

ORDINANCE NO. 3908

AN ORDINANCE AMENDING SECTION 15.40.090 OF CHAPTER 15.40 OF THE RAPID CITY MUNICIPAL CODE TO ALLOW ELECTRIFIED FENCES IN THE GENERAL AGRICULTURAL ZONING DISTRICT.

BE IT ORDAINED by the City of Rapid City that Section 15.40.090 of Chapter 15.40 of the Rapid City Municipal Code be amended to read as follows:

15.40.090 Prohibited fences.

A. No electrified fences nor fences designed to function as an electrified fence shall be permitted in any zoning district except the General Agricultural Zoning District. Any electrified fence lawfully installed shall have a controller which is labeled and listed by an accepted testing laboratory.

B. No barbed wire fencing shall be permitted in any park forest, residential, mobile home, neighborhood commercial, center, public or floodway zoning district except in association with hazardous utility substations. When used in association with a utility substation, the barbed wire fencing shall be not less than six feet above the ground.

C. Barbed wire fencing may be permitted in a general agricultural zoning district to contain livestock.

D. Barbed wire fencing materials may be used as a fence in a central business, general commercial, light industrial, heavy industrial or mining and extraction zoning district when such material is located not less than six feet above the ground.

E. Exceptions. The city council may permit the use of prohibited fencing materials if it is determined that such allowance is not contrary to the public interest and will not be injurious to the surrounding neighborhood. Area property owners shall be notified by published notice of the common council hearing at which the exception will be considered.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer
(SEAL)

First Reading:
Second Reading:
Published:
Effective:

Prepared By: CITY ATTORNEY'S OFFICE

