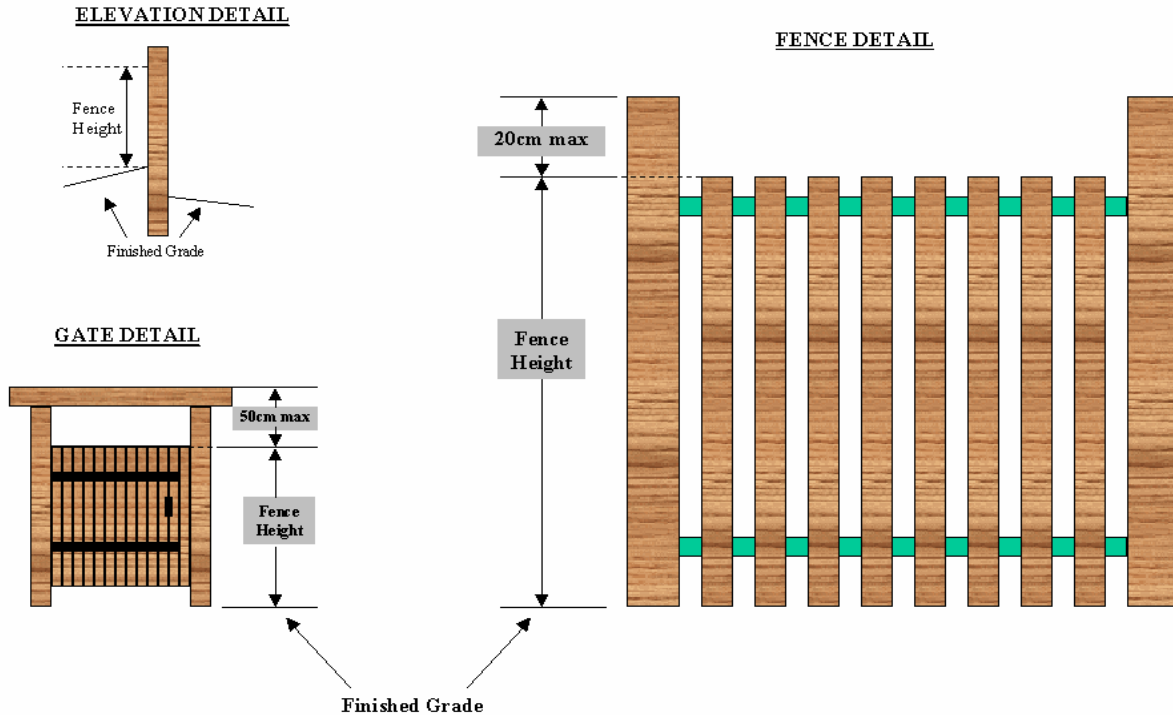


**TOWN OF TECUMSEH RESIDENTIAL FENCING SUMMARY BY-LAW 2003-057**

“fence height” means the vertical distance between the finished grade of the ground and the top of the fence. Any fence post or any decorative fence post feature may project a maximum of 20 centimeters ( 7.9 inches) above the fence height. The fence gate shall not exceed the maximum permitted height of the fence and any decorative gate feature located above the gate may project a maximum of 50 centimeters (19.7 inches) above the maximum fence gate height. The height of the fence shall be measured from the higher adjacent grade where there is a grade difference on each side of the fence.

**Section 1.1 (d) Fence Height**



The maximum fence height shall be 1.22 meters (4.0 feet) and the construction shall be of open chain link construction (or of material similar in nature) for property fronting on the north side of Riverside Drive.

**Maximum fence height shall be 1.9 meters (6.2 feet) in any interior side yard, exterior side yard or rear yard**  
**Maximum fence height shall be 1.22 meter (4.0 feet) in height in any front yard.** For the purposes of application of this provision on vacant lots the height restriction for front yard fences shall commence at the point where the required front yard abuts the rear yard. **Minimum fence height shall be 1 meter (3.3feet)** A fence constructed of barbed wire is not permitted.

