

ENCROACHMENT

If an encroachment permit becomes necessary, certain rules and regulations must still be followed.

No fence shall;

- restrict visibility
- encroach into Montana Highway Department right-of-way
- exceed permitted height requirement
- Where no sidewalk exists, no fence shall be installed closer than 1 foot to the back of any future sidewalk

All fences must be properly maintained and constructed of approved materials.

To obtain a temporary fence encroachment permit:

- ~ Obtain an application at the Public Works Office.
- ~ Included a scaled drawing showing property lines and proposed fence location.
- ~ A temporary fence encroachment permit needs to be approved by the Public Works Director prior to construction of the fence.
- ~ All projects require inspections by the City after completion.

The City of Lewistown reserves the right to revoke this permit whenever unauthorized changes or work has occurred.

Federal, State and City regulations, including OSHA and the Department of Labor shall be complied with. Any violations shall be cause for termination of the project.

If you have questions regarding

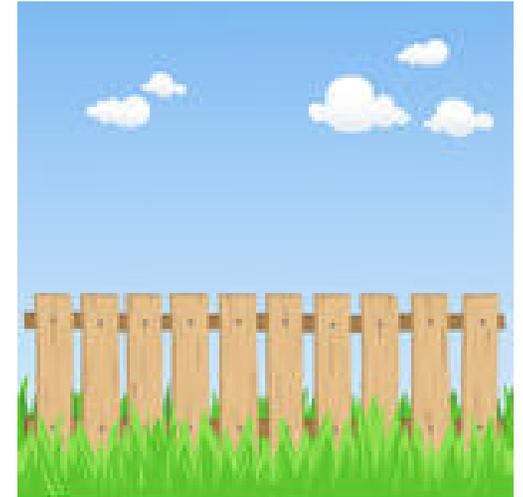
Fences please contact the Public

Works Department at

535-1770 or email us at

publicworks@ci.lewistown.mt.us

FENCES



Public Works

308 4th Ave. S

406-535-1770

How to estimate your property lines:

Measure from the back of one curb to the back of curb on the other side of the street. Use this distance to find the center of the street. Use the Right of Way width and measure half of the distance towards your property to determine approximate property line.

If needed contact Public Works to determine the width of the Public Right of Way.

Please Note: The City of Lewistown is not responsible for providing proof of lot line locations and/or lot dimensions. This responsibility belongs to the applicant/property owner.

Hiring a surveyor is the most accurate way to determine property lines.

City of Lewistown Public Works Department is not licensed to survey therefore all information provided should only be used as a reference.

FENCE CODES

11-4-3

Height: Except as otherwise required by this code, fences, walls and hedges may be erected or maintained in any residential, commercial, or industrial zoning district along any required yard; provided, that no solid fence, wall or hedge over three feet (3') in height shall be erected or maintained on any street frontage. Fences not exceeding four feet (4') in height may be erected along street frontage provided they are constructed of chain-link or other material which provides for an unobstructed view and is approved by the building official. Fences, walls or hedges located along side or rear yards not fronting streets shall not exceed six feet (6').

Prohibited Materials: All fences shall be constructed from approved fencing materials and shall not be constructed from railroad ties, rubble or salvaged material. (Ord. 1726, 7-6-2009)

No barbed wire or other sharp fence materials and no electrically charged fence shall be erected or maintained in any district. No metal T-Posts allowed in fence construction.

Visibility at intersections:

Corner lots in all zones shall not be permitted to have any fences, walls, hedges or other sight obstruction over three feet (3') in height in the area designated as the "clear view triangle". Regardless of other provisions of this section, no fences, walls or hedges shall be erected or maintained in any yard which materially impedes vision of vehicles entering an abutting street.

Prohibited location:

No fence, wall or hedge shall be erected or maintained in any public right of way. Unless an encroachment permit has been obtained.

On a case by case basis, a temporary fence encroachment permit may be granted by the Director of Public Works. (see the next page for details)