



STAFF REPORT ACTION REQUIRED

Request for a fence exemption to Chapter 447-Fences of the Toronto Municipal Code at 32 Inglewood Drive

Date:	January 28, 2007
To:	Toronto East York Community Council
From:	Elizabeth Glibbery, Manager, Municipal Licensing and Standards Division Toronto East York District
Wards:	Ward 27 – Toronto Centre - Rosedale
Reference Number:	IBMS No. 144571

SUMMARY

The purpose of this report is to consider a request by the agent for the owner(s) of 32 Inglewood Drive to be exempted from Chapter 447 – Fences, Section 447-2(B). The City of Toronto Municipal Code, Chapter 447 - Fences, Section 2, provides that the maximum permitted height of a fence located in the rear yard cannot exceed 2 metres.

This existing board and lattice fence measures approximately 2.53 metres (8 feet 4 inches) and separates the rear yard of 32 Inglewood Drive and the property to the west. The total length of the fence extends approximately 6 metres (19 feet, 6 inches).

RECOMMENDATIONS

1. Municipal Licensing and Standards Division recommends that the fence exemption not be granted.

Financial Impact

There is no financial impact anticipated in this report.

DECISION HISTORY

The Municipal Licensing and Standard Division received a public complaint that this fence exceeds the maximum height permitted. A notice of violation was issued and an exemption request was made by the owner (Attachment 1).

ISSUE BACKGROUND

The neighbouring owners to the west of 32 Inglewood Drive have a large window overlooking the rear yard of 32 Inglewood Drive. The fence section that contravenes the bylaw was constructed on the west side of the property to provide privacy from the neighbours to the west of 32 Inglewood Drive (Attachment 2).

COMMENTS

In appealing this matter, the owners are requesting an exemption in support of the existing fence, measuring approximately 2.53 metres in height, to remain for security and privacy reasons.

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-Fences or its successor bylaw.

CONTACT

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SIGNATURE

Elizabeth Glibbery, Manager
Toronto East York District

ATTACHMENTS

1. Fence exemption letter\
2. Photographs