

**NOTE:**

This form can be filled out on-line and signed electronically. The completed form should be e-mailed to Charlie Johnson at [charlievhf@frontiernet.net](mailto:charlievhf@frontiernet.net).

Alternatively, the form can be printed and mailed to:

Charlie Johnson  
Village of Honeoye Falls  
5 East St.  
Honeoye Falls, NY 14472

If you have any questions, please phone Charlie Johnson at 624-6150.

# Village of Honeoye Falls

INCORPORATED 1838

HONEOYE FALLS, N.Y. 14472

5 EAST STREET

624-1711

CLERK - TREASURER  
JOAN JOHNSON

VILLAGE ATTORNEY  
MICHAEL J. TOBIN



MAYOR  
RICHARD B. MILNE

TRUSTEES  
GERARD T. PAVELSKY  
STANLEY E. WORBOYS, JR.  
JAMES F. ALFIERI  
GLENN N. CLARK

## APPLICATION FOR FENCE PERMIT

PROPERTY ADDRESS: \_\_\_\_\_ PERMIT NUMBER: \_\_\_\_\_

### INSTRUCTIONS FOR FENCE PERMIT APPLICATIONS

All fences erected in the Village of Honeoye Falls require a Fence Permit and must be obtained prior to beginning any work. For complete fence requirements, please refer to Chapter 190-53 of the Village Code. This can be viewed on line at: [www.villageofhoneoyefalls.org](http://www.villageofhoneoyefalls.org), then click on Village Code, then click on Zoning, scroll down to Article VII and look for 190-53 Fences.

Applicants must submit a tape location map or instrument survey map of the premises, showing all structures on the premises and location of the fence, which must be totally upon the subject premises. Applicant must also supply a description of the fence, including type of material and size. These documents must accompany the completed application, which will then be reviewed and approved by the Code Enforcement Officer. No fence shall be erected before approval and issuance of a Building Permit.

By law, applicant or fence contractor is required to **contact Dig Safely New York 800-962-7962** prior to starting any digging. Allow two full working days for response.

Upon completion of the fence, the Code Enforcement Officer must perform a final inspection and issue a Certificate of Compliance. Applicant is responsible for requesting this inspection. Call Charlie Johnson at: 624-6150 for inspection. If fence was built on the property line then an as-built survey must be provided to insure the fence is contained within the applicant's property.

**PROPERTY OWNER:** \_\_\_\_\_

ADDRESS: \_\_\_\_\_

TELEPHONE: \_\_\_\_\_ Cell: \_\_\_\_\_ E-mail: \_\_\_\_\_

**CONTRACTOR:** \_\_\_\_\_

ADDRESS: \_\_\_\_\_

TELEPHONE: \_\_\_\_\_ Cell: \_\_\_\_\_ E-mail: \_\_\_\_\_

Worker's Compensation Insurance Received:

