



## Legislation Text

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**File #:** 191075., **Version:** 1

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### **Install a 6 foot tall privacy fence in the side and rear yard of a single-family dwelling (B)**

**Petition HP-20-14. Ryan Duffy, owner. Certificate of Appropriateness to install a fence in the side and rear yard of a single-family dwelling. Located at 610 NE Boulevard. This building is a contributing structure to the Northeast Residential Historic District.**

The applicant is proposing to replace an existing 6 foot privacy fence that runs in the back of the house for 30 feet with a new 6 foot privacy fence that would be installed to enclose the back yard of the property. One end of the fence would be connected to the back side of the house and the other end would be connected to the side of the house on NE 6<sup>th</sup> Avenue. The fence will not enclose the existing water and gas meters. The fence will be a board on board style with the maximum height of 6 feet. The plans indicate that the fence will run to the existing public sidewalk along NE 6<sup>th</sup> Street and then run for 22 feet along the sidewalk until turning back towards the house.

In the past the HPB has heard discussion about fencing on corner lots in the neighborhood. At a July 7, 2015 meeting during a request to address the board, it appeared that the board could be satisfied with a six foot fence that was solid for four feet in height and then more of an open design for the remaining two feet in height. They also indicated that the location of the fence relative to the sidewalk would be a factor in their decision. The staff recommendations take into account the comments of the board from the July HPB meeting. The board should deliberate on the height issue of the fence proposed next to the public sidewalk.

Staff recommends approval of the application with the following conditions:

- The portion of the fence along NE 6<sup>th</sup> Avenue can be solid for up to four feet in height and then have a more open design for the remaining two feet in height, for a total of no more than six feet in height.
- The portion of the fence along NE 6<sup>th</sup> Avenue should be set back at least five-feet from the back of the sidewalk.