Request for a Fence Exemption– 59 Glenwood Crescent

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<th>Date</th>
<th>January 7, 2015</th>
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<td>To</td>
<td>Toronto and East York Community Council</td>
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<td>From</td>
<td>Municipal Licensing and Standards Division, Toronto and East York District</td>
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<td>Wards</td>
<td>Ward 31 Beaches-East York</td>
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<td>Reference Number</td>
<td>IBMS No.  14 265296 FEN 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 owner of 59 Glenwood Crescent to be exempted from Chapter 447 – Fences, Section 447-2(B), to permit the existing wood fence on the west side and front yard to remain above the height provisions of the By-Law. The Fence By-Law provides that a fence in the front yard be constructed to a maximum height of 1.2 metres and in the side and rear yard to a maximum height of 2.0 meters.

The existing wood fence consists of seven (7) Panels 2.4 meter length per panel. Panel 1 is on City property and has been reduced to a height of 0.9 meters to address the sight line obstruction as per Transportation Services Bylaw Ch743-31A. Panels 2, 3 and 4 are located in the front yard and are approximately 2.1 meters in height. Panels 5, 6 and 7 are located in the side yard are approximately 2.1 meters in height.

**RECOMMENDATIONS**

Municipal Licensing and Standards recommends that the Toronto and East York Community Council to:
1. Not grant the fence exemption for 59 Glenwood Crescent, confirm the Notice and direct that a second Notice be given in this Article.
2. Grant the fence exemption to 59 Glenwood Crescent with the provision that if it is to be replaced it must be rebuilt to conform to the current Bylaw requirements.

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

**ISSUE BACKGROUND**

The Municipal Licensing and Standards Division received a complaint regarding the height of a side and front yard fence and a Notice of Violation was issued. Subsequently an application from the property owner requesting exemption from the Fence By-law, to allow the existing fence to exceed the provisions of the height requirements citing privacy, security and noise reduction for the reason.

**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**

Scott Sullivan, District Manager,  
Municipal Licensing and Standards  
Toronto and East and York District

**ATTACHMENTS**

Attachment 1-5: Photos  
Attachment 6: Iview