

ORDINANCE NO. 16-923-C

**AN ORDINANCE TO AMEND ORDINANCE CHAPTER 105
"FENCES".**

BE IT ORDAINED by the Mayor and Council of the Borough of Saddle River that the following be added to current Chapter 105.2 entitled "Definitions" of the Borough Code:

DEER FENCE. A flexible barrier made of plastic or fabric containing not less than 90% open space and intended to prohibit the transit of deer at the location of installation.

BE IT FURTHER ORDAINED that the following paragraphs be added to current Chapter 105 in Section 105.4:

N. Deer Fence. It shall be lawful to install a "deer fence" up to a total height of 8.5 feet. Deer fence must be dark green or black in color and may not exceed eight and one-half (8.5') feet in height including any fence upon which it may have been installed. Deer fence shall not be installed within 15 feet of the property line adjacent to any roadway. Deer fence shall not be installed within the front yard setback.

O. Section 105.4(E) is hereby deleted.

P. Any legally existing, non-conforming fence may be rebuilt or replaced in its existing location with no increase in height in the manner herein provided.

Except as provided for herein, all other provisions of the Ordinance shall remain in full force and effect.

If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

This Ordinance shall take effect immediately upon final passage and publication as required

by law.

Approved:

Attest:

Albert J. Kurpis, Mayor

Joy Convertini, Borough Clerk