**Application for Fence Exemption**  
51 Windsor Road

<table>
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<tr>
<th>Date:</th>
<th>April 24, 2013</th>
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<td>To:</td>
<td>Etobicoke York Community Council</td>
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<tr>
<td>From:</td>
<td>Curtis Sealock, District Manager, Municipal Licensing and Standards</td>
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<td>Wards:</td>
<td>Ward 2 Etobicoke North</td>
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<td>Reference Number:</td>
<td>Municipal Licensing and Standards Folder No. 13 154804 FEN</td>
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**SUMMARY**

This staff report is in response to an application submitted by the owner of 51 Windsor Road to construct a 1.8 metre high single board tongue and groove fitted fence within the front yard of the property. This is a matter in which the Etobicoke York Community Council has been given delegated authority from City Council to make a final decision.

**RECOMMENDATIONS**

Municipal Licensing and Standards recommends that the Etobicoke York Community Council:

1. Refuse this application from the property owner at 51 Windsor Road to construct a 1.8 metre high single board tongue and groove fitted fence in the front yard of the property, as the proposal does not comply with provisions of Toronto Municipal Code, Chapter 447, Fences, Section 447-2 B, Table 1.

**Financial Impact**

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

The subject property is situated on a corner lot at the southeast corner of St. Georges Boulevard and Windsor Road. Being located on a corner lot that has two street frontages, the shorter lot line fronting St. Georges Road is defined as the front lot line, whereas the longer lot line fronting Windsor Road is considered to be the flankage under the Fence By-Law. The proposed fence is to be erected in the front yard of the property. The type of fence proposed is a 1.8 metre high single board tongue and groove fitted fence, which will exceed the maximum height limit allowed under the provision of the Fence by-law, Chapter 447 of the Toronto Municipal Code. As such, the property owner has submitted a request to Municipal Licensing and Standards seeking an exemption to the height requirements for the proposed fence within the front yard, which will measure 1.8 metres in height to the top of the fence post, See attachments No. 1, 2 and 3.

COMMENTS

The provisions of Toronto Municipal Code, Chapter 447, Fences, Section 447-2B, Table 1, regulate the maximum height of a fence located within the front yard at 1.2 metres in height. It is noted that no part of the fence in the front yard of 51 Windsor Road will be encroaching on the City road allowance. The fence in question does not pose any sightline obstruction to traffic, notwithstanding the excessive height. No complaints have been received by Municipal Licensing & Standards with respect to the proposed height of the fence.

CONTACT

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SIGNATURE

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Curtis Sealock, District Manager

ATTACHMENTS

Attachment 1: Area Map
Attachment 2: Site Plan
Attachment 3: Fence Detail

Fence Exemption 51 Windsor Road
Photo Showing Front Elevation

Photo Showing Side Elevation

Attachment 1
Site Plan

Proposed Fence For 51 Windsor Rd:
- 6' full privacy, pressure-treated, tongue & groove board
- ----- represents the proposed fence & gate (X)
- --- represents the existing 5' chain link fence

Attachment 2
Fence Detail

4x4" Post Option
- 4x4" Post
- 2x4" Cap Rail
- 2x4" Top Rail
- 1x6" Boards
- 2x4" Bottom Rail
- 9" Dia. Footing
- 3' Deep

Cross Section View

Elevation View

6x6" Post Option
- 6x6" Post
- 2x6" Cap Rail
- 2x6" Top Rail
- 1x6" Boards
- 2x6" Bottom Rail
- 12" Dia. Footing
- 3' Deep

Cross Section View

Elevation View

Note: Suburban Fence recommends the use of an additional mid rail for 6’ High Board and Slatted Fences

Attachment 3

option 51 Windsor Road