



**STAFF REPORT
ACTION REQUIRED**

**Request for a Fence Exemption
8 Southgate Avenue**

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| Date: | March 12, 2008 |
| To: | North York Community Council |
| From: | District Manager, Municipal Licensing and Standards, North York District |
| Wards: | Ward 10 – York Centre |
| Reference Number: | IBMS No. 08-107667 |

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 8 Southgate Avenue to be exempted from the City of Toronto Municipal Code, 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 property line can be 1.2 metres. This Section also states that a solid fence that restricts site lines within 2.4 metres of the front lot line can be a maximum of 1.0 metre.

The proposed combination of cedar trees and ornamental wooden screen fence will be located in the front yard on the inside of the west property line. The cedar trees and ornamental wooden screen fence will extend from the front of the house 6.09 metres and be 1.82 metres in height.

RECOMMENDATIONS

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

FINANCIAL IMPACT

There is no financial impact anticipated resulting from the adoption of this Report.

DECISION HISTORY

The application was made by the property owner(s).

ISSUE BACKGROUND

The section of fence that is in contravention of the By-Law will be constructed (planted) on the inside of the west property line. The proposed fence will be comprised of a 2.44 metre long ornamental wooden screen with cedar trees on either side to a height of 1.82 metres. The combination of cedar trees and ornamental wooden screen will extend from the front of the house 6.09 metres.

COMMENTS

The owner(s) are requesting the exemption for reasons of privacy and aesthetic value.

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. Plans
2. Survey