



**STAFF REPORT
ACTION REQUIRED**

**Application for Fence Exemption
254 Beatrice Street**

Date:	June 13, 2016
To:	Toronto & East York Community Council
From:	Scott Sullivan, District Manager, Municipal Licensing and Standards
Wards:	Ward 19 – Trinity-Spadina
Reference Number:	Municipal Licensing and Standards Folder No. 16 164622

SUMMARY

This staff report is in response to an application submitted by the owner of 254 Beatrice Street to maintain a closed board step method board on board wood fence consisting of 4 panels located in the rear yard. The first panel (closest to the exterior wall of the home) measures 2.78 m (9 ft.1 in.) in height by 3.07 meters (10 ft.) in length. The next step (section) measures 2.38 – 2.47 metres (7 ft. 8 in. – 8ft. 1 in.) in height by 2.21 metres (7 ft. 3 in.) in length. The third section measures 2.29 – 2.44 meters (7 ft. 5 in. – 8 ft.) in height and 2.08 meters (6 ft. 8 in.) in length and the last section measures 2.34 -2.42 meters (7ft. 6 in. – 7ft. 9in.) in height and 2.86 metres (9ft. 4 in.) in length. This matter is to be heard by the Toronto East York Community Council who has delegated authority from City Council to make a final decision.

RECOMMENDATIONS

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

1. Refuse the request for a fence exemption submitted by the property owner of 254 Beatrice Street in that the fence does not comply with the requirements within the Toronto Municipal Code Chapter 447 – Fences; and
2. Direct the Municipal Licensing & Standards Staff to enforce of the Notice of Violation that has been issued under the City of Toronto Municipal Code, Chapter 447 – Fences; or

3. Toronto & East York Community Council grant the fence exemption application as submitted.

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 fence located in the rear yard of 254 Beatrice Street. A Notice of Violation was issued based on the height of the fence in the rear yard. Subsequently, an application was received requesting to be exempt from the Fence By-law, to allow the board on board fence to exceed the provisions of the height requirements. **See attachments 1, 2, 3 4, 5, 6 & 7.**

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 rear yard to not exceed the maximum height of 2 meters.

CONTACT

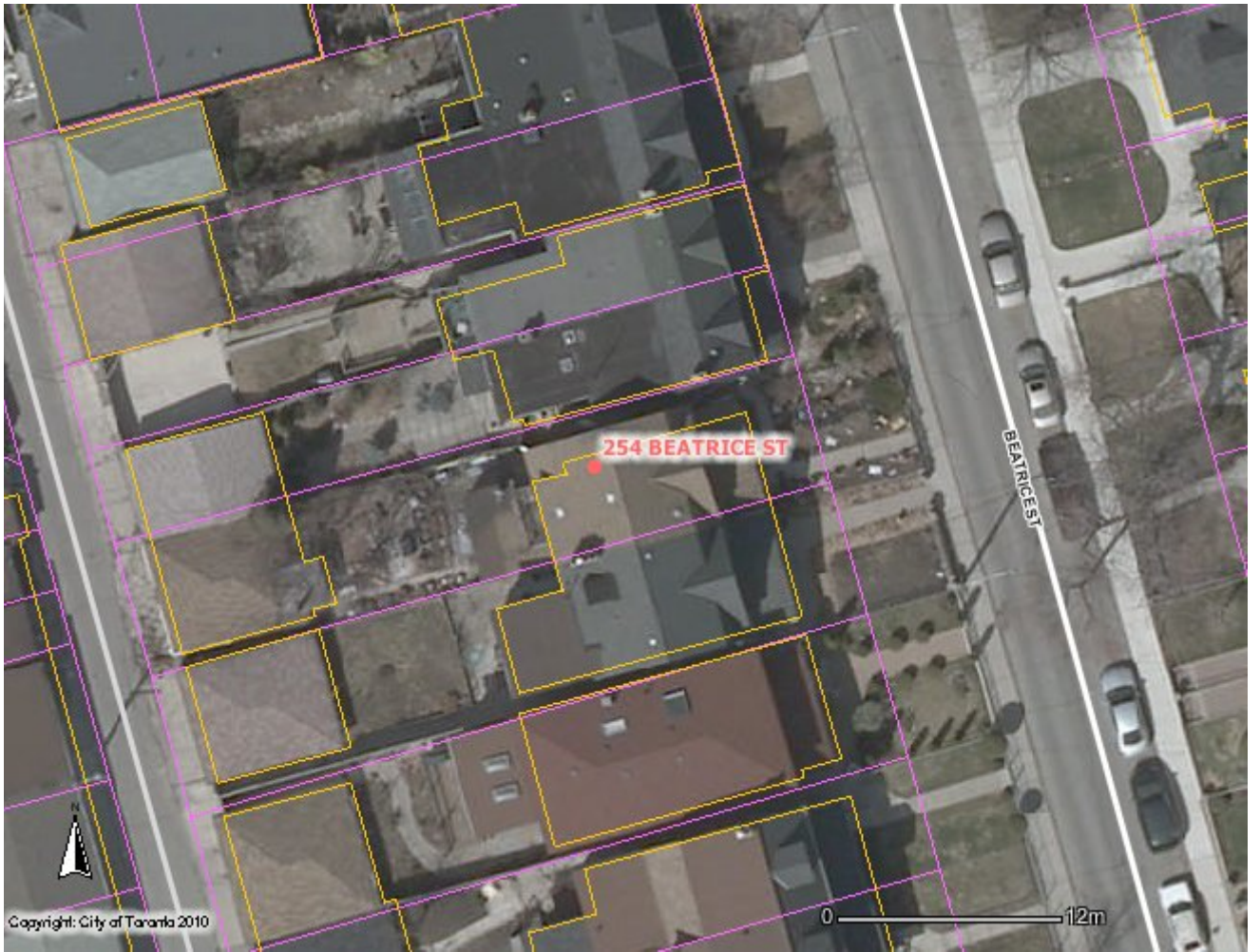
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Municipal Licensing and Standards
Toronto East York District
Tel: 416-394-8034 Fax: 416-392-0384
E-mail: jcorrei@toronto.ca

