

RESOLUTION 2013-7

A RESOLUTION AMENDING ORDINANCE NO. 618, AND ODESSA MUNICIPAL CODE (O.M.C.) CHAPTER 17.58, SECTION 17.58.010, THE DEFINITION OF "FENCE(S)" AND SECTION 17.58.050, APPLICATION AND PERMITS.

WHEREAS, the Town of Odessa Town Council approved and adopted Ordinance No. 618 on November 15, 2007, for the regulation and restriction regarding the construction, installation, location and repair of fences; and

WHEREAS, amending the definition of "fence(s)" was discussed by the Planning Commission and Odessa Town Council at the Town Council meeting of June 22, 2013; and

WHEREAS, it is the intent of the Town of Odessa Town Council for the definition of "fence(s)" to apply the common understanding that a fence is still a fence regardless if located on a property boundary or not; and

WHEREAS, the Town of Odessa Town Council has deemed that it in the best interest of the Town to amend the definition of the word "fence(s)"; and

WHEREAS, the Town of Odessa Town has deemed that it in the best interest of the Town, to amend the application and permits requirement for a "fence"; and

WHEREAS, Ordinance No. 618 allows for amendments by resolution; and

NOW, THEREFORE, BE IT RESOLVED BY THE ODESSA TOWN COUNCIL that Ordinance No. 618 Section 1, Definition; O.M.C. Chapter 17.58, Section 17.58.010, the definition of fence is amended to read:

- a) A "fence(s)" shall be any barrier that is naturally grown or constructed for purposes of confinement, means of protection or use as a boundary.
- b) Exceptions to this "fence(s)" definition include temporary landscaping supports or safety barricades.
- c) All other "fence(s)" variations are to be addressed through the variance process.

and that Ordinance No. 618, Section 5, O.M.C. Chapter 17.58, Section 17.58.050, Application and Permits is amended to read:

Fence Permits are required for all "fences", and Building Permits are required for all "fences" with a dimension larger than 12'x12' (twelve foot x twelve foot). The fee for such Building Permit shall be in accordance with fees specified in the Uniform Building Code fee schedule or as revised by the Town.

All other ordinances and resolutions or parts thereof in conflict with this Resolution are hereby repealed.

PASSED AND APPROVED THIS 23rd DAY OF September, 2013, BY THE TOWN COUNCIL OF THE TOWN OF ODESSA, WASHINGTON.

Douglas Plinski, Mayor

ATTEST:

Gail Kiesz, Clerk-Treasurer