



Re: Fencing Regulations

Residential fencing is addressed in the Village Code in Chapter 196, Article 5, §196, 22 through 24. Building permits are required for fences, arbors, gates and driveway gates. Fences may not be solid & fences in excess of 4' are prohibited unless accessory setbacks are met. You can use the on line zoning map and table to find out what the setbacks are for your property. For additional information regarding fencing please refer to the Village Code at <http://www.ecode360.com/QU1026>. Building permit applications can found in the front entry at Village Hall or downloaded via <http://www.villageofquogue.com/forms.cfm>. In your application you must include:

- A copy of the survey showing the proposed fence location.
- Fill out the DRB form and indicate the type of fencing & finish/color proposed.
- Provide the estimated cost of installation on the application.
- Provide a copy of the contractors Town Home Improvement License & proof of workmen's comp on the proper NY State form (or notarized exemption form).

Deer fencing is permitted as per a notice posted in Volume 23, No. 1, Spring, 2007 of The Quogue Village Voice by former mayor Motz which states: *"... We have decided to relax the rules on deer fencing until we have found the ideal solution to control the deer population within our village. All we ask is that you use good taste and judgment in protecting your property."*

Permits are not currently required for deer fencing as long as they are installed as a "typical deer fence". A typical deer fence is 6' to 8' in height. A 6' fence with a 1' (+/-) cantilever seems to work just as well as an 8' fence. We have also seen fences as low as 4' with a larger cantilever work. Black plastic mesh fencing on black piping with a 2" maximum diameter is acceptable. Wooded properties can use existing trees and #6 or #8 metal reinforcing bar to construct deer fencing that is quite unobtrusive. Typically I suggest that residents get a permit for a compliant 4' fence or use a pool enclosure fence and attach deer fencing to or add deer fencing above the legal 4' fence. Installing a 4' fence with the posts at 6' or 8' intervals and installing the deer fencing with metal piping or heavy rebar on every other post seems to work well.

Deer fencing is not permitted in wetlands regulated by the D.E.C. Deer fencing is not permitted within a required front yard or where visible from the street unless properly screened. Depending on the location of the deer fence it may be regulated by the Design Review Board. Please see the photos below of acceptable deer fence solutions.

Existing swimming pools must comply with the Property Maintenance Code of New York State. You can view the pool enclosure code at:

http://publiccodes.citation.com/st/ny/st/b1300v10/st_ny_st_b1300v10_3_sec003.htm.

Sincerely,

William M. Nowak
Chief Building Inspector







Compliant pool enclosure fencing on 4 X4's. Black metal posts with plastic mesh deer fencing.