**DESCRIPTION OF FENCE:** \_\_\_\_\_

**ZONING DISTRICT:** (check one) \_\_\_\_\_

R-1 R-2 RM RA RC TV VB GC SC MULIC LI IP GRM

## VILLAGE FENCE CODE

### 190-53. Fences and Walls [Amended 7-24-1972; 7-21-1997 by L.L. No. 3-1997]

- A. **Definitions.** As used in this section, the following terms shall have the meanings indicated:  
**FRONT YARD** -- Applies to that portion of the yard in front of the rear building line of any building. All corner properties adjacent to a public street, alley or highway shall also be considered a front yard for the purposes of this section. However, this definition shall specifically not apply for purposes of swimming pool protection.  
**HEIGHT OF FENCE** -- The distance measured from the existing grade to the top of the fence.
- B. **Approval required.** No fence, wall or other type of construction shall be erected without the approval of the Code Enforcement Officer.
- C. **Application for permit and issuance.** Any person or persons, corporation, firm or association intending to erect a fence shall, before any work is commenced, make an application to the Building Inspector on a form provided by the Building Inspector. Said application shall be accompanied by a plan or sketch showing the proposed location of any fence and the materials proposed to be used therein, which must be in accordance with this chapter and any other pertinent local law regulating construction within the Village, and shall be accompanied by an appropriate fee. Upon approval by the Building Inspector, a permit shall be issued which will be in effect for a period of one year from the date thereon. Said permit shall be available on the job during the progress of the work so that it may be inspected by proper Village officials.
- D. **Height limitations in rear, front and side yards.** No fence shall be more than six feet in height at the rear of homes or buildings situated in a residentially zoned district, which fence shall not extend forward of the rear building line of any existing or proposed building. No other fence or portions of a fence shall exceed an average of four feet in height.
- E. **Location restrictions.** Any fence erected under this chapter shall be placed upon the owner's property line but must be entirely upon the owner's property. Any fence erected in a front yard shall be placed at least one foot back from the sidewalk where it exists and, where it doesn't exist, one foot back from the edge of the right-of-way.
- F. **Materials and composition.** Any fence, wall or similar structure, as well as shrubbery, which unduly cuts off light or air, which may cause a nuisance, a fire hazard or a dangerous condition or an obstruction to persons and equipment for combating fires, which may affect public safety, is hereby expressly prohibited.
- G. **Types of fences restricted.** The following fences and fencing materials are specifically prohibited:
- |   |  |
|---|--|
| (1) Barbed wire.  | (5) Pointed fences that are a hazard to public safety.                           |
| (2) Cloth fences.   | (6) Electrically charged fences.   |
| (3) Poultry fences.   | (7) Turkey wire.   |
| (4) Expandable and collapsible fence except during construction work. | (8) Chain link fences are prohibited in the front yard in residential districts. |
- H. **Chain link fence.** All chain-link fences are subject to the restrictions in this section and shall also be erected with the closed loop at the top of the fence.
- I. **Finished side and posts.** Any wood, stockade, chain-link or other type of fence shall have the smooth side or finished side facing to the outside of the property owner installing the fence. Fence posts will be placed on the inside of the fence.
- J. **Entrances and gates.** All entrances or gates shall open into the property.
- K. **Security fences for commercial and industrial properties.** Notwithstanding the provisions of this section, the Building Inspector may issue a permit for the construction of a security fence for commercial and industrial properties, upon due application to and approval by the Building Inspector of the Village of Honeoye Falls. The

Building Inspector may deny such application if it is found that the application for such fence is not appropriate and is unnecessary.

- L. Location within property line. All fences or walls must be erected within the property line, and none shall be erected so as to encroach upon a public right-of-way or interfere with vehicular or pedestrian traffic or interfere with visibility on corner lots and/or other structures or vehicles, whether stationary or transitory, on private or public property.
- M. Visibility at intersections; enforcement authority. The Building Inspector shall have the authority to direct, in writing, the removal, trimming or modification of any shrubs, bushes, plants, trees, flowers or other vegetation, fence, wall hedge or other structure on private or public property wherever the same shall interfere with adequate visibility of operators of motor vehicles at street intersections or curbs. Any person who shall refuse or neglect to comply within 30 days with the written direction of the Building Inspector shall be guilty of a violation of this chapter and shall be subject to its penalties.
- N. Penalties for offenses. Any person committing an offense against any provision of this chapter shall, upon conviction thereof, be punishable as provided in § 190-152.
- O. Clear sight triangles. On a corner lot in any district except the VB and GC Districts, within the triangular area determined as provided in this section, no wall or fence or other structure shall be erected to a height in excess of two feet; and no vehicle, object or any other obstruction of a height in excess of two feet shall be parked or placed; and no hedge, shrub or other growth shall be maintained at a height in excess of two feet, except that trees whose branches are trimmed away to a height of at least 10 feet above the curb level, or pavement level where there is no curb, shall be permitted. Such triangular area shall be determined by two points, one on each intersecting street line, each of which points is 50 feet from the intersection of such street lines.

**CERTIFICATION**

I hereby certify that I am the property owner / fence contractor and that I am duly authorized to make and file this application; and that all statements contained in this application are true to the best of my knowledge and belief; and that the work will be performed in the manner set forth in this application and the plans and information filed herewith.

Application is hereby made to the Village of Honeoye Falls for the issuance of a Fence Permit, Pursuant to the Zoning Ordinance of the Village of Honeoye Falls as herein described. The applicant agrees to comply with all applicable laws, ordinances and regulations.

Applicant Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Make checks payable to: Village of Honeoye Falls Mail or deliver to: 5 East Street, Honeoye Falls, NY 14472

**FENCE PERMIT** ( ) Approved ( ) Denied Date: \_\_\_\_\_ by: \_\_\_\_\_  
Code Enforcement Officer