SIGNATURE

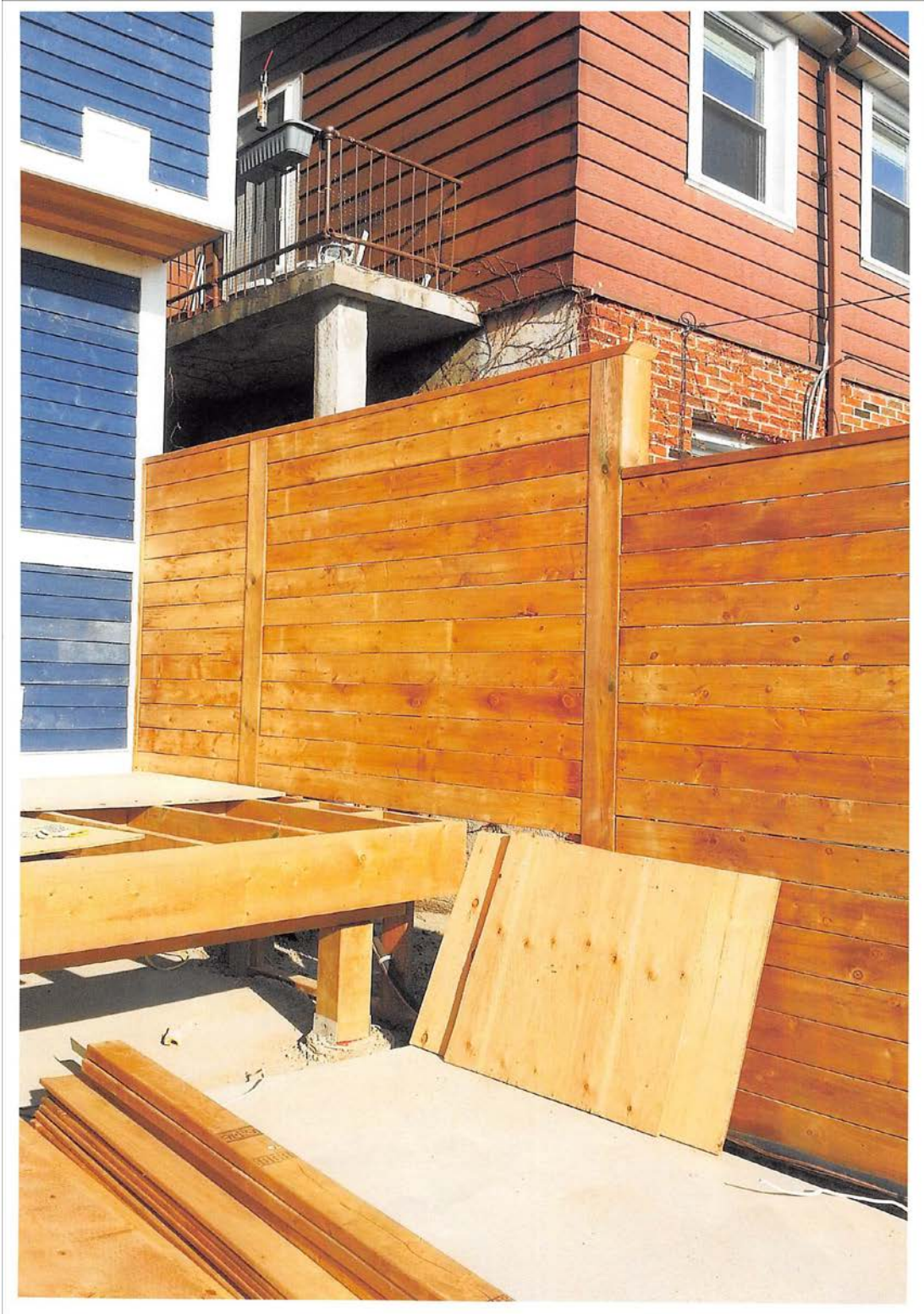
Joe Magalhaes, District Manager

ATTACHMENTS

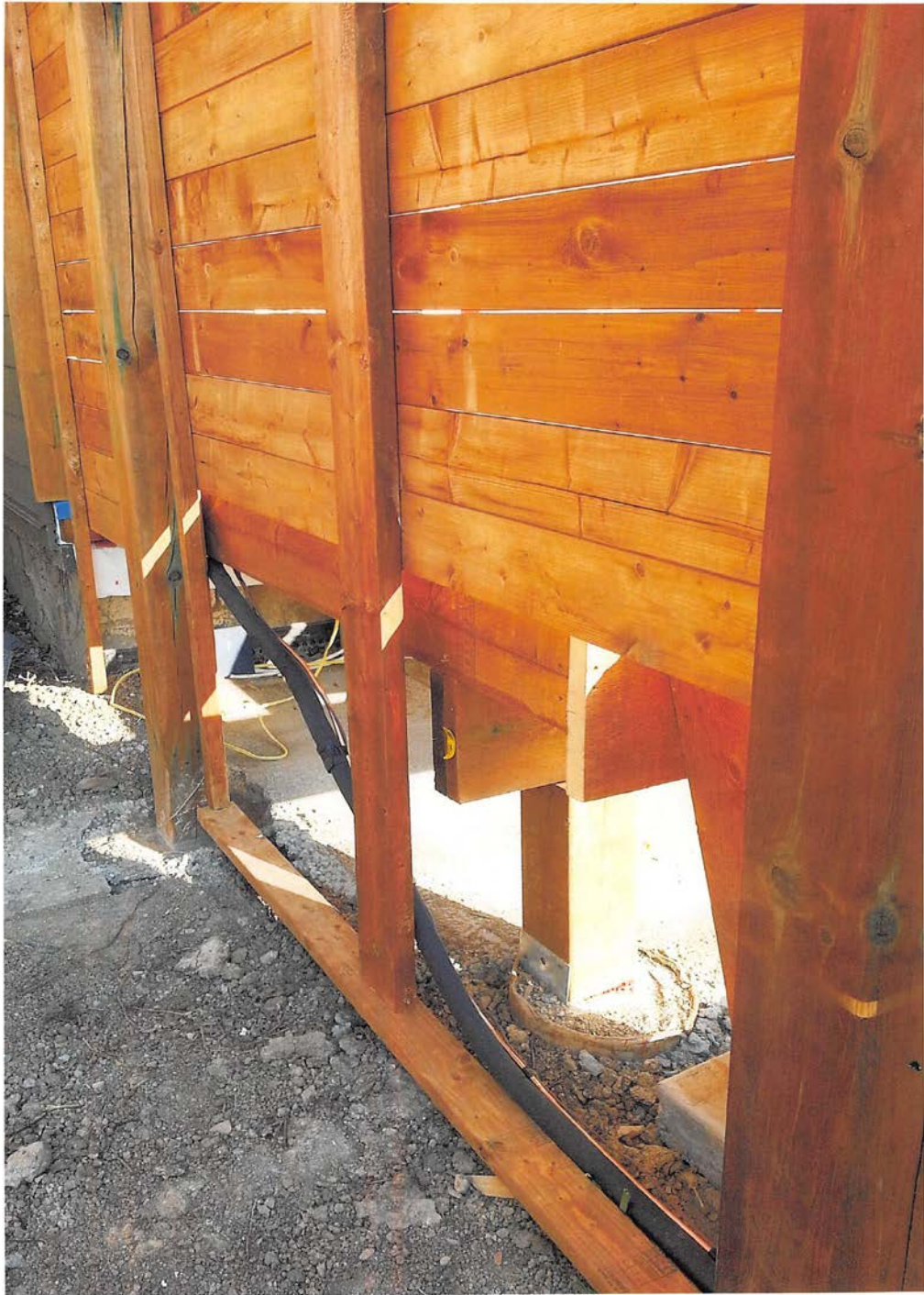
- Attachment 1: GIS view of property
- Attachment 2: Photograph showing panel 1 from applicants
- Attachment 3: Photograph showing panel 1 from adjacent property
- Attachment 4: Photograph showing panel 2
- Attachment 5: Photograph showing panel 3
- Attachment 6: Photograph showing panel 4
- Attachment 7: Photograph showing all 4 fence panels



