Request for Fence Exemption- 6 Gladys Road

<table>
<thead>
<tr>
<th>Date:</th>
<th>August 1, 2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>To:</td>
<td>Scarborough Community Council</td>
</tr>
<tr>
<td>From:</td>
<td>Bill Blakes, Manager, Municipal Licensing and Standards</td>
</tr>
<tr>
<td>Wards:</td>
<td>Ward 44 Scarborough East</td>
</tr>
<tr>
<td>Reference Number:</td>
<td>IBMS 12 170096</td>
</tr>
</tbody>
</table>

**SUMMARY**

This Staff report is about a matter for which 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 6 Gladys Road to be exempted from Chapter 447- Fences Section 447-4 B Table 1 Maximum Height of Fences, which states "Fence in front yard within 2.4 metres of front lot line 1.2m. " Fence in front yard not within 2.4 metres of front lot line 1.2m".

**RECOMMENDATIONS**

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

1. Refuse the application for exemption from Chapter 447-Fences, of the Toronto Municipal Code, to allow the existing fence and gate in the front yard at 6 Gladys Road.

**Financial Impact**

There are no financial implications

**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.
ISSUE BACKGROUND

The area Municipal Standards Officer attended to this location on May 15, 2012. As a result, a Notice of Violation was issued for the height of the fence and gate located in the front yard. Subsequently, the owners filed for a fence exemption on May 16 2012. The Toronto Municipal Code Chapter 447-2, Restrictions on fences; height, requires that any fence within the front yard must be a maximum of 1.2 metres in height.

A photo of the property was captured on Google showing the fence at approx. 1.5 metres (Attachment 1). Subsequent photos were taken on May 25 2012 showing that the fence had been altered. The fence and gate runs the entire length of the property for approximately 15.8 metres. The gate is located at the south side of the property and is approximately 6.0 metres in length. The supporting posts are approximately 2.5 metres in height and 6.0 metres at the peak (Attachment 4). Also please note that the hinges are mounted on the outside of the gate thus allowing the gate to encroach onto City property when it is in an open position (Attachment 5). The remainder of the fence is approximately 2.32 metres in height. (Attachment 6)

CONTACT

Gabor Fazekas
Supervisor
Municipal Licensing and Standards
Scarborough District
416-396-7731

SIGNATURE

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

ATTACHMENTS

Attachment 1 – Photo from Google
Attachment 2 – Photo depicting front of property May 25, 2012
Attachment 3 – Overhead view of length of property
Attachment 4 – Photo and measurements of front gate
Attachment 5 – Photo of front gate hinges
Attachment 6 – Photo of fence height