



Fence Requirements per Superior Municipal Code

The following provides a summary of the Town's requirements as an aide to property owners and contractors in Superior's residential zones. Please note that many neighborhoods have Planned Developments (PD) with specific fencing design and height requirements. These can be found through the Town's [Development Projects GIS Map](#). Always check with your homeowner's association for specific requirements. If a property does not have a PD, fences will be subject to the requirements below:

Sec. 16-22-10. - General provisions.

Fences, hedges and walls are subject to the following conditions and requirements:

- (1) Fences and walls are subject to the applicable sections of the building code.
- (2) No fence, hedge or wall may extend beyond or across a property line unless with the joint agreement of the abutting property owners. It is the responsibility of the property owner to locate all property lines.
- (3) No fence, hedge or wall shall be placed nearer than twelve (12) inches from a public sidewalk.
- (4) Fences, hedges or walls shall not exceed six (6) feet in height except in the industrial districts. The height shall be measured at the finished grade on the side of the fence nearest the street, alley or abutting property.
- (5) Fences located within the required front yard setback shall not exceed four (4) feet in height. In addition, on corner lots, any obstruction of any nature whatsoever over thirty (30) inches in height shall not be allowed within the sight triangle established for the adjacent intersection except for trees with branches and foliage removed to a height of seven (7) feet above the ground and open wire fencing that does not obscure more than ten percent (10%).

Sec. 16-22-30. - Fences in residential zones.

- (a) Fencing shall relate to the principal architectural features of the building in design, location and the way in which it connects to a building.
- (b) Planting shall be integrated with fencing schemes to soften their visual impact.
- (c) The tops of fences, except certain low and open types such as split rail, shall be level. If the ground slopes, the fence shall be stepped or follow the terrain. The bottom of the fence shall be no more than six (6) inches above grade at any point depending on fence type. Vertical members



shall be plumb and generally not extend beyond the uppermost horizontal portion of the fence. Metal caps on posts are prohibited unless painted to match the fence.

(d) Gates shall match or complement fencing in design, material, height and color.

(e) Long runs of fencing parallel to public streets are discouraged. Where long runs cannot be avoided, the horizontal alignment of the fences shall be varied to create visual variety and to provide planting pockets between the fence and the street.

Sec. 11-2-150. - Use of public right-of-way.

(a) It is unlawful to place a permanent or temporary building, structure, fence or landscaping in a public right-of-way, except as follows:

(1) Owners of property adjoining a public right-of-way may install or plant landscaping, ornamental rocks or bark and driveway gravel in the unpaved portions of the public right-of-way.

(2) Trees, plants or shrubs may be planted in the public right-of-way if they do not exceed, or will not exceed at full growth, twenty-four (24) inches in height, and provided that they do not encroach upon or partially or totally obstruct any Town street, alley or sidewalk. The Town may remove landscaping in the public right-of-way at the Town's discretion. The Town may direct the party responsible for the installation of the landscaping. If the landscaping is not removed by said party, the Town may remove the landscaping and recover the cost by any lawful means, including assessing the cost of such removal against the adjoining property and collect the same in the manner allowed by state law.

Please note that the Town does not review plans for compliance with private covenant agreements. Always check with your homeowner's association for specific restrictions.