

**Fence Exemption Request
305 Lawrence Avenue East**

Date:	October 15, 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. 07-246488

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 305 Lawrence Avenue East, 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. Within 2.4 metres of the front lot line the maximum height can be 1.2 metres provided it is open mesh chain link or an equivalent that does not restrict sight lines otherwise the maximum height of the fence can be 1 metre. This section further states that the maximum height for any other fence is 2 metres.

The exemption request is in two parts. The first part is for the east and front sections of the existing picket style wood fence with stone corner and gate posts that encloses the front yard that ranges in height from 1.2 to 1.3 metres. The second part of the request is to construct a wood fence with lattice strip on top that will be 2.13 metres in height along the entire west side of the property for a distance of 46 metres and continue around the corner and along the front lot line for a distance of 2.4 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 is not a public complaint. It arose as an exemption request by the owner(s).

COMMENTS

The owner(s) are requesting this exemption for reasons of privacy and aesthetics.

The proposed fence will create a sight line obstruction. The existing fence is a sight line obstruction.

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. Pictures.