



Department of Land Use

FAQ

What about fences?

New Castle County Unified Development Code regulations:

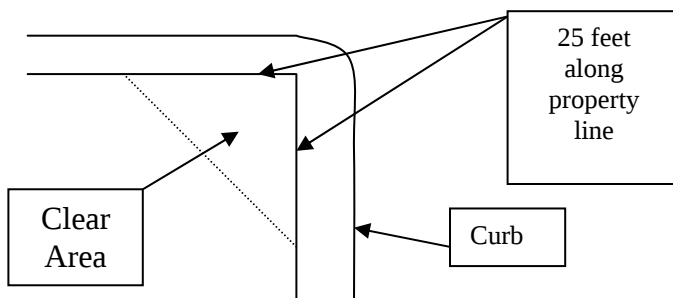
Residential Uses

- Fences are permitted on all residential properties and they must be constructed of materials specifically designed for fences.
- **However, deed restrictions for your property may govern the installation, height, and construction material of fences.**
- Fences in residential areas cannot include barbed or razor wire. (Section 40.03.410 Accessory Uses, Residential)
- No fence can exceed six (6) feet in height, except for ball courts.
- Any fence around **ball courts** may be over six (6) feet in height provided it is not within any required minimum yard setback.
- Fences may be placed on any property line. However, to minimize property disputes and provide for maintenance, the County recommends the fence be placed back from the property line.

Non-Residential Uses (Section 40.03.430 Accessory)

- In non-residential districts there are **no restrictions on fences**, except when barbed or razor wire is used.
- Where barbed or razor wire fence is used in a non-residential zoning district a minimum three-tenths (0.3) opacity bufferyard shall be provided between the fence and any street or residential use. Fences in non-residential districts may be more than 6 feet in height.

Visibility at corners. On any corner lot, there shall be no building, structure, shrubbery or planting that can block street traffic visibility within the triangle formed at the intersection. Measuring 25 feet back along the property lines from the intersection of the two property lines forms the triangle. (Section 40.04.110H)



The FAQ series only summarizes or highlights portions of the Unified Development Code (UDC). In all applications, the UDC must be directly consulted. The language in the UDC prevails over the FAQ.

3/21/02
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