

CITY OF OXFORD, KANSAS

ORDINANCE 335

(Published in the Oxford Register on Thursday, October 15, 2020)

AN ORDINANCE AMENDING ZONING REGULATION ARTICLE XXVII, SECTION II, REGARDING FENCE HEIGHT RESTRICTIONS, AMENDING ZONING ORDINANCE 264 ARTICLE V, SECTION I, ITEM 142 REGARDING DEFINITION OF "SITE TRIANGLE," AMENDING SUBDIVISION REGULATIONS ITEM 54, REGARDING DEFINITION OF "SITE TRIANGLE", AMENDING ZONING REGULATION ARTICLE XXVII, SECTION I, ITEM 12, REGARDING SETBACK AREA, AND ADDING DEFINITIONS TO ZONING ORDINANCE 264, ARTICLE V, SECTION I, ITEM 166 REGARDING "FRONT YARD."

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OXFORD, KANSAS:

SECTION I

Pursuant to notice and hearing before the City Planning Commission of the City of Oxford, Kansas and upon the recommendation of said Commission, Article XXVII, ADDITIONAL HEIGHT, AREA, AND USE REGULATIONS, SECTION II, is amended to read as follows:

SECTION 2. FENCES: Except as otherwise specifically provided in other codes, ordinances, or resolutions, the following regulations shall apply to the construction of fences:

- 5a. No fence, except fences erected upon public or parochial school grounds or in public parks and in public playgrounds, shall be constructed of a height greater than six (6) feet; provided, however, that the Board of Zoning Appeals may, by exception, authorize the construction of a fence higher than six (6) feet if the Board finds the public welfare is preserved.
- 5b. All fences constructed in a front yard, of a residential district, shall not exceed a height of more than three (3) feet, unless otherwise stated in Article XXVII, section 1, subsection 12.
- 5c. A fence of no greater height than six (6) feet will be allowed from the furthest edge from the back lot line of the existing structure on the secondary front yard on the property line. This fence cannot violate the line of the site triangle at the

intersection of the streets as shown in the site triangle (def #142) on page 22 of the reference document.

LEGAL DESCRIPTION:

Original Town, Oxford, S11, T32, R02E, Block 24, Lot 6-10, Oxford, Sumner County, Kansas, presently zoned as "C-1" Central Business District is hereby changed to "R-1" Residential Single Family Dwelling.

SECTION II

Pursuant to notice and hearing before the City Planning Commission of the City of Oxford, Kansas and upon the recommendation of said Commission, Ordinance 264, Article V, SECTION I, ITEMS 142 "Site Triangle", and ITEM 166 "Front Yard," and Subdivision Regulations, ITEM 54 "Site Triangle" is amended to read as follows:

142. *Site Triangle.* An area at a street intersection in which nothing shall be erected, placed, planted, or allowed to grow in such a manner as to materially impede vision between a height of three (3) feet and ten (10) feet above the grades of the bottom of the curb of the intersection streets, measured from the point of the intersection of the centerline of the streets, ninety (90) feet in each direction along the centerline of the streets. At the intersection of major or arterial streets, the ninety (90) foot distance shall be increased to one hundred twenty (120) feet. (See illustration at the end of this ARTICLE.)

166. *Yard, Front.* A yard extending along a full length of a front lot line and back to a line drawn parallel to the front lot line at a distance therefrom equal to the depth of the required front yard. On a corner lot, each yard that abuts a street shall be considered a front yard. For corner lots that have a double front yard the following definitions apply:

Primary Front Yard is the addressed side.

Secondary Front Yard is the non-addressed side.

54. *Site Triangle.* A triangular area at the intersection of streets maintained in such a manner as to provide a safe and open line of vision for drivers of vehicles and pedestrians approaching the intersection. Within the vision triangle, no one shall install, construct, plant, park, or maintain any sign, fence, hedge, shrubbery, tree, natural growth, or other obstruction which would materially impede vision between the heights of three (3) and ten (10) feet above the street level. Such restrictions shall not apply to official traffic signs and signals and utility poles.

SECTION III

Pursuant to notice and hearing before the City Planning Commission of the City of Oxford, Kansas and upon the recommendation of said Commission, Article XXVII, SECTION I, ITEM 12, is amended to read as follows:

12. On a corner lot in any residential district, nothing shall be erected, placed, planted, or allowed to grow in such a manner as to materially impede vision between a height of three (3) and ten (10) feet above the centerline grades of the intersecting streets in the area bounded by the street lines of such corner lots and a line joining points along said street lines ninety (90) feet from the point of the centerline intersection.

SECTION IV

Effective Date. This ordinance shall take effect and be enforced from and after its passage, approval, and publication in the official city newspaper, as provided by law.

PASSED AND APPROVED by the Governing Body of the city of Oxford, Kansas, this 6th day of October, 2020.

SIGNED by the Mayor this 6th day of October, 2020.

CITY OF OXFORD, KANSAS



David Olmsted, Mayor

ATTEST:



Tresa Tong, City Clerk

Summary of Ordinance 335

On October 6, 2020, the City of Oxford, Kansas adopted Ordinance No. 335, an ordinance amending Zoning Regulation Article XXVII, Section II, regarding fence height restrictions; amending Ordinance 264 Article V, Section I, Item 142 regarding definition of “site triangle”; amending Subdivision Regulations Item 54 regarding definition of “site triangle”; amending Subdivision Regulation Article XXVII, Section I, Item 12 regarding setback area and adding definitions to Zoning Ordinance 264, Article V, Section I, Item 166 regarding “front yard”. A complete copy of this ordinance is available at www.oxfordks.org or at City Hall, 115 S. Sumner Ave., Oxford KS. This summary certified by Brady Short, City Attorney.

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS,
SUMNER COUNTY

SS:

Cristina White,

being first duly sworn, deposes and says: That she is editor of **THE BELLE PLAINE NEWS**, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Sumner County, Kansas with a general paid circulation on a yearly basis in Sumner County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper has been published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted to the post office of Belle Plaine, Kansas in said County as periodical class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one week only, that publication thereof being made on the date of:

OCTOBER 15, 2020

City of Oxford Ord. 335 for publication in the
Oct. 15, 2020 edition of The Belle Plaine News
& The Oxford Register
2 x 2.25" = 4.5 col. Inches
x \$8.50/col. inch = \$38.25 per week

Cristina White
Signature

Subscribed and sworn to before me this

4th day of December, 2020.

Stephanie D. McGinnis
Notary Public



Printer's Fee, One Pub. Affidavit	\$ 38.25
@ \$ 5.00 each	\$ 0.00
Tear Sheet	
@ \$ 5.00 each	\$ 0.00
TOTAL	\$ 38.25

RECEIVED

DEC 07 2020

CITY OF OXFORD