**POOL FENCING REGULATIONS SUMMARY BY-LAW 2003-057**

Every owner of a privately-owned outdoor swimming pool including pools in front yards shall erect and maintain, or cause to be erected and maintained, a swimming pool enclosure completely around the swimming pool which ;

- a) **shall not be less than 1.22 meters (4.0 feet) in height and shall not exceed 1.9 meters (6.2 feet) in height**
- b) shall be constructed of chainlink, vertical board, iron, aluminum, plastic or a combination thereof as provided in this By-law or such other material, design or construction as will provide an equivalent degree of safety and which is approved, by the Chief Building Official of the Town; and
- c) shall be constructed so that the distance between the finished grade of the ground and the bottom of the fence does not exceed 10 centimeters (3.93 inches).

A swimming pool enclosure may incorporate one or more gates of equivalent material and construction as the fence and every such gate shall:

- a) not be less than 1.22 meters (4.0 feet) in height;
- b) be supported by substantial hinges and equipped with self-closing and self-latching devices placed at the top and on the inside of the gate.

A swimming pool enclosure shall be set back a minimum distance of 1.2 meters (3.9 feet) from the swimming pool wall. A swimming pool enclosure may incorporate all or a portion of the wall of a building but no entrance to the pool area shall be permitted through such wall unless the wall is set back a minimum distance of 1.5 meters (4.9 feet) from the swimming pool wall.

**A swimming pool enclosure if of chain-link construction shall;**

- a) have mesh not greater than 5.0 centimeter (2 inch) consisting of 12 gauge galvanized steel wire or 14 gauge steel wire covered with vinyl coating or such other equivalent material;
- b) have galvanized steel supporting posts spaced at no more than 3 meters (9.8 feet) intervals;
- c) have end posts and corner posts at least 4.8 centimeters (1.9 inches) in diameter extended a minimum depth of .9 meters (3 feet) below grade encased in concrete;
- d) have intermediate posts of at least 38 millimeters (1.5 inches) in diameter extended a minimum depth of .9 meters (3 feet) below grade encased in concrete; and
- e) have top and bottom rails made of galvanized steel pipe having a minimum diameter of 3.2 centimeters (1.25 inches) it being understood that a galvanized steel tension rod having a minimum diameter of .5 centimeters (.2 inches) may be substituted for the bottom rail.

**A swimming pool enclosure if of vertical board construction shall:**

- a) have vertical boarding not less than 2.5 centimeters (1inch) by 10 centimeters (4 inches) nominal spaced not more than 10.2 centimeters (4 inches) apart attached to a top and bottom rail in such a manner as not to facilitate climbing from the exterior face;
- b) be supported by posts not less than 10 centimeters (4 inches) by 10 centimeters (4 inches) nominal spaced not more than 2.5 meters (8.2 feet) apart and extended a minimum depth of 1.2 meters (3.9 feet) below grade encased in concrete;
- c) be treated with a wood preservative below grade or consist of pressure treated wood below grade;
- d) have top and bottom rails not less than 5 centimeters (2 inches) by 10 centimeters (4 inches) nominal;

**A swimming pool enclosure if of construction other than chain-link or vertical board construction shall,**

- a) be constructed so that the rigidity of the fence is at least equal to that specified for chain-link and vertical board construction
- b) be permitted to have exposed structural or other members or parts thereof on the outside of the fence attached in such a manner as not to facilitate climbing from the exterior face; and,
- c) have a maximum of 10 centimeters (4 inch) openings in the fence or gates.

**The provisions of this By-law relating to privately owned outdoor swimming pools shall apply to all above ground pools.** The swimming pool enclosure may incorporate decks and guards constructed in such a manner that the possibility of climbing from the exterior face is consistent with the fencing provisions found in this By-law relating to privately-owned outdoor swimming pools. The maximum height of an enclosure constructed in accordance with this provision shall be 2.3 meters (7.5 feet).

Every owner of an above ground outdoor swimming pool shall erect and maintain, or cause to be erected and maintained, at every entrance into such pool a gate at least 1.22 meters (4.0 feet) in height having self-closing, self-latching devices placed at the top and on the inside of the gate and the owner of the swimming pool shall keep the gate closed and locked at all times when a responsible person is not present and supervising the swimming pool.

**Telephone No.'s for Locates - Gas & Hydro – 1-800-400-2255 --- Water 735-4225**

**I certify that I am the owner of the land on which the fence is to be erected or I am the authorized agent of the owner. I understand that it is the owners sole responsibility to insure the location of the fence on the owners property and further, I understand that the issuance of a permit does not confer upon the owner any right against any third party to claim ownership of any land which this fence may enclose.**