

FENCE REGULATIONS AND GUIDELINES

Note: Building permits are required for all swimming pool and swimming pool fence barrier installations.

Note: Any fence more than 6 feet high requires a building permit.

1. Fences must be on the property of the owner.
2. We recommend that a property survey be used to determine fence placement.
3. Fences cannot extend out to curbs on streets, Town, County or State property or right of ways. They must be on the owners land.
4. Fences cannot impede sight distance at the intersections or roads.
5. We recommend that placement be just slightly within the owner's property because, in extreme cases, adverse possession may be invoked due to care of the property by a neighbor.
6. No height restrictions exist *except* for swimming pool requirements and refuse containers for multi-family residences and commercial facilities.

For garbage fencing requirement, click the link to see Greenport Town Code, Chapter 72.1 A (3) a–d: <https://www.ecode360.com/10607250>

7. New York State and the Town REQUIRE an approved “barrier” to be installed in conjunction with a swimming pool. Some general information from the Residential Code of NYS is as follows:
 - A. Barriers required for in ground pools and pools with less than 48 inches wall height, measured from top of barrier to adjacent grade.
 - B. At least a 4 foot high barrier is required.
 - C. Not permitted to be any more than 2 inches of space between the barrier and the ground.
 - D. Barriers cannot be constructed to provide footholds (from outside).
 - E. Barrier construction including railings, post and other barrier material must resist at least 200 pounds.
 - F. Chain link fences are permitted. There are specifics on the maximum size openings allowed.
 - G. Picket type fences must have 4 inches or less between pickets.
 - H. All gates must be securely locked and self-latching. Pedestrian gates must be self-closing, self-latching and swing outward away from the pool.