

Application for Fence Exemption- 60 Parker Ave

Date: February 14, 2019
To: Etobicoke York Community Council
From: Janet Stoeckl, District Manager Municipal Licensing and Standards
Wards: Ward 3, Etobicoke - Lakeshore

SUMMARY

This staff report is in regards to a matter for which the Etobicoke York Community Council has delegated authority from City Council to make a final decision.

The purpose of this report is to consider an application submitted by the owner of 60 Parker Ave to maintain a 2.35 metre erected wood fence in the side yard. The fence does not meet the requirements specified in City of Toronto Municipal Code, Chapter 447, Fences.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the Etobicoke York Community Council give consideration to the exemption application and decide to:

1. Refuse the application for an exemption submitted by the owner of 60 Parker Ave, to maintain a 2.35 metre erected wood fence in the side yard, which does not comply with provisions of City of Toronto Municipal Code, Chapter 447, Fences, and direct that a second unappealable Notice of Violation be issued under City of Toronto Municipal Code, Chapter 447, Fences; or
2. Grant the exemption to permit the 2.35 metre erected wood fence in the side yard. At such time as replacement of the fence is required that the replacement fence will comply with Municipal Code Chapter 447, or its successor by-law.

FINANCIAL IMPACT

The recommendations in this report have no financial impact.

DECISION HISTORY

No previous decision history.

COMMENTS

The subject property is a single family dwelling situated at the South West corner of Parker Ave & Athol Ave in Ward 3 (Attachment # 1).

The property owner is seeking relief from the by-law regulations to maintain a 2.35 metre erected wood fence, which exceeds the permitted height of 2.0 metres, contrary to 447-1.2B.(1) of Chapter 447 of the Toronto Municipal Code.

The Municipal Licensing and Standards Division received a formal complaint on August 17, 2018. Notice of Violation was issued on November 26, 2018. An application for a fence exemption was submitted on January 22, 2019.

As required by Section 447-5(C), Municipal Licensing & Standards has responded to the fence exemption application by preparing this report for Etobicoke York Community Council's consideration, and, the City Clerk has sent all requisite notifications of the date that the Etobicoke York Community Council will consider the application.

The following chart indicates the violations and relevant sections of Toronto Municipal Code, Chapter 447, Fences:

LOCATION	ORIENTATION	DEFICIENCY	BY-LAW SECTION*
Side Yard	South side of property	The existing fence in the side yard exceeds the permitted height of 2.0 metres	2. B(1)

The property owner(s) seek this exemption for privacy and aesthetics.

CONTACT

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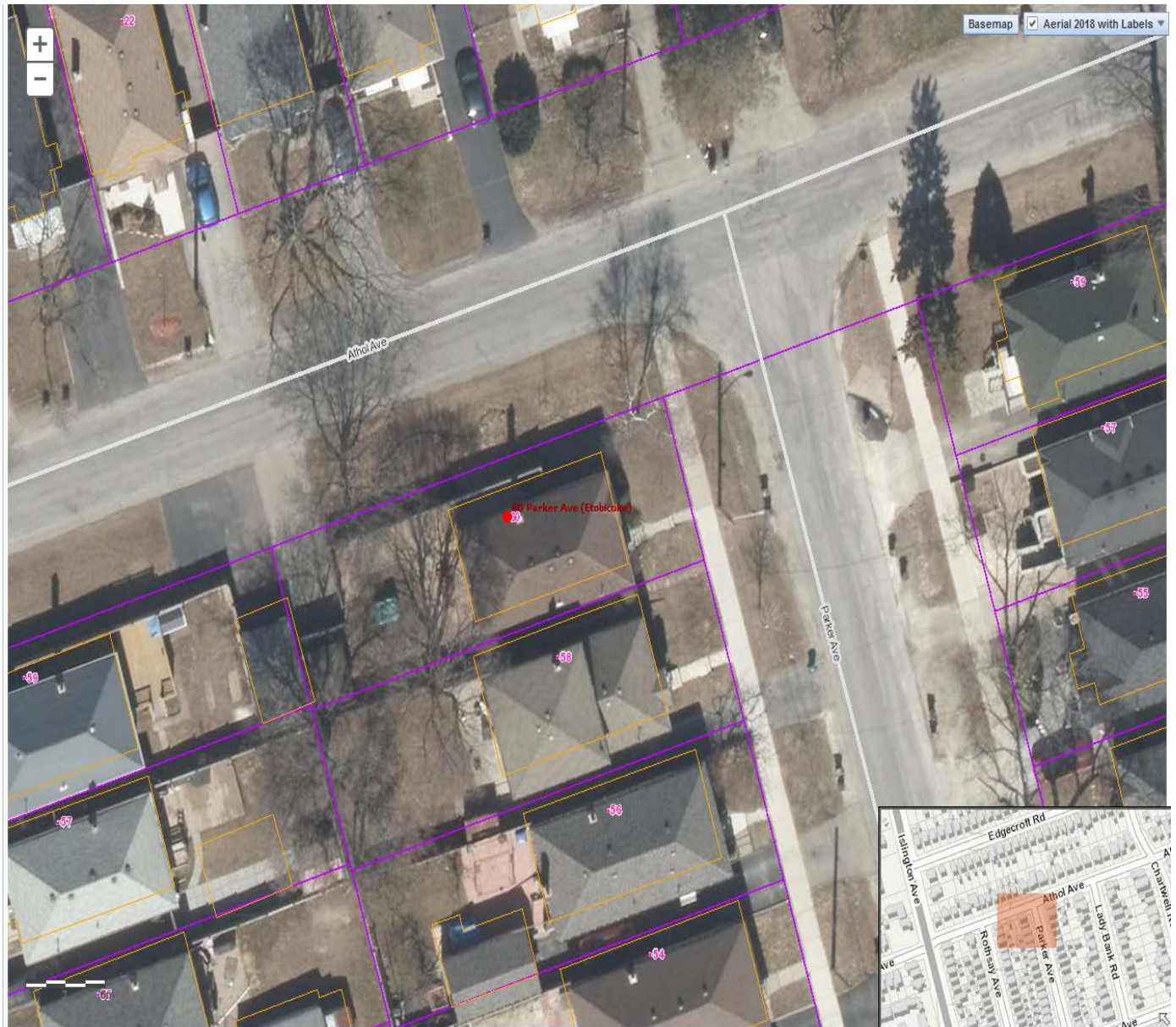
SIGNATURE

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ATTACHMENTS

Attachment 1:	View of the subject property; 60 Parker Ave
Attachment 2:	West facing view of 60 Parker Ave
Attachment 3:	West facing view from side yard of 60 Parker Ave
Attachment 4:	West facing view from side yard of 60 Parker Ave

Attachment 1: View of the subject property; 3 Azrock Road



Application for Fence Exemption 60 Parker Ave

Attachment 2: West facing view of 60 Parker Ave



Attachment 3: West facing view from side yard of 60 Parker Ave



Attachment 4: West facing view from side yard of 60 Parker Ave

