



THE CORPORATION OF THE TOWNSHIP OF
ASHFIELD-COLBORNE-WAWANOSH

BY-LAW NUMBER 21-2006

**BEING A BY-LAW TO REGULATE RESIDENTIAL FENCES IN SETTLEMENT
AREAS OF THE TOWNSHIP OF ASHFIELD-COLBORNE-WAWANOSH**

WHEREAS section 11 (1) 7 of the Municipal Act 2001, S.O. 2001, C.25 authorizes a municipality to pass by-laws respecting matters relating to structures including fences;

AND WHEREAS Council of the Corporation of the Township of Ashfield-Colborne-Wawanosh deems it expedient to regulate fences in settlement areas of the Township;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP
OF ASHFIELD-COLBORNE-WAWANOSH ENACTS AS FOLLOWS:**

1. Definitions:

- a. "Fence" Shall mean a barrier comprised of wooden or metal posts, wire mesh, masonry wall, wood, plastic/vinyl, or stone, used as a boundary or means of enclosure.
- b. "Road" includes a common and public highway, street, avenue, or parkway, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.

2. GENERAL PROVISION

In a settlement area, a fence on a residential lot shall not be established closer than 2.0 metres to any lot line fronting a road. For corner lots, the provisions of the Site Triangle Section of the zoning by-law shall also apply.

The maximum height of a fence in the front yard shall not exceed 1.3 metres.

The maximum height of a fence in the rear and side yards shall not exceed 2.0 metres.

3. ENFORCEMENT

Fences established prior to the passing of this by-law shall be deemed in compliance with the provisions herein. This By-law shall be enforced by the By-Law Enforcement Officer of the Township of Ashfield-Colborne-Wawanosh. It will be at the discretion of the By-Law Enforcement Officer to determine if the type of fence is in compliance with Definitions 1 (a).

4. PENALTY

Every person who contravenes any provision of this by-law is guilty of an offence and is liable, upon conviction, to a fine not exceeding \$5,000 exclusive of costs for each offence and is recoverable under the Provincial Offences Act, R.S.O. 1990, Chapter P.33 as amended from time to time.

5. This By-law shall come into full force and effect on the date of its final passing.

Read a FIRST, SECOND and THIRD time and FINALLY PASSED this 18th Day of April, 2006.

Original signed by
Ben Van Diepenbeek, Reeve

Original signed by
Mark Becker, Administrator/Clerk-Treasurer