



Osceola County Board of County Commissioners
Community Development Department
1 Courthouse Square, Suite 1400
Kissimmee, Florida 34741
Phone (407) 742-0200
Buildingmailbox@osceola.org

FENCE AFFIDAVIT

PROJECT INFORMATION

Permit Number: _____

Project Address: _____

RESPONSIBLE PARTY

I, the owner of the property relating to the above referenced address, am signing this affidavit as an inducement to cause Osceola County to issue a building permit for my benefit. I represent to Osceola County that I have the authority and power to execute this letter as owner of the subject property and acknowledge hereby the following conditions that this permit is issued upon:

- That the fence to be constructed is or may be located within drainage or utility easement dedicated to the public,
- That I will allow unlimited access to the easement area by County or utility company employees in order that the purposes of the easement may be fully effectuated,
- That, I will not impede or obstruct Osceola County or utility companies who have rights to the easement area from fully exercising their easement rights,
- That, if either Osceola County or an authorized utility company removes the fence constructed under this permit application due to my failure to remove it within a reasonable amount of time after formal notice is given, any loss or damage to my property shall be my responsibility. It is my responsibility to ensure that the fence is removed to provide use of the easement area by Osceola County or utility companies and, further, all such removals shall be at my sole cost and expense,
- I further acknowledge, that fences, walls and gates shall not obstruct the "safe sight distance triangle" as defined in FDOT Green Book, FDOT Index #546 nor closer than three (3') feet to any street right-of-way. The purpose of this requirement is to provide for visual clearance and traffic safety.
- Fences may not be located closer than five (5') feet to the front corners of the principal structure,
- The finished side of all fences shall face the street or adjoining property with the support post placed to the inside of the property.,
- Fencing shall not exceed thirty-six (36") inches in height if constructed forward of the building setback line. No fencing shall exceed seventy-to (72") inches in height. Fences in the front yard shall be a minimum of fifty (50%) percent transparent.
- Fences shall not be constructed to impede the drainage or flow of storm water on the property or any adjacent properties.
- The issuances of a permit shall not be construed to mean that the project is in conformance with any specific deed restrictions or restrictive covenants that may be applicable to the property. The applicant is responsible for determining whether any private deed restrictions exist and whether the project is in conformance with such restrictions.
- Affiant further states and acknowledges that they have determined the exact location of the property lot lines and that such fence will not encroach upon the lot lines of adjoining properties, parcels of land, public rights-of-way, or easements. I acknowledge, that an "As-Built Survey" may be required by Osceola County,

at the owner's expense, prior to the issuance of a final inspection approval and certificate of completion, if it has been determined by the Building Official that the fence, wall, or gate may encroach on adjacent properties, easements, or a public right-of-way. The "As-Built Survey" shall locate the parcel property lines and the fence, wall, or gate to verify its as-built location in relation to the property lines. If any encroachment onto any adjoining property, right of way or easement is found to exist that relocation of the fence, wall or gates will be at my expense entirely and Osceola County will not issue a certificate of completion until the fence, wall or gate is found to comply and no encroachment exists.

- I further acknowledge that if violations are found to exist and are not corrected in a timely manner after notice, code enforcement action will be taken against the property owner in accordance with Osceola County Code of Ordinances.
- That this document is binding upon my assigns, successors in interest, transferees, heirs, and all similar persons or entities.

Proposed scope of work: Fence Fence with columns

Fence Height(s): _____ FT

Column Height(s): _____ FT

Fence Type: Open/Picket Closed/Privacy Other: _____

Fence Material: Wood Vinyl/PVC Metal/Aluminum Other: _____

Is there a pool located on this property? Yes No

Is the fence to satisfy the residential swimming barrier requirement (FBC R4501.17) Yes No

Is a metal fence within 5 feet of pool water? (National Electrical Code Article 680.26) Yes No

Property Owner's Signature Printed Name Date

**STATE OF FLORIDA
COUNTY OF OSCEOLA**

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this _____ day of _____, 20_____

by _____, whom do I personally know or who has produced _____
Name of Person Acknowledging

_____ as identification and who did/did not take an oath.
Type of I.D.

SEAL

(Signature of person taking acknowledgement)

(Name of officer taking acknowledgement typed, printed or stamped)