



211 Walnut Street  
Neenah, WI 54956

AN ORDINANCE: By Public Services & Safety Committee  
Re: Amending Neenah Code §21-38(c)(3) relating to privacy enclosures and creating Neenah Code §21-38(c)(6) to add a list of prohibited fence materials and creating Neenah Code §21-38(c)(7) to add language relating to the maintenance of fences.

ORDINANCE NO. 2018-05  
Introduced: April 17, 2018  
Committee/Commission Action:  
RECOMMENDED FOR PASSAGE

## AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

**Section 1.** Section 21-38(c)(3) of the Code of Ordinances of the City of Neenah is amended by adding the highlighted language and eliminating the stricken language to read as follows:

(3) Such structures used as privacy enclosures around patios, decks and pools located in the rear yard and more than six feet from the property line may be increased to eight feet in height above grade.

**Section 2.** Section 21-38(c)(6) of the Code of Ordinances is created to read as follows:

(6) Prohibited fence materials shall include, but are not limited to, aluminum siding, vehicle parts, chicken wire, cloth or plastic tarps, scrap wood or any other material not customarily sold for fencing or deemed inappropriate by the Director of Community Development.

**Section 3.** Section 21-38(c)(7) of the Code of Ordinances is created to read as follows:

(7) All fences and walls shall be maintained in a structurally sound condition and in good repair. Fences and walls shall be free from loose or rotting materials and shall

have braces and supports attached or fastened in accordance with common building practices.

**Section 4. Severability.** In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

**Section 5. Repeal and Effective Date.** All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Moved by: Ald. Bates/Lang  
Adopted: 8-0  
Approved: April 17, 2018  
Published: April 23, 2018

Approved:



Dean R. Kaufert, Mayor

Attest:



Patricia A. Sturn, City Clerk

THIS INSTRUMENT WAS DRAFTED BY:  
City Attorney James G. Godlewski  
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Neenah, WI 54956  
State Bar No. 1005210