



# Fence or Retaining Wall Permit Application

Business Name (if applicable): \_\_\_\_\_

Property Owner: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Contractor: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Materials: \_\_\_\_\_ Height: \_\_\_\_\_

**Intended Use:** (Check Applicable Uses)

Residential     Commercial     Temporary

Other: \_\_\_\_\_

**Please attach the following applicable documentation:**

- 1) **Property Site Plan:** (Drawn to scale) Illustrating property lines, adjacent streets & alleys, existing structures along with the existing fences and new fencing locations. Your site plan should also include any applicable information such as sidewalks, driveways and/or utility locations.
- 2) **Property Survey:** If Available

**Note:** Additional information may be required based on City Codes, Zoning Requirements and Intended Use.

**Notifications:** The property owner or contractor is responsible for notifying Texas 811 and the City of Eastland prior to any digging, drilling or any excavation.

**I hereby certify that I have read and examined this application** and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law, ordinance, or regulation (see back of application for additional information). **The issuance of a permit neither exempts nor modifies any covenants, deed restrictions, city ordinance and/or state or federal laws, whether herein specified or not.**

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Approved By

\_\_\_\_\_  
Date

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| <p><b>PERMIT FEE DUE UPON APPROVAL</b></p> <p>\$ _____</p> |
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This Permit Application can be emailed to: [planning@eastlandtexas.gov](mailto:planning@eastlandtexas.gov); Faxed to 254-629-3137 or mailed to P. O. Box 749, Eastland, TX 76448

See back of application for additional code requirements

**City of Eastland Zoning Ordinance**  
**Article II, Permitted Uses and Area Regulations**  
**Section 3, Height and Area Exceptions and Modifications**

- 3-5. Fence Requirements: A fence, hedge, or enclosure wall is permitted, provided:
- (a) A solid fence or enclosure wall shall not exceed a height of eight (8) feet;
  - (b) An ornamental fence shall not exceed a height of eight (8) feet, and shall have a ratio of solid portion to open portion not in excess of one (1) to five (5);
  - (c) Any fence, hedge or enclosure wall on corner lot, shall be constructed in accordance with the Eastland Code of Ordinances Sec. 14-57. Fences and structures in easements and adjacent to public property.
  - (d) Any fence, wall hedge, shrubbery, etc. higher than a base line extending from a point two and one-half (2-1/2) feet above walk grade to a point four and one-half (4-1/2) feet above walk grade at the depth of front yard required is hereby declared to be an obstruction to view, except single trees, having single trunks which are pruned to a height of seven (7) feet above walk grade.
  - (e) Prohibited fences: Barbed wire or electric fences are prohibited in residential districts except where the residential district is adjacent to an AO (Agricultural Open Space) district, and the fence is used for the control of livestock.
- 3-6. Temporary Fences: Temporary fences for the purpose of protection or securing of construction sites may be allowed during the construction process, or up to eighteen (18) months, provided that the contractor or property owner has applied for, and received a temporary fence permit issued by the City of Eastland.

**City of Eastland Code of Ordinances**  
**Chapter 14, Streets, Sidewalks and Public Places**

**Sec. 14-57. - Fences and structures in easements and adjacent to public property.**

- (a) Permission to build a fence or structure upon a utility easement does not remove the obligation of the owner of said fence to remove the structure or fence upon demand of the utility company. Removal of the fence and any rebuilding of the fence shall be the responsibility of the owner of said fence and at the owner's expense.
- (b) Fences or structures shall be designed, constructed and maintained so as not to interfere with utility lines.
- (c) No fence or structure shall be located so as to obstruct the vision or sight distance of motor vehicle operators or pedestrians at any street intersection, crossing, ingress or egress of public or private property or other point of traffic concentrations.
  - (1) Fence shall not exceed 48 inches in height within 24 feet of a front yard property line or exterior side yard which access a public way, and shall maintain a clear space three feet above the grade level. Post located within this area shall not exceed a diameter of eight inches.
  - (2) Fences or structures located on a corner lot and situated within 30 feet of the intersection of two street edges, street to alley edges or curb lines shall maintain a clear space three feet above the grade level. Post located within this area shall not exceed a diameter of eight inches.
- (d) It shall be unlawful to erect, maintain, suffer or permit any fence or structure on any corner lot in such a manner as to create a traffic hazard. Failure of the owner, agent or occupant to remove such obstruction within ten days after receipt of such notice shall constitute a violation of the zoning ordinance.