

ORDINANCE NO. 665

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON ESTABLISHING MAXIMUM HEIGHTS AND RESTRICTIONS ON FENCES AND HEDGES, PROVIDING FOR REGULATION AS A PART OF THE BUILDING CODE OF THE CITY OF KIRKLAND, AND PRESCRIBING PENALTIES FOR THE VIOLATION OF RESTRICTIONS.

THE CITY COUNCIL OF THE CITY OF KIRKLAND, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The maximum height to which fences along street lines may be built, shall be not more than 42 inches above the ground level at the base of the fence, or at the center line of the adjoining street, whichever is the higher, except that in no case may the top of the fence on a corner lot be in excess of five feet above the elevation of the intersection of the adjoining streets.

Section 1a. Wherever necessary on corner lots the fences shall be set back as specified by the City Engineer, to permit safe sight distance to prevent the creation of a traffic hazard.

Section 2. The maximum height to which fences along property division lines may be built, shall be not more than 42 inches above the ground level at the base of the fence, or the general level of the higher of the two properties being separated. This limit to height of fences shall extend from the front property line back to the front building line, as established by the existing buildings in the block, provided that the building line is not closer than 10 feet from the property line. From the front building line to the rear lot line, division line fences may be built to a height of not more than 6 feet above the ground level of the higher of the two properties being separated. The maximum height for side fences, except those adjacent to the street, and back fences may be increased not to exceed 8 feet upon written permission by the City Engineer and the adjacent property owner.

Section 3. The maximum height to which rear line fences may be built, shall be not more than 6 feet above the ground level at the base of the fence, or the general of the higher of the two properties being separated, where no alley or traffic-way exists. This maximum height shall be stepped down to not more than 42 inches at all street intersections, back to the building

line, as established by the buildings in the block, or to a point which is 10 feet from the street line, whichever is the greater.

Section 4. Fences around Industrial Plants, Hospitals, Schools, Churches and/or Institutional sites, may be of any necessary height, but when they are built to a height in excess of 42 inches, they shall be constructed of a wire net material with a mesh of not less than 2 inches. Any variations or exceptions must be approved by Council after recommendation by City Engineer.

Section 5. Fences may be constructed of wood, masonry, wire or grown as hedges. All wooden fences must be treated to prevent discoloration and deterioration from weather. All construction to be done in such a manner as to leave no sharp or protruding ends, barbs or projections. Hedges, which may consist of rows of trees, shrubs or other growing bushes, must be of a type of tree, shrub, or bush which has no spines or thorns and shall be kept trimmed down to or below the maximum allowed height, and back to the inner edge of the sidewalk area.

Section 6. The owner or tenant of property where existing fences do not conform to these regulations shall be required, on 30 days notice by City Engineer or other official designated by Council of the City of Kirkland, to correct such non-conformance.

Section 7. No deviation may be made from these regulations, except with the written approval of the City Engineer, with the right of appeal to the City Council.

Section 8. Upon the passage of <sup>this</sup> ~~an~~ Ordinance regulating the construction of fences within the city limits of the City of Kirkland, such regulations shall become a part of the Building Code of the City of Kirkland and shall be administered in connection therewith.

Section 9. This Ordinance shall be in force five days from and after its passage by the Council, approval by the Mayor and publication according to law.

Introduced the 20<sup>th</sup> day of September, 1954.

Passed and approved the 4<sup>th</sup> day of October, 1954.

Alfred E. Peland  
Mayor

Attest:

Loren L. Vitch  
City Clerk

Approved as to form:

Charles W. Johnson Jr  
City Attorney

I hereby certify that the foregoing is a true and correct copy of an Ordinance of the City of Kirkland and that the same was published or posted according to law, said Ordinance being No. 665 and entitled "An Ordinance as above."

Loren L. Vitch, City Clerk