
ORDINANCE NO. 2021-22-08
*An Ordinance Amending Section 7.2-3 (D), Fences,
General Standards of the Johnsburg Zoning Ordinance*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG
AT A REGULAR MEETING ON AUGUST 3, 2021
PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

President

Edwin P. Hettermann

Board of Trustees

Tom Curry
Beth Foreman
Kyle Frost
Josh Hagen
Greg Klemstein
Scott Letzter

Village Administrator

Claudett E. Sofiakis

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An Ordinance Amending Section 7.2-3 (D), Fences, General Standards of the Johnsburg Zoning Ordinance

BE IT ORDAINED by the President and Board of Trustees of the Village of Johnsburg, McHenry County, Illinois, as follows:

SECTION 1: That Section 7.2-3 (D), Fences, General Standards of the Johnsburg Zoning Ordinance is hereby amended as follows:

7.2-3 General Standards – The below standards are applicable to all fences constructed in any residential, business, commercial or industrial zoning district. Fences constructed for agricultural/farming purposes shall be constructed in conformance with Section 10A.1-3 Agricultural District.

- A. Fences shall be erected with the fence posts and supporting members located on the side of the fence facing the property for which the fence permit is issued. The finished side of the fence must face the adjacent property. Chain link fencing must be installed knuckle-side up.
- B. No fence shall contain barbed wire (unless otherwise herein stated) or constructed in any way or with any material as to cause injury to any person.
- C. Electric fences, permanent snow fences, chicken wire, hog and farm-type fences are prohibited.
- D. Fences shall not be permitted in the front yard. In the case of waterfront properties abutting the river or bay, the front yard shall be considered the yard abutting the water. and fences shall be allowed in the front yard provided that they are no greater than 4 feet in height, with slat spacing of no less than 3.5 inches. Said fence shall be constructed of wrought iron or decorative aluminum material with colors limited to white, bronze, black, tan or green
- E. No fence shall be installed which obstructs the line of site from any roadway or adjacent driveway.
- F. Fences may be placed on the property line, however, such fences shall not exceed building lines on any lot lines abutting a street. The fence owner must maintain the side of the fence facing adjacent properties. In the case of fences not installed on the property line, the fence owner must maintain any property extending behind the fence.
- G. Fences built on rear property lines that abut major arterial streets must be in harmony with fences already erected along the same street.


- H. fences must be installed so as not to interfere or impede the flow of surface drainage and must comply with storm-water management conditions.
- I. Fences may not be installed in drainage easements, Municipal Utility Easements (MUEs) or Restricted Public Utility Easement (RPUEs). Other types of easement may also restrict the placement of fences. Refer to the plat of survey for the subject property for other easements that may be located on the property. (Note plats of subdivision and covenants may also restrict types and locations of fences).
- J. Fences may be erected in public utilities easements (PUEs) that are not restricted at the property owner's risk. Public utility companies are not required to replace or repair any fence removed from the easement in order to access their utilities.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect 10 days from its passage.

Voting Aye: Trustees Curry, Foreman, Frost, Hagen, Klemstein, and Letzter
Voting Nay: None
Abstain: None
Absent: None

APPROVED: 

Village President Edwin P. Hettermann



ATTEST: 
Village Clerk Claudett Sofiakis

Passed: August 3, 2021
Approved: August 3, 2021
Published: August 3, 2021

CERTIFICATION

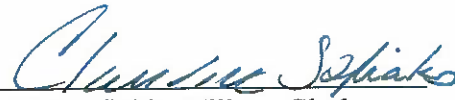
I, CLAUDETT SOFIAKIS do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 3rd day of August, 2021 the foregoing Ordinance entitled *An Ordinance Amending Section 7.2-3 (D) Fences, General Standards of the Johnsburg Zoning Ordinance*, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 2021-22-08 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was available in the Village Hall, commencing on the 3rd day of August 3, 2021, and will continue for at least 10 days thereafter. Copies of such Ordinance are also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and seal of the Village of Johnsburg, this 3rd day of August, 2021.



Claudett Sofiakis, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