Attachment 1



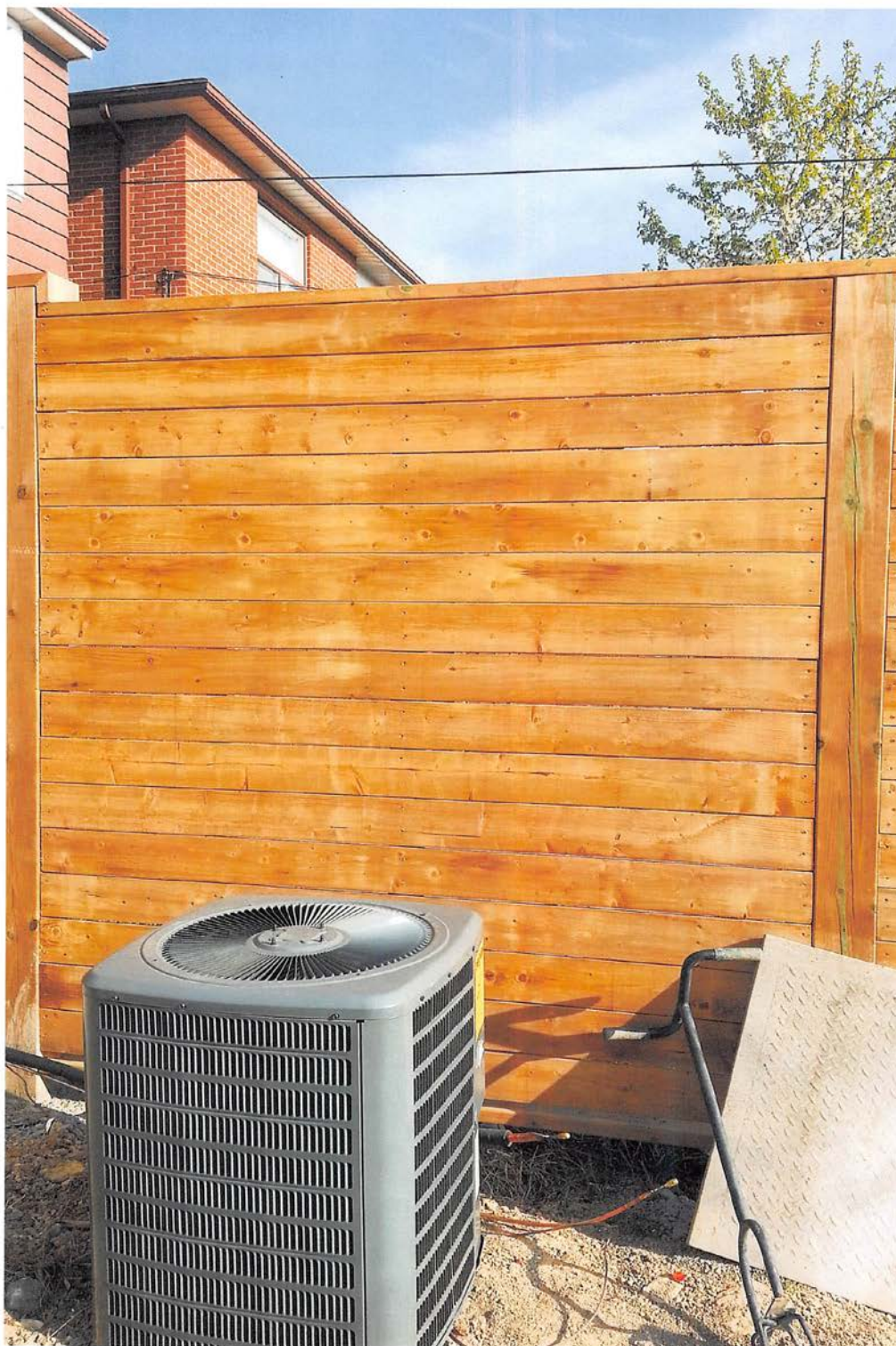
Attachment 2 – First panel



