

## **Request for Fence Exemption-1196 Pharmacy Avenue**

<b>Date:</b>	April 28, 2010
<b>To:</b>	Scarborough Community Council
<b>From:</b>	Bill Blakes, Manager, Municipal Licensing and Standards, Scarborough District
<b>Wards:</b>	Ward 37-Scarborough Centre
<b>Reference Number:</b>	IBMS No. 09 182385

### **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 1196 Pharmacy Avenue to be exempted from Chapter 447-Fences section (2) of the Toronto Municipal Code. This section states that any fence within 2.4 metres of any driveway shall be an open mesh chain-link fence or of an equivalent open-fence construction for at least 2.4 metres from the lot line at which the driveway begins so as not to obstruct the view of the boulevard or highway.

### **RECOMMENDATIONS**

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

1. Refuse the existing 2 metre high wood fence located within 2.4 metres of a driveway located on private property at 1196 Pharmacy Avenue.

### **Financial Impact**

There is no financial implication.

## **DECISION HISTORY**

The City of Toronto Council enacted the amalgamated Fence By-law on July 6, 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**

The owner of 1196 Pharmacy Avenue has submitted an application for a Fence Exemption under Chapter 447 and received by Municipal Licensing and Standards on January 4, 2010, for a existing 2 metre high wood fence located within 2.4 metre of a driveway. A Notice of Violation was issued on November 6, 2009.

## **CONTACT**

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## **SIGNATURE**

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

## **ATTACHMENTS**

1. Photographs