

**Request for a Fence Exemption
77 Gordon Road**

Date:	January 30, 2007
To:	North York Community Council
From:	Bryan Byng, District Manager, Municipal Licensing and Standards, North York District
Wards:	Ward 25 – Don Valley West
Reference Number:	IBMS No. 07-100506

SUMMARY

The purpose of this report is to consider a request by the owner(s) of 77 Gordon Road to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence on this part of the property can be 2 metres.

The existing wood frame lattice fence is in the rear and side yard on the east side of the property. The fence is 7.86 metres in length, starts in the side yard and extends into the rear yard in three sections ranging in height from 2.1 metres to 2.25 metres.

RECOMMENDATIONS

- 1. Municipal Licensing and Standards recommends that the fence exemption not be granted.**

FINANCIAL IMPACT

There is no financial impact anticipated in this report

DECISION HISTORY

This matter came in as a public complaint.

The neighbouring property at 79 Gordon Road was the subject of a report before North York Community Council requesting a fence exemption on January 16, 2007. The owner(s) of 79 Gordon Road were requesting an exemption for a fence in the side yard separating them from 77 Gordon Road. This exemption request was for an existing board on board fence at a height of 2.77 metres. An exemption was granted for the fence provided that the lattice work on top of the fence is removed for a height of approximately 2.47 metres.

COMMENTS

The owner(s) are requesting the exemption for reasons of privacy, security and aesthetics.

Should the recommendation not be accepted and the request approved, a condition of approval should include that when the fence is replaced it should be constructed in compliance with Chapter 447 or its successor by-law.

CONTACT

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SIGNATURE

Bryan Byng, District Manager
Municipal Licensing and Standards
North York District

ATTACHMENTS

1. Fence exemption letter
2. Photos