



## STAFF REPORT ACTION REQUIRED

### Request for a fence exemption to Chapter 447-Fences of the Toronto Municipal Code at 25 Maple Grove Avenue

<b>Date:</b>	February 19, 2007
<b>To:</b>	Toronto and East York Community Council
<b>From:</b>	Elizabeth Glibbery, Manager, Municipal Licensing and Standards Division Toronto East York District
<b>Wards:</b>	Ward 14 – Parkdale-High Park
<b>Reference Number:</b>	IBMS Folder No. 06-198722

#### SUMMARY

---

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 owners of 25 Maple Grove Avenue 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.

The existing white cedar fence measures 2.08 metres (7 feet 2 inches) and separates the rear yard of 25 Maple Grove and the properties to the east and west, 21 and 27 Maple Grove Avenue. The total length of the fence extends approximately 102 feet, including the gate.

#### RECOMMENDATIONS

---

Municipal Licensing and Standards Division recommends that the Toronto and East York Community Council deny the fence exemption request for 25 Maple Grove Avenue.

#### Financial Impact

There is no financial impact anticipated in this report.

#### DECISION HISTORY

The Municipal Licensing and Standards 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 property to the west of 25 Maple Grove Avenue has a raised deck at the back of the property. The fence was constructed to provide privacy from the neighbours to the west.

## **COMMENTS**

In appealing this matter, the owners are requesting an exemption in support of the fence, measuring approximately 2.08 metres in height to remain for security and privacy reasons (Attachment 2).

Should the recommendation not be accepted and the exemption be granted, a condition of approval should include that when the fence is re[placed that it should be constructed in compliance with Chapter 447-Fences or its successor bylaw.

## **CONTACT**

Joe Magalhaes, Supervisor, Municipal Licensing and Standards Division  
Toronto East York District, 416 392-0874, fax 416 392-0384, [jmagalh@toronto.ca](mailto:jmagalh@toronto.ca)

## **SIGNATURE**

---

Elizabeth Glibbery, Manager  
Toronto East York District

## **ATTACHMENTS**

1. Fence exemption request letter
2. Photographs

Applicants:

Lisa Kannakko  
25 Maple Grove Avenue  
M6K 1M9