



# STAFF REPORT ACTION REQUIRED

## Request for Fence Exemption – 21 Landfair Crescent

<b>Date:</b>	October 31, 2007
<b>To:</b>	Scarborough Community Council
<b>From:</b>	Bill Blakes, Manager, Municipal Licensing and Standards, Scarborough District
<b>Wards:</b>	Ward 38 – Scarborough Centre
<b>Reference Number:</b>	IBMS No. 07 226282

### SUMMARY

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This staff report is about a matter for which the Community Council has delegated authority from City Council to make a final decision.

The purpose of this report is to consider a request by the owner(s) of 21 Landfair Crescent to be exempted from Chapter 447 – Fences section (2) of the Toronto Municipal Code. This section states that the maximum height of the fence in the rear yard is 2 metres measured perpendicular to and one metre on either side of the fence at any point along its length.

### RECOMMENDATIONS

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**Municipal Licensing and Standards, Scarborough District recommends that Scarborough Community Council:**

1. refuse the existing 2.62 metre high board on board wood fence based on non-compliance with the requirements set out in Chapter 447 of the Toronto Municipal Code.

#### **Financial Impact**

There is no financial implications.

## **DECISION HISTORY**

The City of Toronto Council enacted the amalgamated Fence By-law on July 6<sup>th</sup>, 2000 to prescribe the height and description of fences on private property and to require owners of privately owned outdoor swimming pools to erect and maintain fences and gates around swimming pools. This by-law and the amendments are now found in Chapter 447 of the Toronto Municipal Code

## **ISSUE BACKGROUND**

A public complaint was received by Municipal Licensing and Standards regarding the wooden fence in the rear yard of 21 Landfair Cres which exceed the 2 meter height restriction. A Notice of Violation was issued to the owner(s) of 21 Landfair Cres regarding the violation. The fence in the rear yard of 21 Landfair is a wooden board fence along the north east property line. The fence varies in height with a maximum height of 3.1 meters at the north end. There is an average of 1.1 meters change in elevation grade between 21 and 23 Landfair Cres.

## **CONTACT**

Glenn Shimoda,  
Supervisor, Municipal Licensing and Standards, Scarborough District  
Tel: 416-396-7371

## **SIGNATURE**

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Bill Blakes, Manager, Municipal Licensing and Standards, Scarborough District

## **ATTACHMENTS**

1. Correspondence dated September 10, 2007 from Paul and Kimberley Geraci (Owners)
2. Pictures