Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447 – Fences at 74 Ridge Hill Drive

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<tr>
<th>Date:</th>
<th>January 21, 2013</th>
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<td>To:</td>
<td>Toronto East York Community Council</td>
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<tr>
<td>From:</td>
<td>Municipal Licensing and Standards Division, Toronto and East York District</td>
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<td>Ward:</td>
<td>Ward 21 – St. Paul's</td>
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<td>Reference Number:</td>
<td>File Folder # 12 285864 00 IR</td>
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SUMMARY

This staff report is about a matter for which the Toronto and East York 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 agent for the owner of 74 Ridge Hill Drive to be exempt from Chapter 447 – Fences, Section 447-2B, to permit the maintenance of the existing wooden fence which exceeds the maximum allowable height. The exemption being requested is for approximately 30 lineal metres section of wooden fence in the front yard of the property, which is 1.90 metres high and exceeds the permitted height of 1.2 metres by 0.70 metres.

The City of Toronto Municipal Code Chapter 447, Fences, provides that a fence including posts in a front yard can be constructed to a maximum height of 1.20 metres.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the Toronto and East York Community Council:

1. Grant the exemption, with or without conditions, and cancel the notice; for the property municipally known as 74 Ridge Hill Drive, Toronto Ontario.

or
2. Confirm the Notice and direct that a second Notice be given pursuant to Toronto Municipal Code Chapter 447 - Fences, Section 2B for the property municipally known as 74 Ridge Hill Drive, Toronto Ontario.

**Financial Impact**

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

**DECISION HISTORY**

The City of Toronto Municipal Code, Chapter 447 – Fences, Section 447- 2B, provides for the maximum permitted height of a fence in a front yard should not exceed 1.2 metres in height.

**ISSUE BACKGROUND**

The Municipal Licensing and Standards Division received an application for an exemption from Toronto Municipal Code Chapter 447- Fences, in regards to maintaining 30 lineal metres of wooden fence in the front yard of the property, which is 1.90 metres high and exceeds the permitted height of 1.2 metres for fences in a front yard by 0.70 metres.

The stated purpose of the extended height of the fence is for the purpose of added security and privacy as this is a corner property and the enclosed area acts as the yard area for the premises.

**COMMENTS**

The Council of the City of Toronto enacted the amalgamated by-law No. 472-2000 on July 6, 2000, to prescribe the height and description of fences on private property. This By-law and the amendments are now found in the Toronto Municipal Code, Chapter 447 – Fences.

**CONTACT**

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**SIGNATURE**

Kim Kilburn, Acting District Manager,  
Municipal Licensing and Standards  
Toronto and East York District
ATTACHMENTS
Attachment 1: Site plan of property
Attachment 2: Photograph