

FEBRUARY 3, 2026

**ADJOURNED MEETING****FEBRUARY 3, 2026**

Pursuant to the adjournment taken, February 2, 2026, the Mayor and Board of Alderman of the City of Batesville reconvened at 1:00 p.m., on February 3, 2026, at the City Hall, 103 College Street, Batesville, Mississippi, when and where were present the following, to-wit: Mayor Hal Ferrell; Aldermen Stan Harrison, Jimmy McCloud, Carl Flowers, and Jim Whitaker. Also present were: City Attorney Colmon Mitchell; Chief Building Official Andy Berryhill; Administrative Assistant Sulli Bolen:

A quorum being present, the meeting was duly opened by the Mayor and, the following business was taken up.

**IN RE: LIFT MORATORIUM – FENCING & RESIDENTIAL FENCES**

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that a moratorium be lifted in connected with mobile food vendors and residential fences.

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**IN RE: RESIDENTIAL FENCING- ORDINANCE**

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, the following ordinance was adopted:

**AN ORDINANCE REGULATING RESIDENTIAL FENCES**

BE IT ORDAINED by the Mayor and Board of Alderman of the City of Batesville, Mississippi, as follows, to wit:

**Section 1. Definitions**

For the purposes of this ordinance, the following definitions apply:

- **Fence:** Any structure or partition, including walls or gates, used as a boundary, screen, barrier or enclosure.
- **Front Yard:** That portion of a lot extending between the front property line and the principal residential structure.
- **Side Yard:** The portion of a lot lying between the side property line and the nearest point of the principal residential structure.
- **Rear Yard:** The portion of a lot lying between the rear property line and the nearest point of the principal residential structure.
- **Corner Lot:** A lot abutting two (2) intersecting public streets.
- **Sight Triangle:** The triangular area formed by measuring from the intersection of two public street rights-of-way, along each right-of-way line a specified distance (e.g., 25 feet) and connecting those two points.

**Section 2. Permit Required**

1. No fence shall be erected, replaced (over 50% of total length), extended, or materially altered without first obtaining a fence permit from the City's Building/Code Enforcement office.
2. The permit application shall include a scaled site sketch showing the lot lines, location of the proposed fence, fence height(s), materials proposed, and location relative to the street(s) and other structures.
3. Exemptions: Temporary construction fencing (for building sites) or safety fencing (for swimming pool portions under separate pool regulations) may be installed without a fence permit but must be removed once the temporary use ends.
4. Required permit shall have a set fee of \$20.00.

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**Section 3. General Materials and Design Standards**

- 1. Fences shall be constructed of durable, weather-resistant materials appropriate for residential settings, including but not limited to: wood picket or board, vinyl, wrought iron, aluminum, decorative metal, or masonry.
- 2. Fences shall not be constructed of barbed wire, razor wire, electrically-charged wire, or corrugated metal, unless otherwise approved in a commercial/industrial zone.
- 3. Fences in the front yard shall not be bare chain-link and must have a vinyl coating or be wood picket or board, wrought iron, aluminum, decorative metal, or masonry.
- 4. Fences must be maintained in good condition: upright, without rust, rotting wood, missing boards, leaning sections, detached posts, peeling paint/stain (where applicable), or other visible deterioration.
- 5. Fences shall not adversely impact drainage, utility access, or required easements.

**Section 4. Height and Location Standards**

The following maximum heights and location restrictions shall apply in residential districts unless otherwise modified by a variance:

- 1. No fence shall be placed in a city, state, and/or county right of way.
- 2. Front yard fence heights shall be limited to four (4) feet.
- 3. Side and rear yard fence heights shall be limited to eight (8) feet.

ADOPTED, ORDAINED AND APPROVED on this the 3<sup>rd</sup> day of

February, 2026.

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HAL FERRELL, Mayor

ATTEST:

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SHONNAH WEAVER, City Clerk

**MINUTE BOOK NO. J-3 – CITY OF BATESVILLE, MISSISSIPPI**

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**IN RE:           CONDITIONAL USE PERMIT**

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that the conditional use permit fee be increased to \$250.00

**IN RE:           TRANSIENT VENDER APPLICATION**

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that the Transient Vender Application is approved.

Upon motion duly made and seconded, the meeting was adjourned.

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Mayor

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Clerk of the Mayor and Board of Aldermen  
Of the City of Batesville, Mississippi