

**Village of Bonduel**  
**Shawano County**  
**117 W. Green Bay Street**  
**Bonduel, WI 54107**

**ORDINANCE NO.:** 2018-05

**SPONSORED BY:** Village Board

**INTRODUCED BY:** Kevin Bartlett

**SECONDED BY:** Barbara Wickman

**THE VILLAGE BOARD OF THE VILLAGE OF BONDUEL, SHAWANO COUNTY, WISCONSIN, DO ORDAIN that the Municipal Code of Bonduel, Wisconsin, Chapter 103 BUILDING CODE, Article I., Section 103-13 Fences and Walls is hereby repealed and recreated as follows:**

Sec. 103-13. - Fences and walls.

- (a) *Permit required.* No person shall construct a fence or wall in the village without first obtaining a permit from the building inspector.
- (b) *Plot plan required.* A plot plan prepared by a registered land surveyor shall be submitted to the building inspector showing the location, boundaries, dimensions, elevations, uses and size of the following:
  - (1) The subject site.
  - (2) The existing and proposed structures.
  - (3) The existing and proposed easements.
  - (4) Driveways.
  - (5) The existing highway access restrictions.
  - (6) The existing and proposed street, side and rear yards.

In addition, the plot plan shall show the location, elevation and use of any abutting lands and their structures within 15 feet of the subject site. The building inspector may waive any portion or all of the requirements of this subsection. In addition, the building inspector may require the property owner to retain a registered land surveyor to recertify the plot plan, prior to start of any construction, whenever he deems it necessary due to the close proximity of the proposed structure to the lot lines

- (c) *Application; fee.* Application for a permit shall be filed with the building inspector on a form supplied by the inspector, together with a sketch of the proposed fence and the payment of the fee provided in section 103-8.

(d) *General requirements.*

- (1) *Fences and walls in front and side yards.* On any corner lot, no fence, wall or shrub shall be within the vision triangle prescribed in chapter 115. No wall or fence may be erected in any front or side yard, except that a decorative fence

shall be no more than three feet in height extending no more than ten feet in length in any one direction or a total of 20 feet and shall be set back two feet from the lot line.

- (2) *Fences in rear yards.* Fences having a height of six feet or less may be located within the required rear yards in residential districts.
  - (3) *Location.* The property owner shall be responsible for the proper placement and location of the fence. No fence shall be placed closer than two feet from the property line unless written consent is obtained from the abutting property owner and a variance granted by the board of zoning appeals.
  - (4) *Dog pens and runs.* Dog pens and runs shall be erected in the rear yard only and shall be located at least five feet from any property line.
  - (5) *Wire fences.* Wire fences are to be of chain link construction or a vinyl coated minimum wire gauge No. 16 with maximum opening of two inches by three inches.
  - (6) *Wood fences.* Redwood or cedar shall be preferred for durability. Other woods may be used provided they are suitable and maintained.
  - (7) *Barbed wire.* No fence consisting wholly or in part of barbed wire shall be erected or maintained in the village except for farming purposes and except for approved security fences.
  - (8) *Security fences.* The building inspector, upon proper application, may approve security fences in nonresidential zones of such design and construction as shall be deemed proper.
  - (9) *Fence side.* Posts and framing shall face the property for which the fence permit application is being made.
  - (10) *Nonconforming fences.* Present fences may stand even though they do not conform to this section. However, nonconforming fences requiring 50 percent or more repairs or rebuilding shall be removed or rebuilt to conform with the requirements of this section.
  - (11) *Maintenance of fences required.* All fences shall be maintained in good physical condition.
- (e) *Private swimming pool fences.*
- (1) *Swimming pool defined.* The term "swimming pool" means any depression in the ground, either temporary or permanent, or a container of water, either temporary or permanent and either above or below the ground, in which water more than 24 inches deep is contained and which is used primarily for the purpose of bathing or swimming.
  - (2) *Required.* No person shall maintain, construct, install or enlarge a residential swimming pool not enclosed in a permanent building in the village unless a fence is constructed in accordance with this section.
  - (3) *Fences.*
    - a. All swimming pools not enclosed within a permanent building shall be completely enclosed by a fence of sufficient strength to prevent access to the pool and shall be five feet in height and so constructed as not to have

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voids, holes or openings larger than four inches in one dimension. Gates or doors shall be equipped with self-closing devices for keeping the gates or doors securely closed and locked at all times when not in actual use.

- b. Aboveground pools with self-provided fencing to prevent unguarded entry shall be permitted without separate additional fencing, provided the self-provided fence is of the minimum height and design as herein specified.
- c. Permanent access from grade to aboveground pools having stationary ladders, stairs or ramps shall have safe-guard, fencing and gates equivalent to those required herein, subject to all other applicable ordinances and subject to the following requirements:
  - 1. No fence shall be located, erected, constructed or maintained closer than three feet to a pool.
  - 2. The wall of the house or building facing a pool may be incorporated as a portion of such fence.

This ordinance shall take effect upon passage and publication and/or posting as provided by law.

Adopted: June 13, 2018  
Published: June 20, 2018

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Sharon Wussow  
Village President

Attest:

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Michelle Maroszek  
Village Clerk