereof, shall comply with the Florida Building Code, including Section 2328 regarding wood fences, and such other applicable provisions, as may be amended from time to time.

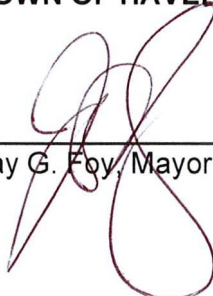
DONE AND RESOLVED by the Town Council of the Town of Haverhill, Florida this 25 day of March, 2021.

Attest:



Janice C. Rutan, Town Administrator

TOWN OF HAVERHILL, FLORIDA



Jay G. Foy, Mayor