



STAFF REPORT ACTION REQUIRED

Request for a Fence Exemption – 4640 Kingston Road

Date:	November 28, 2013
To:	Scarborough Community Council
From:	Glenn Shimoda, Acting Manager Municipal Licensing and Standards
Wards:	Ward 44 Scarborough-East
Reference Number:	IBMS No. 09 174761

SUMMARY

This staff report is about a matter for which the Scarborough 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 4640 Kingston Road to be exempted from Chapter 447– Fences, Section 447-2, Table 1. This section states that the maximum height of a front yard fence on a non-residential property is 1.2 metres.

RECOMMENDATIONS

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

1. Refuse the application for exemption from Chapter 447-2 Fences, of the Toronto Municipal Code, to allow the existing 1.8 metre wrought iron fence and gates in the front yard of 4640 Kingston Road (fronting Manse Road)
2. Confirm the notice and direct that a second notice be given under this article.

Financial Impact

There is no financial impact anticipated in this report.

DECISION HISTORY

The City of Toronto Council enacted the amalgamated By-Law 472-2000 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 safety fences and gates around private swimming pools. This By-Law and the amendments are now found in the Toronto Municipal Code.

ISSUE BACKGROUND

The Municipal Licensing & Standards Division received a complaint regarding the height of a fence and its gates. A subsequent inspection was conducted and a Notice of Violation was issued. The property owner of the subject property submitted an application and a letter of support to be exempt from the bylaw that requires the fence in the front yard to be at a maximum height of 1.2 metres and allow the existing wrought iron and gates to remain stating that it is to provide privacy, safety and aesthetics for their property and to prevent illegal dumping. The existing fence and gate located in the private portion of the front yard is measured in section 1 to be approximately 22.66 metres in length and approximately 1.8 metres in height and section 2 approximately 35 metres and 1.8 metres in height.

CONTACT

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SIGNATURE

Glenn Shimoda, Acting Manager
Scarborough District

ATTACHMENTS

Attachment 1-2: Photos of Fence
Attachment 3: Site Plan
Attachment 4: I View

