



## STAFF REPORT ACTION REQUIRED

### Request for Fence Exemption – 1355 Victoria Park Ave

<b>Date:</b>	January 5, 2009
<b>To:</b>	Scarborough Community Council
<b>From:</b>	Bill Blakes, Manager, Municipal Licensing and Standards, Scarborough District
<b>Wards:</b>	Ward 35- Scarborough Southwest
<b>Reference Number:</b>	IBMS No. 08 193712

#### **SUMMARY**

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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 1355 Victoria Park Avenue to be exempted from Chapter 447-Fence section (2) of the Toronto Municipal Code. This section states that the maximum height of the fence in the side and rear yards shall not exceed 2 metres.

#### **RECOMMENDATIONS**

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**Municipal Licensing and Standards, Scarborough District, recommends that Scarborough Community Council:**

1. Refuse the existing 2.2 metre high wood fence located in the side and rear yard based on 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 6<sup>th</sup>, 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**

An investigation conducted by Municipal Licensing and Standards found that the existing 2.2 metre high wood fence located in the side and rear yard of 1355 Victoria Park Avenue exceeds the 2 metre maximum height required by the by-law. A Notice of Violation was issued to the owner(s) of 1355 Victoria Park Avenue. A letter from the owner requesting an exemption to the fence by-law Chapter 447 was received by Municipal Licensing and Standards.

## **CONTACT**

Glenn Shimoda, Supervisor  
Municipal Licensing and Standards  
East District  
416-396-7371

## **SIGNATURE**

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Bill Blakes, Manager Municipal Licensing and Standards, East District

## **ATTACHMENTS**

1. Pictures