

## REPORT TO THE PLANNING COMMISSION

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**DATE:** June 13, 2017

**TITLE:** An Ordinance of the City Council Amending Desert Hot Springs Municipal Code Section 17.40.110 – Fences, Walls, and Hedges, Amending the Same to Regulate Fences on Vacant Land

**Prepared by:** Jennifer Mizrahi, City Attorney

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### **RECOMMENDATION**

- 1) Staff Report;
- 2) Entertain Questions from the Planning Commission;
- 3) Open the Public Hearing;
- 4) Take Public Testimony;
- 5) Close the Public Hearing;
- 6) Planning Commission discussion and questions to Staff; and
- 7) Recommend to the City Council: adoption of an ordinance amending Desert Hot Springs Municipal Code Section 17.40.110 (Fences, Walls and Hedges) to regulate fences on vacant land.

### **BACKGROUND:**

Currently the Desert Hot Springs Municipal Code City of Desert Hot Springs Municipal Code ("DHSMC") regulates fences in Section 17.40.110. The DHSMC currently does not allow fencing surrounding vacant property. It has come to the City's attention that unprotected vacant property can subject the property owners to illegal dumping. The Ordinance would make it permissive for persons to construct fencing to be used along the perimeter of vacant property in order to secure the property.

The City Council held a study session on this item and desired that the fencing along perimeter land of vacant property be post and wire fencing.

### **FISCAL IMPACT:**

None.