

## **Request for a Fence Exemption 42 Bunty Lane**

<b>Date:</b>	March 6, 2007
<b>To:</b>	North York Community Council
<b>From:</b>	Bryan Byng, Manager, Municipal Licensing and Standards, North York District
<b>Wards:</b>	Ward 24 – Willowdale
<b>Reference Number:</b>	IBMS No. 05-180006

### **SUMMARY**

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This staff report is about a matter that the community council has delegated authority to make a final decision [provided that it is not amended so that it varies with City policy or by-laws].

The purpose of this report is to consider a request by the owner(s) of 42 Bunty Lane to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the side yard can be 2 metres.

The subject of this exemption request is an existing fence made of wood that is located in the side yard on the north side of the property. The bottom part of the fence is board on board and is 1.9 metres high. A section of framed lattice that is 2.7 metres in length has been affixed to the top of the fence, making it 3.1 metres high in that section.

### **RECOMMENDATIONS**

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- 1. Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.**

### **FINANCIAL IMPACT**

There is no financial impact anticipated in this report

## **DECISION HISTORY**

This was a public complaint. A notice of violation was issued. An exemption request was received.

## **COMMENTS**

The owner(s) state that the wood lattice extension has been placed there for reasons of privacy 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 bylaw.

## **CONTACT**

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## **SIGNATURE**

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

## **ATTACHMENTS**

1. Fence exemption letter
2. 3 Photos