



**STAFF REPORT
ACTION REQUIRED**

**Fence Exemption Request
27 Alderbrook Drive**

Date:	June 16, 2008
To:	North York Community Council
From:	District Manager, Municipal Licensing and Standards, North York District
Wards:	Ward 25 – Don Valley West
Reference Number:	IBMS No. 08-160511

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 27 Alderbrook Drive, 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 is 2 metres.

The existing fencing in the side and rear yard is on the south side of the property and consists of different sections. The wood fence sections range in height up to 2.6 metres and extend for approximately 40.2 metres to the front face of the house/garage. The concrete wall which is erected beside the property line and serves as part of the pool enclosure, ranges in height up to 3.5 metres and is approximately 8.7 metres in length.

RECOMMENDATIONS

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

FINANCIAL IMPACT

There is no financial impact anticipated in this report

DECISION HISTORY

This matter arose as a public complaint and as part of a pool fence enclosure permit inspection. A subsequent fence exemption was made by the owner(s).

COMMENTS

The owner(s) are requesting this exemption for reasons of privacy, aesthetics and for their pool enclosure.

The initial complaint stemmed from a concern that the extensions on the concrete retaining wall appeared to be exhaust stacks. It has been established that they were intended to support a possible cabana/gondola structure beside the pool area.

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. Pictures
2. Site Plan
3. Fence Details 1 & 2
4. Fence Layout