

# ORDINANCE NO. 1065

## AN ORDINANCE AMENDING TITLE TWENTY (20) CHAPTER THIRTY-FOUR (34) SECTION ONE HUNDRED SEVENTY (170), TO REVISE THE PERMITTED OBSTRUCTIONS (YARDS) IN FAIRFIELD, IOWA

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF  
FAIRFIELD, IOWA, THAT:

**Section One: Addition:** Ordinance Section 20.34.170. Permitted Obstruction (Yards). For the purpose of this title, the following shall not be considered as obstructions when located in yards as indicated:

- (1) On Corner Lots. Any obstruction which is no higher than eighteen inches above the curb level which is located in any portion of the front or side yard right-of-way formed by the intersection of any two street lines;
- (2) In Rear Yards. Patios, terraces, driveways, heat pump units and/or central air conditioning units, chimneys, roof overhangs, ornamental light standards, flag poles, garages meeting setback requirements of this title;
- (3) In Side Yards. Open patios and terraces, driveways, ornamental light standards, flag poles, chimneys and roof overhangs providing they do not exceed one-third the distance required for the smallest yard area requirement;
- (4) In Front Yards. Ornamental light standards, flag poles, chimneys and roof overhangs providing they do not extend more than three feet outside the bearing wall.

**Section Two: Severability:** If any section, provision, or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

**Section Three: Effective Date:** This Ordinance shall be in full force and effect after its final passage, approval and publication as provided by law starting January 1, 2012.

**Ordinance No. 1065**


The foregoing ordinance was adopted by the City Council of the City of Fairfield, Iowa at its regular meeting held on the 11<sup>TH</sup> day of July, AD, 2011 upon a motion by Councilperson Halley and seconded by Councilperson Silvers.

The vote on the foregoing ordinance was as follows:

	AYES	NAYS	ABSTAIN	ABSENT
Gookin	_____	_____	_____	__X__
Hamilton	__X__	_____	_____	_____
Adam	__X__	_____	_____	_____
Halley	__X__	_____	_____	_____
Revolinski	__X__	_____	_____	_____
Mottet	__X__	_____	_____	_____
Silvers	__X__	_____	_____	_____

  
\_\_\_\_\_  
Ed Malloy, Mayor

ATTEST:

  
\_\_\_\_\_  
Jeff Clawson, City Administrator

SEAL