



Tracking Status

- This item was considered by [North York Community Council](#) on July 15, 2020 and was adopted with amendments. City Council has delegated authority for this matter to the North York Community Council and therefore, the decision is final.

North York Community Council consideration on July 15, 2020

NY16.6	ACTION	Amended	Delegated	Ward: 6
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Request for Fence Exemption - Rear Yard - 47 Codsell Avenue

Public Notice Given

Community Council Decision

The North York Community Council:

1. Refused to grant the application for a Fence Exemption permit by the owner(s) of 47 Codsell Avenue, for failing to comply with the provisions of Toronto Municipal Code, Chapter 447, Fences, and that a second un-appealable Notice of Violation be issued under the City of Toronto Municipal Code, Chapter 447, Fences.

Origin

(June 10, 2020) Report from the District Manager, Municipal Licensing and Standards, West District

Summary

This staff report is in regards to a matter for which the North 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(s) of 47 Codsell Ave for a site-specific Fence Exemption, pursuant to the Toronto Municipal Code, Chapter 447- Fences. The property owner(s) is seeking Council's permission to be exempt from Chapter 447 1.2 B (1) No fence described in the following Table shall, when measured at any point along its length from the average grade level measured perpendicular to and one metre away on either side of the fence, exceed the height set out in the Table for the fence. Item 4 No higher than 2.0 metres

The subject property 47 Codsell Ave is located in Ward 6 – York Centre, on a residentially zoned property.

GENERAL LOCATION	SPECIFIC LOCATION	EXISTING CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT
Rear Yard	Rear Yard	Existing hedge line over 2.0 metres	1.2 B (1) No fence described in the following Table shall, when measured at any point along its length from the average grade level measured perpendicular to and one metre away on either side of the fence, exceed the height set out in the Table for the fence. Item 4 No higher than 2.0 metres

Background Information

(June 10, 2020) Report and Attachments 1-5 from the District Manager, Municipal Licensing and Standards, West District - Request for Fence Exemption - Rear Yard - 47 Codsell Avenue (<http://www.toronto.ca/legdocs/mmis/2020/ny/bgrd/backgroundfile-148413.pdf>)

Speakers

Victoria Suchoverchova

Motions

1 - Motion to Adopt Item as Amended moved by Councillor Shelley Carroll (Carried)

That the North York Community Council:

1. Refuse to grant the application for a Fence Exemption permit by the owner(s) of 47 Codsell Avenue, for failing to comply with the provisions of Toronto Municipal Code, Chapter 447, Fences, and that a second un-appealable Notice of Violation be issued under the City of Toronto Municipal Code, Chapter 447, Fences.

2 - Motion to Refer Item moved by Councillor James Pasternak (Lost)

That the North York Community Council refer the Item back to the District Manager, Municipal Licensing and Standards, West District for further discussion with the applicant.