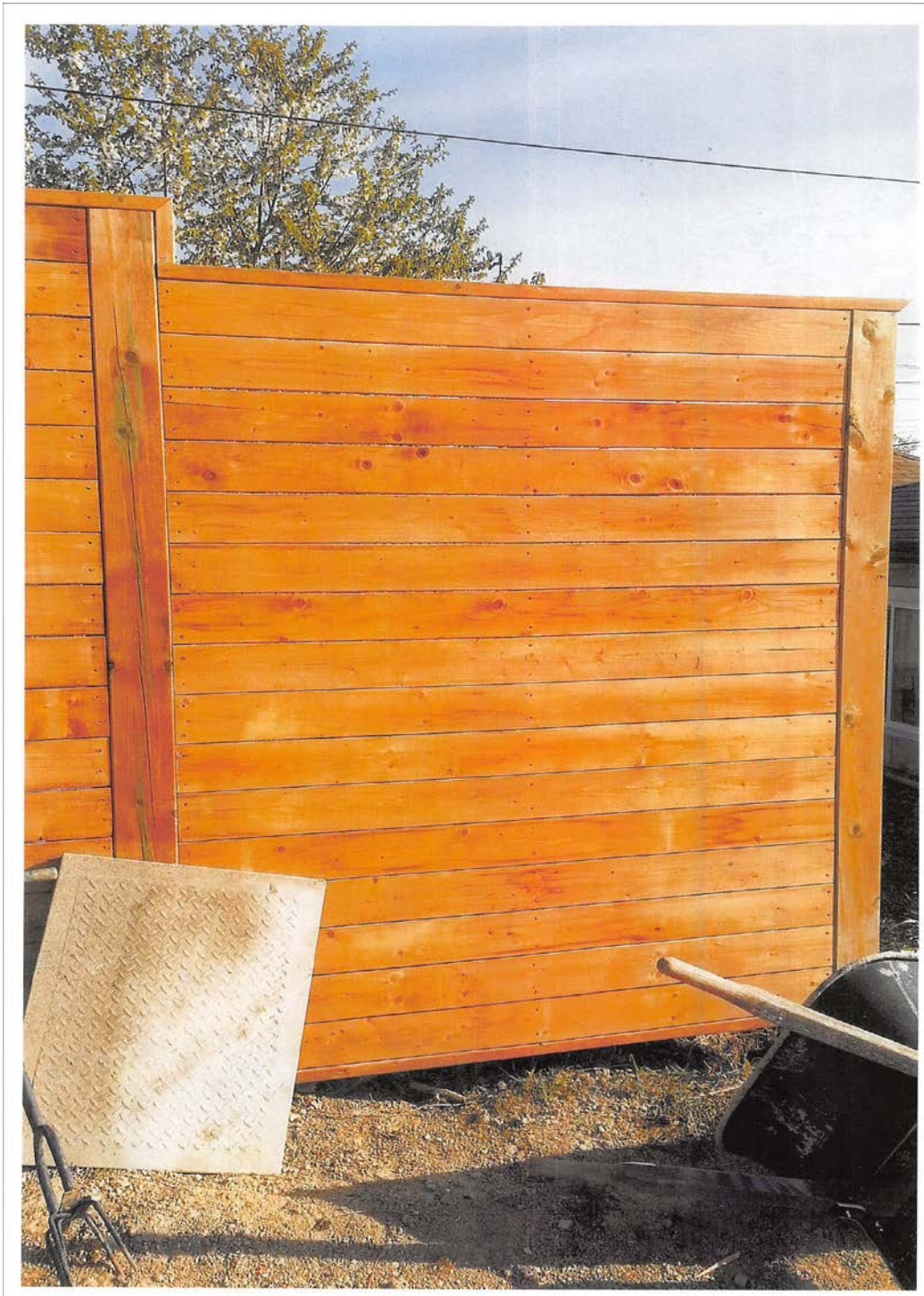
Attachment 3



