



La Crosse Fire Department

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3/26/2024

Jacob Zabinski

1627 North Salem Road

La Crosse, WI 54603

RE: An appeal regarding the requirement to have a fence not exceeding 48 inches in height from grade in the front yard at 1627 North Salem Road La Crosse, WI.

Dear Jacob Zabinski,

We have received the permit application to install a new 6-foot-tall vinyl fence that does not meet the requirements set forth in the Municipal Code of Ordinances of the City of La Crosse (Code) regarding fence installation.

The project as proposed is in direct violation of the following subparagraph of the Code:

Sec. 115-398. - Fences and hedges.

(c) Height and setback of fences regulated.

(1) Residential fences are permitted up to the property lines in Residential Districts but shall not, in any case, exceed a height of six feet without a conditional use permit, shall not exceed 48 inches in height from grade in the front, side, or rear yard setback abutting a public sidewalk, shall not encroach into any vision corner and shall not be closer than three feet to any public right-of-way along a public alley. The height of any fence shall be measured as an average and shall not include the posts or pillars to which a fence is attached.

Therefore, if upon consideration of all of the facts surrounding this appeal in a public hearing, the Board of Zoning Appeals determines that this appeal meets all of the criteria established by the Legislature of the State of Wisconsin, as interpreted by the Supreme Court of the State of Wisconsin for the granting of variances, the Board of Zoning Appeals would have to grant a variance allowing a 6 foot tall vinyl fence to be installed in the front yard of a property.

Sincerely,

Andy Berzinski

Building Inspector