

**BOROUGH OF WATCHUNG**

**ORDINANCE OR:20/03**

**AN ORDINANCE OF THE BOROUGH OF WATCHUNG, COUNTY OF SOMERSET,  
STATE OF NEW JERSEY, AMENDING CHAPTER XXVIII, ENTITLED, "LAND  
DEVELOPMENT", SECTION 28-502, ENTITLED "FENCES AND WALLS" OF THE  
REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG**

**WHEREAS**, the Borough of Watchung has determined that it is in the best interest of the residents to amend Chapter XXVIII, entitled, "Land Development", Section 28-502, entitled "Fences and Walls" to allow and provide for a six (6) foot fence above the ground to enclose the rear and side yards.

**NOW THEREFORE BE IT ORDAINED** by the Borough of Watchung, County of Somerset, State of New Jersey that Chapter XXVIII, entitled, "Land Development", Section 28-502(A)(1) is hereby amended to state as follows:

**§ 28 - 502        Fences and Walls**

Fences and walls may be erected on a lot, subject to the following provisions:

A.    General Requirements.

1. In a residential district, a fence or wall may be erected to a total height of four (4) feet above the ground, except that the supporting post may extend to a height of four and one-half (4 1/2) feet above the ground. However:

(a) Fences shall be no more than fifty (50%) percent solid;

(b) An estate fence may be erected to a height of six (6) feet above the ground, except that the supporting post may extend to a height of six and one-half (6 1/2) feet above the ground.

(c) Fences and Walls may be erected from the front edge of a residence and may extend into the side and rear yards to enclose an area ending at an edge perpendicular to the front of the residence at a height of six (6) feet above the ground, except that the supporting post may extend to a height of six and one half (6 ½) feet above ground. Fences erected pursuant to the within subsection are not required to comply with subsection (a) above.

**BE IT FURTHER ORDAINED** by the Mayor and Council that if any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall continue in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable; and

**BE IT FURTHER ORDAINED** by the Mayor and Council that all prior ordinances, or sections of ordinances, inconsistent with the within ordinance are hereby repealed.

**BE IT FURTHER ORDAINED** by the Mayor and Council that all remaining sections of Chapter XXVIII, Section 28-502 not amended herein or inconsistent with the within ordinance shall not be affected thereby and shall remain in full force and effect.

**BE IT FURTHER ORDAINED** by the Mayor and Council that this ordinance shall become effective upon final passage and publication according to law.

INTRODUCED BY:  
PASSED:  
PUBLISHED:  
ADOPTED:

ATTEST:

\_\_\_\_\_  
Borough Clerk

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Keith S. Balla, Mayor