

Zoning Division  
Marge Schmuckal  
Zoning Administrator



Department of Urban Development  
Joseph E. Gray, Jr.  
Director

## CITY OF PORTLAND

Chris Maccario  
89 Gilman Street  
Portland, ME 04102

May 1, 2000

RE: 89 Gilman Street - 065-E-20 - R-6 zone

Dear Chris,

The City of Portland does not require a permit for the erection of fences unless your property is located within a Historic District. I do not believe that your property is located within a Historic District. Even though a permit may not be required through the City, there are zoning requirements that need to be met. I have attached a copy of Section 14-426 of the Zoning Ordinance which refers to fences. It states that any fence that is placed within 25' from the curb line, can not be higher than 4 feet. Beyond the 25 foot setback, your fence may be higher than the required 4 feet. Please note that the fence can only be placed on your property and not the City's property without getting special approvals. Fences may go up to your lot line, not on it, so it is important that you know where your lot lines are located. The City Ordinance does not recognize a "good" side or "bad" side to fences. Either side may face your neighbor.

The copy of the Ordinance that I attached also refers to another section of the Ordinance, section 14-434. I do not believe that this section would pertain to your situation. This section is in regards to corner lots. Your lot is not a corner lot.

I hope that this answers your questions in regards to fences. If you should have any more questions, please do not hesitate to contact me at 874-8695.

Very truly yours,

Marge Schmuckal  
Zoning Administrator.

cc: file

AMENDMENT TO PORTLAND CITY CODE  
§§ 14-426 and 14-434 (LAND USE)  
RE: FENCES AND CORNER CLEARANCE

*in effect  
4/97*

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORTLAND, MAINE  
IN CITY COUNCIL ASSEMBLED AS FOLLOWS:

That Sections 14-426 and 14-434 of the Portland City Code are  
hereby amended to read as follows:

**Sec. 14-426. Fences.**

*curb line - definition  
see*

In residence zones no wall or fence along a street line or  
within twenty-five (25) feet of a street line shall be more than  
four (4) feet in height unless said fence is located in the side or  
rear yard and is reviewed by the public works authority and found  
not to be a traffic or public safety hazard, subject to the  
provisions of section 14-434.

City Hall  
Attn: Code Enforcement Officer  
City of Portland, ME 04101

Chris Maccario  
89 Gilman Street  
Portland, ME 04102

65-E-20

April 20, 2000

Dear Sir,

I would like to install a fence all around my property at 89 Gilman Street in Portland the fence will be eight feet high and the privacy type, we badly need the fence to protect our small children from the street and the garbage being thrown routinely on our property by the parking lot users next to us.

I would appreciate any information or specifications pertaining to this project, looking forward hearing from you in the near future.

Sincerely yours,

*Chris Maccario*

Chris Maccario

MARGE,  
CAN YOU RESPOND  
TO THIS?!  
*(Signature)*

Received 4/24/00