



STAFF REPORT ACTION REQUIRED

Request for Fence Exemption for 41 Lynndale Road

Date:	January 4, 2008
To:	Scarborough Community Council
From:	Bill Blakes, Manager, Municipal Licensing and Standards, Scarborough District
Wards:	Ward 36 – Scarborough Southwest
Reference Number:	IBMS No. 05-120126

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 owner(s) of 41 Lynndale Road to be exempted from Chapter 447-Fences section (2) of the Toronto Municipal Code.

This section states:

- the maximum mesh size for a chain link fence is 38 millimetres(1.6 inches).

RECOMMENDATIONS

1. It is recommended that this request to permit the existing chain link fence be refused based on the non-compliance with the requirements set out in Chapter 447 of the Toronto Municipal Code.

Financial Impact

There are no financial implications.

DECISION HISTORY

The City of Toronto Council enacted the amalgamated Fence By-Law on July 6th, 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 swimming pool permit was received by Municipal Licensing and Standards. An inspection revealed a 1.8 metre(6 ft) high 50 millimetres(2 in) mesh chain link fence located along the rear lot line. A letter was received from the property owner requesting an exemption to Chapter 447, Toronto Municipal Code, Fences, to allow the existing fence that belongs to the neighbour The Toronto Hunt Club located at 1355 Kingston Road, remain as part of the swimming pool enclosure.

CONTACT

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SIGNATURE

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

ATTACHMENTS

1. Pictures