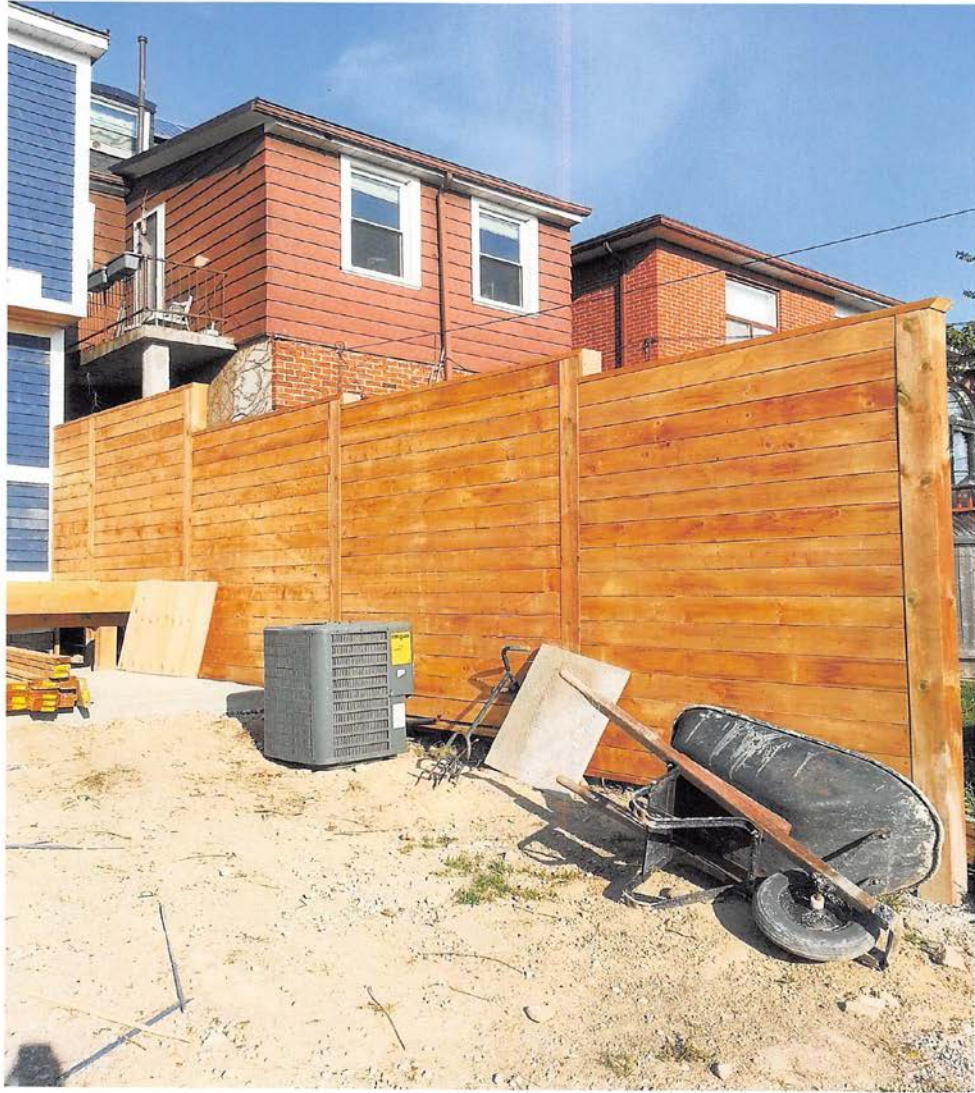
Attachment 4



Attachment 5



Attachment 6



Attachment 7