

170 The Bridle Path - Application for Fence Exemption

Date: June 08, 2026

To: North York Community Council

From: Acting District Manager, Municipal Licensing and Standards, East District

Wards: Ward 15 Don Valley West

SUMMARY

The Applicant for 170 The Bridle Path has requested North York Community Council to exempt their property from the following by-law requirements:

1. City of Toronto Municipal Code Chapter 447 Section 447-1.3E(2)(a) - Gate and end (terminal) posts for a chain-link fence shall be embedded to a minimum depth of 760 millimetres (30 inches) in concrete with a minimum diameter of 200 millimetres.
2. City of Toronto Municipal Code Chapter 447 Section 447-1.2A(5) - No person shall erect, own or maintain, or cause or permit the erection or maintenance of any fence that uses materials not usually intended for use in permanent fencing, unless specifically permitted by this chapter or another by-law.
3. City of Toronto Municipal Code Chapter 447, Section 447-E(2)(a)(2), requires that terminal posts for a pool enclosure on a single residential property be embedded to a minimum depth of 760 millimetres in 200-millimetre concrete, establishing the prescribed standard for structural support and installation.

The applicant for 170 The Bridle Path is requesting an exemption to permit the existing rear yard fence to remain as constructed.

Furthermore, the above sections of the applicable by-law stipulates that swimming pool enclosures shall be constructed in accordance with prescribed standards and shall be comprised exclusively of one of the following materials: chain-link fencing, metal picket fencing, glass panels, or masonry walls.

Further to; The Applicant for 170 The Bridle Path has requested North York Community Council to exempt their property from the following by-law requirements:

1. City of Toronto Municipal Code Chapter 447 Section 447-1.2 —B (1) (2) A fence located in a front yard may have a maximum height of 1.2 metres if it is within 2.4 metres of a lot line abutting a public highway (excluding public lanes), and up to 2.0 metres if it is more than 2.4 metres from such a lot line.

Municipal Licensing and Standards Division has inspected the subject property and issued a notice of violation under City of Toronto Municipal Code Chapter 447. - Fences

RECOMMENDATIONS

The Acting District Manager, Municipal Licensing and Standards, East District, recommends that North York Community Council consider this matter pursuant to City of Toronto Municipal Code Chapter 447, including Sections 447-1.3E(2)(a), 447-1.2A(5), 447-1.2B(1) and (2), and 447-E(2)(a)(2)

1. Refuse to grant an exemption to Chapter 447, Fences, to the property owner of 170 The Bridle Path, for the existing fence described in the Summary of this report.

FINANCIAL IMPACT

There is no financial impact on the City of Toronto.

DECISION HISTORY

There are no previous Fence Exemption decisions at 170 The Bridle Path

COMMENTS

Municipal Licensing and Standards Inspection Results:

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION and DEFICIENCY	BY-LAW SECTION and REQUIREMENT*
Front Yard	Front Yard Fence & Gates	The existing front yard fencing is comprised of stone columns with a height of 2.7 metres (8.9 feet), together with aluminum fencing and driveway gates measuring 2.5 metres (8.0 feet) in height, forming a continuous and uniform enclosure along the frontage of the property.	447-1.2. B (1) 1. 2. Restrictions on fences; height. Fence in a front yard; and within 2.4 meters of a lot line abutting a public highway (public highway does not include a public lane) Fence in a front yard; and not within 2.4 meters of a lot line abutting a public highway (public highway does not include a public lane)
Rear yard Pool Enclosure	The fence separating the pool from the dwelling.	The enclosure has been constructed with chain-link fence posts that are securely anchor-bolted into the concrete pool surround.	Section 447-1.3E(2)(a) Construction standards. Every fence and gate used in a swimming pool enclosure shall be constructed to the following standards: (a) A chain-link fence used in a swimming pool enclosure shall be constructed in a good, workmanlike manner and in compliance with the following: Gate and

			end (terminal) posts for a chain-link fence shall be embedded to a minimum depth of 760 millimetres in concrete with a minimum diameter of 200 millimetres (8 inches).
Rear yard Pool Enclosure	Along the North/East property line.	The existing pool fence does not comply, as it is constructed with a mesh size of 50 millimetres (2 inches), which exceeds the maximum permitted size.	Section 447.1.3E(2)(a) A chain-link fence used in a swimming pool enclosure must be constructed in a good, workmanlike manner and comply with including a maximum mesh size of 38 millimeters (1.5 inches) for pools on a single residential property.
Rear yard Pool Enclosure	All three sides forming the perimeter of the rear yard pool enclosure.	The enclosure has been constructed using commercial-grade composite fencing with a solid backing, supported by aluminum joists and posts; however, these materials and construction methods are not permitted as standard components of a permanent pool enclosure under the by-law.	Section 447-1.2A(5) Restrictions on fences: No person shall erect, own or maintain, or cause or permit the erection or maintenance of any fence that uses materials not usually intended for use in permanent fencing, unless specifically permitted by this chapter or another by-law.

City of Toronto Municipal Code Chapter 447 Fences by-law sets out the requirements for Pool Fence Enclosures that must provide adequate barriers to ensure safety for all residents and users, including children and pets. Specifically, Chapter 447 sets out requirements to prevent access to hazardous areas and to withstand environmental pressures, such as wind and snow, to prevent hazards associated with fence failure, emphasizing safety, durability, aesthetics, and compliance with regulations.

The intent behind pool enclosure regulations is to prevent non-swimmers, including young children, from gaining unintended access to unsupervised pool areas.

May 26 2008 Toronto City Council (LS13.3)

On May 26 and 27, 2008, the City Council adopted the following motions:

1. The current provisions in Toronto Municipal Code Chapter 447, Fences with respect to four-sided pool enclosures are not amended to include any alternative safety devices.
2. Individuals be able to request an exemption from the four-sided pool enclosure provision, when it would not be practicable, because of a disability, as defined in the Ontarians with Disabilities Act, of an occupant of the building, to provide access in accordance with the requirements of the by-law.
3. When an exemption is granted, conditions considered appropriate by City Council to prevent a young child gaining access to the pool area unsupervised, be imposed.
4. When the need for an exemption ceases to exist, the pool enclosure is reinstated to comply fully with the provisions of the Chapter.

CONTACT

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SIGNATURE

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ATTACHMENTS

- Attachment 1: iView Map of Property – 170 The Bridle Path - City of Toronto.
- Attachment 2: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences
- Attachment 3: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences
- Attachment 4: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences
- Attachment 5: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences
- Attachment 6: MLS Staff Photo Rear Yard - Pool – Pool Enclosure
- Attachment 7: MLS Staff Photo Rear Yard - Pool Enclosure -Construction standards.
- Attachment 8: MLS Staff Photo Rear Yard - Pool Enclosure -Construction standards
- Attachment 9: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences
- Attachment 10: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences

Attachment 1: iView Map of Property – 170 The Bridle Path - City of Toronto.



Attachment 2: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences



Attachment 3: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences



Attachment 4: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences



Attachment 5: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences



Attachment 6: MLS Staff Photo Rear Yard - Pool – Pool Enclosure



Attachment 7: MLS Staff Photo Rear Yard - Pool Enclosure -Construction standards



Attachment 8: MLS Staff Photo Rear Yard - Pool Enclosure -Construction standards



Attachment 9: MLS Staff Photo Rear Yard - Pool Enclosure -Construction standards.



Attachment 10: MLS Staff Photo Rear Yard – Front Yard - Restrictions on fences

