

**Request for a Fence Exemption
29 Upper Canada Drive**

Date:	March 6, 2007
To:	North York Community Council
From:	Bryan Byng, Manager, Municipal Licensing and Standards, North York District
Wards:	Ward 25 – Don Valley West
Reference Number:	IBMS No. 07-106335

SUMMARY

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 29 Upper Canada Drive to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the front yard not within 2.4 metres of the front lot line can be 1.2 metres.

The subject of this exemption request is an existing lattice frame wood fence that runs parallel to the apartment building wall in the front yard. The fence is 1.53 to 1.68 metres in height and is 46.2 metres in length.

RECOMMENDATIONS

- 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 matter arose as an exemption request.

COMMENTS

The fence was installed for reasons of security and privacy. The building has apartments where the floor is at or below ground level.

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

Bryan Byng, District Manager
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ATTACHMENTS

1. Fence exemption letter
2. Photos