

**A BILL FOR AN ORDINANCE AMENDING
SECTION 8.04.180 OF THE LEBANON
MUNICIPAL CODE CONCERNING ELECTRIC
FENCE REGULATIONS**

) **ORDINANCE BILL NO. 2021-11**
)
) **ORDINANCE NO. 2967**
)

WHEREAS, the current language in the municipal code limits the use of electric fencing to agricultural uses within city limits; and

WHEREAS, members of the business community have requested to use electric fencing to secure their property due to an increase in theft and property damage; and

WHEREAS, the City has evaluated the request to allow for the use of electric fencing in certain zones and determined the use of electric fencing should be permissible, with the addition of regulations to ensure proper use and public safety; and

NOW, THEREFORE, THE LEBANON CITY COUNCIL ORDAINS AS FOLLOWS:

Section 1. Section 8.04.180.A is hereby amended to read as follows:

“No owner or person in charge of property shall construct a barbed wire fence thereon or allow barbed wire to remain as a part of a fence along a sidewalk or public way; except, that such wire may be placed above the top of other fencing not less than six feet, six inches in height. Such a fence shall be constructed and maintained ~~only upon approval of the planning commission when so required in Chapter 17.36 of this code~~ in accordance with Section 16.15.060 of the Lebanon Development Code.”

Section 2. Section 8.04.180.B is hereby repealed and replaced to read as follows:

B. Electrified fencing may be allowed, subject to the following standards:

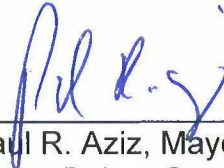
1. Electrified fencing may be permitted around outdoor storage areas, including vehicle storage areas, in the Industrial (Z-IND) zone, and the Mixed Use (Z-MU) zone associated with commercial or industrial uses as categorized in Chapter 16.03 of the Development Code.
2. The maximum height of the electrified fence shall be the maximum height permitted in the zone as established in the Development Code (Title 16).
3. The electrified fence must be located behind a non-electrified fence or wall that is at least 6 feet tall.
4. Electrified fencing located adjacent to public trails, sidewalks or rights-of-way, parking lots, public parks or other public facilities, schools, or residential uses must be located behind a non-electrified fence or wall with a solid surface or closed weave, or other treatment designed to restrict public contact with the electrified elements.
5. Electrified fencing shall meet or exceed the following industry safety standards:
 - a. Electrified fencing shall be constructed and installed in conformance with the most current specifications established by the International Electrotechnical Commission (IEC).
 - b. The electric charge produced by the fence upon contact shall not exceed the most current standards for energizer characteristics established by the International Electrotechnical Commission (IEC).
6. A Knox system shall be installed on all emergency access points to the satisfaction of the Fire District. An approved method to manually disconnect electrical power to

all portions of the fence and gates shall be provided at an exterior location. The method and location of the electrical disconnect shall be approved by the Lebanon Fire District.

7. The fence shall be clearly posted with warning signs in English and Spanish notifying persons of a dangerous fence. The signs shall include the statement, "DANGER - ELECTRIC FENCE," or an equivalent, together with a pictorial warning. The signs shall be posted at an interval of not more than 60 feet.
8. A fencing permit and electrical permit and inspection shall be obtained prior to installation.

Passed by the Lebanon City Council and executed by the Mayor on this 14th day of July 2021 by a vote of 4 yeas and 0 nays.

CITY OF LEBANON, OREGON



Paul R. Aziz, Mayor

Jason Bolen, Council President

ATTESTED BY:



Kim Scheafer, MMC, City Recorder