

**Natural Garden Exemption Request
153 Mercury Road**

Date:	July 20, 2007
To:	Etobicoke York Community Council
From:	Curtis Sealock, Manager, Municipal Licensing and Standards
Wards:	Ward 2, Etobicoke North
Reference Number:	ML&S Folder No. 07-231964 LGW

SUMMARY

This staff report is about an application for exemption to the requirements under Chapter 489 of the Toronto Municipal Code, Grass and Weeds, for which the Etobicoke York Community Council has delegated authority from City Council to make a final decision.

A Notice of Violation has been issued which requires that the long grass and weeds be cut at 153 Mercury Road to comply with the said Chapter of the Toronto Municipal Code. This application is made on the basis that the growth is exempt as a Natural Garden.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that:

The Etobicoke York Community Council approves the application and grants the Natural Garden Exemption and cancels the Notice of Violation.

FINANCIAL IMPACT

There are no financial implications resulting from the adoption of this report.

ISSUE BACKGROUND

In response to a complaint, a Notice of Violation was issued on June 14, 2007, requiring the owner of 153 Mercury Road to cut the long grass and weeds in accordance with Toronto Municipal Code, Chapter 489, Grass and Weeds.

Chapter 489 of the Toronto Municipal Code, Grass and Weeds, regulates “long grass and weeds” requiring same to be cut upon receipt of a served Notice. The Chapter also provides for review of the requirements of such a Notice on the basis that the lands form a Natural Garden. An application for review was received for the property municipally known as 153 Mercury Road, and this report is prepared in accordance with the requirements of the said Chapter to provide background information to assist the Etobicoke York Community Council in making a decision.

COMMENTS

Parks, Forestry and Recreation investigated the property and reported that this garden is within the provisions of the natural garden exemption in both the front and rear yards. No conditions were stipulated as the subject property owner complied immediately with some minor suggestions made by Forestry Staff. Hence, the yards at the subject property comply as a natural garden but need to be maintained as such.

CONTACT

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SIGNATURE

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