



SPECIAL CALL
HISTORIC PRESERVATION COMMISSION MEETING
February 20, 2018 5:30 P.M.
Neighborhood Facilities Building
303 N. Eighth Street
Orange, Texas 77630

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1. **Call to Order**
 2. **Action/Discussion Items**
 - a. Consider making a recommendation to the City Council on amending the Orange Code of Ordinances pertaining to fences in the historic overlay zoning districts.
 3. **Adjournment**

Texas Penal Code 30.06:

“Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun”

“De conformidad con la Sección 30.06 del código penal (entrada de persona con licencia de portar o llevar armas de mano oculta), una persona licenciada bajo el subcapítulo H, capítulo 411 del código de gobierno (ley de licenciación para portar o llevar armas de mano) no se permite entrar en esta propiedad con “ninguna armas de mano oculta”

Texas Penal Code 30.07:

“Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly”

“De conformidad con la Sección 30.07 del código penal (entrada de una persona con licencia de portar o llevar armas de mano visible), una persona licenciada bajo el subcapítulo H, capítulo 411 del código de gobierno (ley de licenciación para portar o llevar armas de mano visible) no se permite entrar en esta propiedad con ninguna “armas de mano visible”

No Firearms Allowed

No se permite ninguna armas de fuego

MEMORANDUM

To: Historic Preservation Commission Members
From: Kelvin Knauf, Director of Planning and Community Development
Subject: Consider making a recommendation to the City Council to amend the City of Orange Code of Ordinances pertaining to fences in the historic overlay zoning districts
Date: February 15, 2018

In or about 2012, the City changed the maximum height of fences in the front yard from five (5) feet to four (4) feet. However, the section of the Code of Ordinances regulating the maximum height of fences in the front yard of properties in the historic overlay zoning districts was not changed at the same time and still states that fences in the front yard may not exceed five (5) feet. Also, the Code of Ordinances regulates the maximum height of fences in the front yard and rear yard (8 feet for the rear yard) but there is no regulation of the maximum height of fences in the side yards.

Below are the fence regulations as they are currently written:

(2) *Fences.* The commission may approve a fence not in compliance with this paragraph if the applicant establishes the fence is historically sensitive or unless the absence of said fence poses a significant hazard to life or property.

a. *Form.* Fences must be constructed and maintained in a vertical position.

b. *Height.* Within a front yard, no solid fence or wall shall be erected. A nonopaque fence may be erected not to exceed a height of five (5) feet, unless a taller fence is required to screen off-street parking or screen incompatible land uses as required in [section 12.611\(6\)](#) of the Code of Ordinances. Within a rear yard a fence may be erected not to exceed eight (8) feet.

c. *Location.*

(i) A fence in an interior side yard must be located no further forward on the lot than the front of the main building.

(ii) A fence in a corner side yard must not be directly in front of the corner side facade, except that the director may allow a fence that is directly in front of the corner side facade if:

1. More screening is necessary to insure privacy due to unusually high pedestrian or vehicular traffic; and

2. The fence does not screen all or any portion of a significant architectural feature of the main building.

(iii) A fence must run either parallel or perpendicular to a building wall or lot line.

d. *Materials.* A fence in a front or corner side yard must be constructed of wrought iron, wood or brick. Concrete block fences and chain link fences are not permitted.

e. *Masonry columns and bases.*

(i) The color, texture, pattern and dimensions of masonry and the color, width, type and elevation or mortar joints in a fence column or base must match the masonry and mortar joints of the main building as nearly as practicable.

(ii) All exposed brick in a fence column or base must be fired brick as defined by the American Standard Testing Materials Designation C-126-75A, Type Grade FBS-SW.

f. *Metal fences.* Wrought iron and metal fences must be compatible with the style and period of the main building. Chain link, barbed and razor wire fences are permitted in back yards and must not be visible from abutting streets.

g. *Wooden fences.*

(i) All wooden structural posts must be at least four (4) inches by four (4) inches in diameter (normal size).

(ii) The side of the wooden fence facing a public street must be the finished side.

(iii) Wooden fences may be painted or stained a color that is complementary to the main building.