

**ORDINANCE NO. 2026 – 39**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, AMENDING**  
**CHAPTER 62, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF CULLMAN BY**  
**ADOPTING A NEW SECTION 62-38 REGARDING FENCES AND WALLS**

**BE IT ORDAINED** by the City Council of the City of Cullman, Alabama, as follows:

**Section 1. Findings and Purpose.**

The City Council finds that clear, enforceable standards for the construction, maintenance, and appearance of fences and walls are necessary to protect public safety, preserve property values, ensure aesthetic consistency, and promote the general welfare of the citizens of Cullman. This amendment updates and clarifies the regulations governing fences and walls.

**Section 2. Amendment.**

Section 62-38 of the Code of Ordinances of the City of Cullman, Alabama, is hereby repealed in its entirety and replaced with the following:

**Sec. 62-38. Fences and walls.**

“Fence” means any structure, barrier, or partition that encloses, divides, or borders property.

“Wall” means any structure or barrier that creates an enclosure, division, or border of property.

A building permit shall be obtained prior to the erection, placement, or repair of any fence or wall.

Fences and walls shall be constructed in a uniform and consistent style and shall be composed of materials manufactured, designed, and intended for such purposes.

Fences and walls shall not include scrap materials, pallets, doors, or other such salvaged materials, which create a potential fire hazard and safety risk.

Fences and walls containing natural materials, such as rock or stone, shall be in a uniform and consistent style, free of loose or missing materials, and properly maintained to not create a potential safety risk.

Fences and walls must be properly maintained. All wooden portions of fences and walls shall be a decay resistant wood (not salvaged materials which create a potential fire hazard and safety risk) and be covered with paint, stain, or other substance, which preserves the wood from deterioration, dilapidation, or decay.

It shall be unlawful to erect or maintain any barbed wire, concertina or razor wire, or electric fences or walls on a residentially zoned property.

Fences and Walls are not permitted to be erected, placed, maintained or grown in any manner that impedes the natural flow of stormwater or obstructs a motorist's line of sight (see section 62-32(d)).

**Section 3. Severability.**

If any section, subsection, sentence, clause, or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause, or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

**Section 4. Repealer.**

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

**Section 5. Effective Date.**

This ordinance shall become effective upon its passage and publication as required by law.

ADOPTED BY THE COUNCIL this the \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
President of the City Council

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED BY THE MAYOR this the \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Mayor

### COUNCIL AGENDA REQUEST

Date: 06/11/2026

Department: Building Name: Pam Leslie

Phone: 256-775-7104 Email: pleslie@cullmanal.gov

Type of request (select all that apply):

- Alcohol License
- Budget Amendment
- Contract Approval
- Public Comment
- Special Event
- Other ordinance
- Annexation
- Change Order
- Petition
- Resolution
- Tax Abatement
- Bid Award
- Codification Change
- Proclamations
- Rezoning
- Variance

Reason for Request:

To amend the code section regarding fences and walls

Supporting Documentation:

Attach supporting documentation.

Signature:  

Signed by: Pam Leslie  
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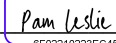
Approval Sequence:

1. Administration – City Clerk’s Office

Verifies form is completed and proper documentation is attached.

Approved to Move Forward  Rejected  Return to Requestor

Comments:

Signature:  Date: June 11, 2026 | 5:05 PM CDT

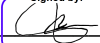
Signed by: Pam Leslie  
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2. Council Committee Chairperson - Jason Willoughby

Ensures necessity of the request.

Approved to Move Forward  Rejected  Return to Admin

Comments:

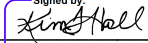
Signature:  Date: June 11, 2026 | 9:26 PM CDT

Signed by: Jason Willoughby  
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3. Council President

Approved for Council Agenda  Rejected  Return to Committee

Comments:

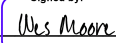
Signature:  Date: June 12, 2026 | 3:30 AM CDT

Signed by: Kim Hall  
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4. Administration – City Clerk’s Office

Added to Council Agenda Date of Meeting: 06/15/2026

Comments:

Signature:  Date: 06/12/2026

Signed by: Wes Moore  
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