



## STAFF REPORT ACTION REQUIRED

### Application for Fence Exemption 30 Allonsius Drive

<b>Date:</b>	January 22, 2009
<b>To:</b>	Etobicoke York Community Council
<b>From:</b>	Curtis Sealock, District Manager, Municipal Licensing and Standards
<b>Wards:</b>	Ward 3, Etobicoke Centre
<b>Reference Number:</b>	ML&S Folder Number 09-100341 FEN

#### SUMMARY

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This report is in response to an application made by the owner of the property for a fence exemption to construct a fence enclosure within the rear yard separating the swimming pool from the premises by construction of a laminated glass enclosure measuring 1.2 metres in height. This is a matter in which the Etobicoke York Community Council has delegated authority from City Council to make a final decision.

#### RECOMMENDATIONS

Municipal Licensing and Standards recommend that:

- 1 The Etobicoke York Community Council refuse the application, as the proposed fence does not comply with the provisions of Toronto Municipal Code, Chapter 447, Fences.

#### Financial Impact

There are no financial implications resulting from the adoption of this report.

#### ISSUE BACKGROUND

Municipal Licensing and Standards has received a request from the owner of the property for a fence exemption to construct a laminated glass enclosure within the rear yard of the property which would separate the swimming pool from the rear elevation of the

premises. The proposed enclosure is to be constructed of 8 mm laminated glass, housed within aluminum channels and posts to a height of 1.2 metres, Attachments 1, 2 and 3.

## **COMMENTS**

The installation of glass fencing is not permitted in the Municipal Code, Chapter 447, Section 447-2A.(5), which states, “No person shall erect, own or maintain, or cause or permit the erection of maintenance of any fence that uses materials not usually intended for the use in permanent fencing, unless specifically permitted by this or another by-law.”

## **CONTACT**

Curtis Sealock, District Manager  
Municipal Licensing and Standards  
Etobicoke York District  
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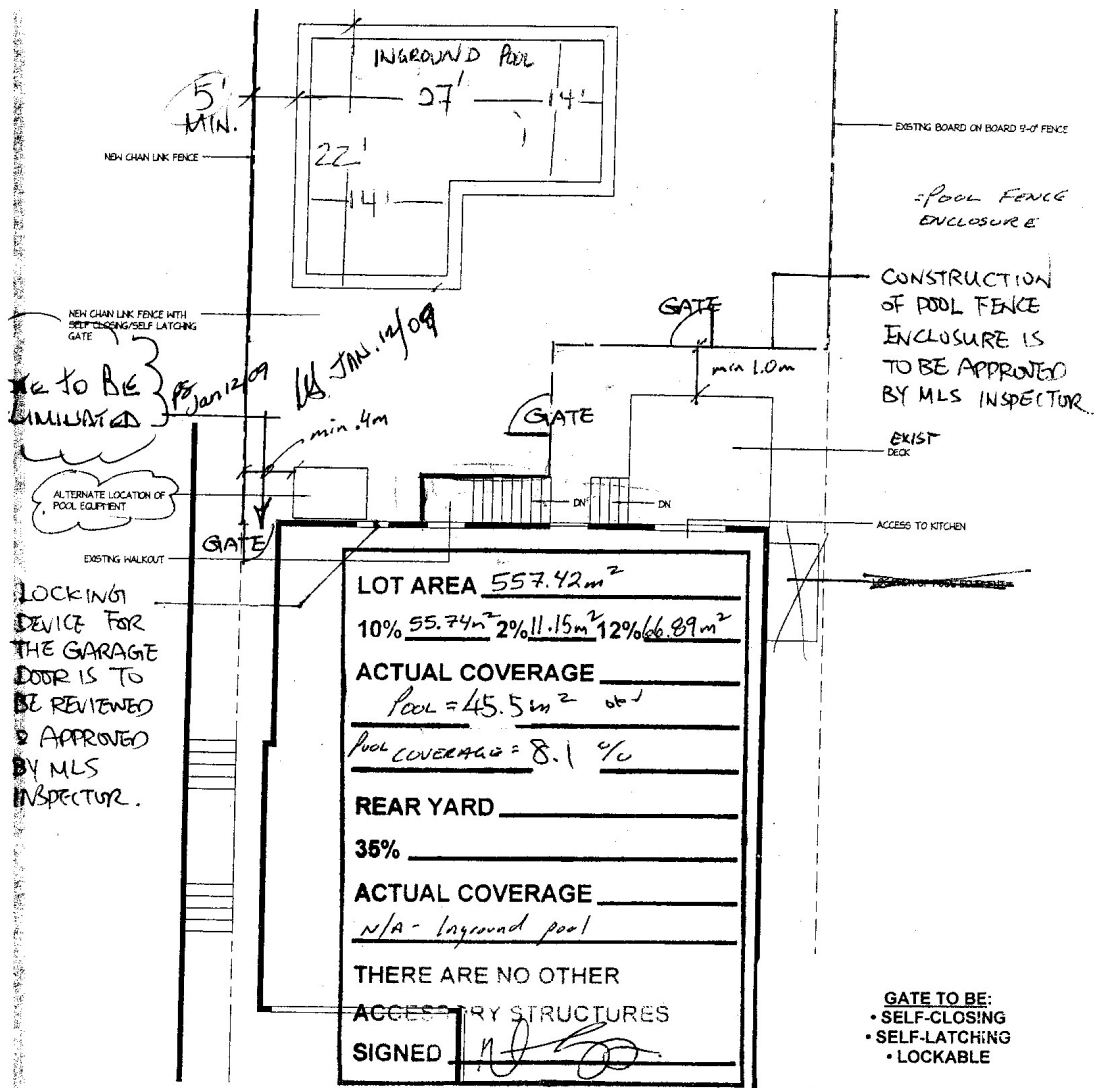
## **SIGNATURE**

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Curtis Sealock, Manager  
Etobicoke York District

## **ATTACHMENTS**

Attachment 1 – Site Plan  
Attachment 2 – Fence Elevation  
Attachment 3 – Fence Section



**City of Toronto Tree Protection By-Laws**

Trees situated on City road allowance and City owned parkland, are protected under the provisions of City of Toronto By-Laws and may not be removed, injured or destroyed in any way without written authorization from the City of Toronto, Urban Forestry Services. Additionally, trees on private property including trees situated in Ravine Protection Areas are protected under City of Toronto By-Laws.

A person convicted of an offence under City of Toronto By-Laws respecting trees is liable to a fine ranging from \$5,000 to \$20,000.

For information on Street Tree By-Law call: 416.338.TREE (8733)  
 For information on Private Tree By-Law call: 416.692.0972  
 For information on Ravine Protection By-Law call: 416.392.1888

**Trees cannot be removed without Forestry approval and that the tree removal is not approved as part of this review.**

**Toronto Building**  
 PERMIT REVIEWED FOR COMPLIANCE WITH  
 THE ONTARIO BUILDING CODE

08 230823

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O.B.C.	
FIRE SERVICES	

**Site Plan  
 Attachment 1**



