

**THE CORPORATION OF  
THE TOWNSHIP OF SOUTH-WEST OXFORD**

By-Law 46-99

A By-Law for prescribing the **height of lawful fences**

**WHEREAS** Section 210 (25) of the **Municipal Act, R.S.O. 1990, Chapter M.45**, provides that a By-Law may be passed for proscribing the height and description of lawful fences;

**AND WHEREAS** it is deemed desirable to prescribe a minimum and maximum height for fences for residential properties in the Township of South-West Oxford;

**THEREFORE** the Council of the Corporation of the Township of South-West Oxford enacts as follows;

**DEFINITIONS** – for the purpose of this By-Law,

Fence – shall be construed to include any wall or similar structure made of wood, stone, metal of a combination thereof.

Sight Triangle – shall comply with the definition in the Township of South-West Oxford Zoning **By-Law No. 25-98**.

1. Within the township of South-West Oxford no person shall erect a fence which exceeds two (2) meters (6' 6") in height in a residential area whether for a permanent or temporary use excluding private swimming pools fences.
2. No fence shall be located in any residential yard which would obstruct or impair the vision of a motor vehicle operator
3. The maximum height shall be two (2) meters (6' 6"); except in any required front yard, required exterior side yard or the required setback, in which case the maximum height shall be one (1) meter (3' 3")
4. Line fences and the erection thereof, shall be governed by the provisions of The Line Fences Act.
5. This By-Law shall not apply to salvage yards within the Township of South-West Oxford.
6. The notice requiring the alteration or removal of any fence not complying with the requirements of this By-Law may be served upon the owner or the tenant of the property. The notice shall state what provision of this By-Law is alleged to have been violated and shall provide that the non-conforming fence be altered or removed within a time limit provided for in the notice.
7. In default of the person to whom notice is given under the preceding paragraph carry out the alteration or removal required under the notice, the Corporation of the Township of South-west Oxford may cause the alteration or removal to be performed at the expense of the person receiving the notice and may recover the expense pursuant to the provisions of **Section 326 of The Municipal Act, R.S.O. 1990, Chapter M. 45**.
8. Any person who contravenes any of the provisions of this By-Law shall be guilty of an offence and is liable to conviction under the **Provincial Offences Act** and shall be subject to a fine.
9. That **By-Law No. 12-81** of the Township of South-West Oxford be **repealed**.

10. This By-Law shall become effective upon the passing thereof.

READ a First and Second time this 20<sup>th</sup> day of July 1999.

READ a Third time and finally passed this 20<sup>th</sup> day of July 1999.

Signed;

MAYOR; Margaret (Peg) Caffyn

CLERK; Allen Forrester

**DISCLAIMER**

*This By-Law is not an official version but a reprint into this format for the convenience of cost an usage. The contents are the same as the By-Law passed by the Council of the Corporation of the Township of South-West Oxford on the date shown. An official version of this By-Law can be obtained from the Clerk-Treasurer/Administrator of this municipality at the address shown below.*

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