

ORDINANCE 37-1

AN ORDINANCE AMENDING SECTION 11-201 OF THE BELLE MEADE CODE DEALING WITH REGULATION OF HEIGHT AND LOCATION OF FENCES AND WALLS, SECTION 11-202 OF THE BELLE MEADE CODE DEALING WITH REGULATION OF ACCESSORY STRUCTURES, AND SECTION 11-206(6) OF THE BELLE MEADE CODE DEALING WITH VARIANCES AND EXCEPTIONS.

BE IT ORDAINED by the City of Belle Meade, as follows:

Section 1. Belle Meade Code, Section 11-201(9), is amended by deleting the second sentence thereof and substituting in lieu thereof the following:

A fence or wall less than three (3) feet in height may be located adjoining any lot line. A fence or wall not more than eight (8) feet in height may be located adjoining a rear lot line, or parallel to the front lot line and extending from a side lot line to a rear corner of the dwelling on the premises, or adjoining a side lot line, in which case no side lot line fence or wall shall be closer than twenty (20) feet to the front lot line. In the case of corner lots, for purposes of the preceding sentence, all lot lines which are not contiguous to a street shall be considered side lot lines.

Section 2. Belle Meade Code, Section 11-202(6)(g), is amended by deleting the first paragraph in its entirety, and by substituting in lieu thereof the following three paragraphs:

(g)(1) Greenhouses, cabanas, swimming pools, tennis and badminton courts, croquet, shuffleboard and other grounds, and other similar recreational facilities, structures for the housing or storage of tools, vehicles, machinery or equipment, or horses or other livestock where otherwise permitted, and poles or standards for lights, television or radio antennas, may be constructed or erected, subject to such conditions and safeguards as will protect the character of the community, specifically including but not limited to provisions for vegetative screening and/or lighting, if same are found to be

of such size and location by the Board of Zoning Appeals, whose authority is hereinafter established, not to interfere substantially with the use and enjoyment of adjacent property by its owners and occupants.

(2) Pergolas, gazebos, or ornamental pools not more than 18 inches in depth, may be located upon the premises, provided they are to the rear of a setback line measured by the rear corners of the house and are at least 10 feet from the rear lot line and 10 feet from the side lot line, or closer by written agreement with the immediately adjoining property owners, which agreement shall call for removal of such structure upon written request of such adjoining property owners or their successors."

(3) Children's playhouses and similar children's recreational facilities, and structures for the housing of domestic pets where otherwise permitted, may be located on the premises without the requirement for a building permit, provided they are to the rear of a setback line measured by the rear corners of the house and are at least 10 feet from the rear lot line and 10 feet from the side lot line, or closer by written agreement with the immediately adjoining property owners, which agreement shall call for removal of such structure upon written request of such adjoining property owners or their successors."

Section 3. Belle Meade Code, Section 11-206(6), is amended by changing to a comma the period at the end thereof, and adding thereto the following:

, subject to such conditions and safeguards as will accomplish this purpose and will protect the character of the community, specifically including, but not limited to, a requirement that the dwelling or other structure face a particular direction on the lot.

Section 4. This Ordinance shall become effective upon passage.

Passed on first reading,
January 21, 1987

Elizabeth C. Proctor
Mayor Elizabeth C. Proctor

Passed on second reading,
February 2, 1987

T. Scott Fillebrown
Vice Mayor T. Scott Fillebrown

Passed on third reading,
March 18, 1987

John W. Clay
Commissioners John W. Clay

Joan B. Coode
City Recorder Joan B. Coode