



**STAFF REPORT  
ACTION REQUIRED**

**Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447-Fences at 68 Springdale Boulevard**

<b>Date:</b>	August 21, 2008
<b>To:</b>	Toronto and East York Community Council
<b>From:</b>	Municipal Licensing and Standards Division, Toronto and East York District
<b>Wards:</b>	Ward 29 Toronto- Danforth
<b>Reference Number:</b>	IBMS No. 08-145618

**SUMMARY**

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This staff report is about a matter for which the Toronto and East York 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 of 68 Springdale Boulevard to be exempted from Chapter 447 – Fences, Section 447-2(B). This section states that the maximum height of a fence in the rear yard cannot exceed 2 metres. The existing fence, constructed of solid wood and posts stands approximately 2.89 metres in height and approximately 4.4 metres in length, along the west property line. All other portions of the remaining fence (chain link) on private property are in compliance.

A Photograph has been included in this report (Attachments 1).

**RECOMMENDATIONS**

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Municipal Licensing and Standards recommends that the Toronto and East York Community Council not grant the fence exemption.

**Financial Impact**

There is no financial impact anticipated in this report.

**DECISION HISTORY**

The Municipal Licensing & Standards Division received a request from the owner of the subject property for an exemption to Toronto Municipal Code, Chapter 447-Fences, Section 447-2(B) to permit the solid wood constructed fence in the rear yard of 68

Springdale Boulevard. The section of fence along the west property line measuring in height at 2.89 metres would not be in compliance with the provisions of the by-law, which restricts the height of a rear yard fence to 2 metres.

## **ISSUE BACKGROUND**

The proposed fence was constructed for the purpose of ensuring security and privacy for the owner.

## **COMMENTS**

The Municipal Licensing and Standard Division conducted an inspection in response to a complaint regarding a rear yard fence that exceeded the height requirement. The inspection determined that a portion of the rear yard fence exceeded the maximum 2 metres height for a rear yard fence measuring approximately 2.89 metres. The property owner is requesting an exemption in support of the portion of fence that exceeds the recommended height for a rear yard fence.

Should the recommendation be adopted, and the request approved, a condition of approval should include that when the fence is replaced it should be constructed in compliance with Toronto Municipal Code, Chapter 447-Fences or its successor bylaw.

## **CONTACT**

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## **SIGNATURE**

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Elizabeth Glibbery, Manager

## **ATTACHMENTS**

1 – Photograph of Fence