

*“A Historic Past”*



*“A Bright Future”*

CITY OF DELAWARE CITY  
407 Clinton Street – P.O. Box 4159  
Delaware City, Delaware 19706  
302-834-4573

### **Delaware City Historic Preservation Commission**

April 29, 2010

Theodorus Xenidis  
605 Wilson Road  
Wilmington, DE 19803

**Re: Letter of Appropriateness  
Fence – 225 Washington Street Tax Parcel 22-009.00-017  
DCHD Property Inventory No. – N6333.054**

Dear Mr. Xenidis:

The Delaware City Historic Preservation Commission (HPC) met in a publicly noticed meeting on April 13, 2010 to consider a fence recently added to your property.

The Delaware City Code requires review and approval by Town hall and the Historic Preservation Commission (HPC). This approval was not applied for or received. At the request of the town manager you brought this request to the HPC at their April 13, 2010 meeting.

The Commission reviewed the proposed design with consideration of the following factors required under Section 46-64 a.), b.), e.) and j.):

**“Section 46-64 Fences**

No fence, wall, or other open enclosure shall be erected on any property which does not comply with the following requirements:

a.) A permit or other written approval of the City must be granted prior to the construction, alteration, replacement, or removal of any fence, wall, or enclosure, provided, however, that non-permanent edging less than one foot (1') tall shall be exempt from this requirement.

b.) Fences constructed within the Delaware City Historic District must also comply with the provisions of Chapter 49 of the Code of the City of Delaware City and are subject to review and approval by the Historic Preservation Commission. ...

e.) Fences in front yards shall be no more than four feet (4') high, measured from the surrounding grade, unless otherwise required by this Chapter. Corner properties are considered to have two (2) front yards, when directly abutting public streets. ...

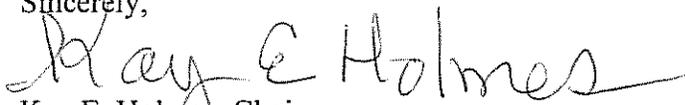
j.) Fences located between the limits of the front or side façade plane of any principal use structure and an abutting public street shall be constructed of open rails or pickets (less than 80% solid), however open wire mesh may be installed on the property side of the fence for pet or child containment. Chain link, solid, privacy, or stockade type fencing is not permitted under this subsection. “

The Commission denied the plans as submitted.

The Commission states that this fence was erected after the Fence Regulation and is therefore subject to the regulations as quoted above.

This denial may be appealed to the Mayor and Council.

Sincerely,

A handwritten signature in cursive script that reads "Kay E. Holmes". The signature is written in black ink and is positioned above the typed name and title.

Kay E. Holmes, Chair  
Delaware City Historic Preservation Commission