

**Fence Exemption Request
62 Post Road**

Date:	October 16, 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. 07-261804

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 62 Post Road, 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 consists of an iron fence to be constructed 1.8 metres in height and 32 metres long in the front yard along the west property line. The second is a concrete post and iron fence to be constructed along the front of the property ranging in height from 1.8 to 2.4 metres with concrete posts ranging in height from 2.4 to 3 metres. The gate will be 2.78 metres in height. A row of cedars will run behind the entire fence at a height of approximately 3.4 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 security.

The proposed fence may create 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. Diagram