

Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447 – 20 Murray Road

Date: August 23, 2021

To: North York Community Council

From: District Manager, Municipal Licensing and Standards, West District

Wards: Ward 6 - York Centre

SUMMARY

This staff report concerns 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 advise Community Council concerning an application by the property owner of 20 Murray Road for a site-specific Fence Exemption, pursuant to Section 447-1.5(B) of Toronto Municipal Code, Chapter 447- Fences. The property owner is seeking Community Council's permission to install a new fence, which does not comply with the standards stipulated by Section 447-1.3(B)(1) of the bylaw.

The fence exceeds the allowed height limits and will be installed on the East side of the property along Murray Road. The fence material is metal cladding with steel posts and metal strapping.

RECOMMENDATIONS

The District Manager, Municipal Licensing and Standards, West District recommends that North York Community Council:

1. Refuse to grant the application for an exemption permit, by the property owner of 20 Murray Road, for a proposed fence that fails to comply with the provisions of Toronto Municipal Code, Chapter 447.

OR

2. Grant the application for a fence exemption permit (with or without conditions) to the property owner of 20 Murray Road, thereby allowing the fence to be installed as indicated. Direct and require that the installation be maintained in good repair without

alteration. At such time as replacement of the fence is required that such installation will comply with Municipal Code Chapter 447, Fences or its successor by-law.

FINANCIAL IMPACT

There is no anticipated Financial Impact from this report.

DECISION HISTORY

The property owner submitted a fence exemption application, in writing, on June 28, 2021, in regards to an existing fence installation, in accordance with Section 447-1.5(B) of Toronto Municipal Code, Chapter 447- Fences.

As required by Section 447-1.5(B), Municipal Licensing & Standards has responded to the fence exemption application by preparing this report for North York Community Council's consideration, and, the City Clerk has sent all requisite notifications of the date that North York Community Council will consider the application.

The subject property, 8 Murray Rd, is located in Ward 8. The property is an industrial site for manufacturing of concrete and has an office building and parking lot on site as well.

See the table below for the dimensions of the fence in question.

GENERAL LOCATION	SPECIFIC LOCATION	PROPOSED CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
Side yard	East side	Metal cladding with steel posts; height of fence will be 4.27 m (14 feet) and 131 m (430 feet) in length.	Section 447-1.2(B)(1) Maximum height of 2 metres 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

COMMENTS

While the proposed fence violates Toronto Municipal Code, Chapter 447- Fences with respect to height, it does not appear to contravene any other provisions of the bylaw.

CONTACT

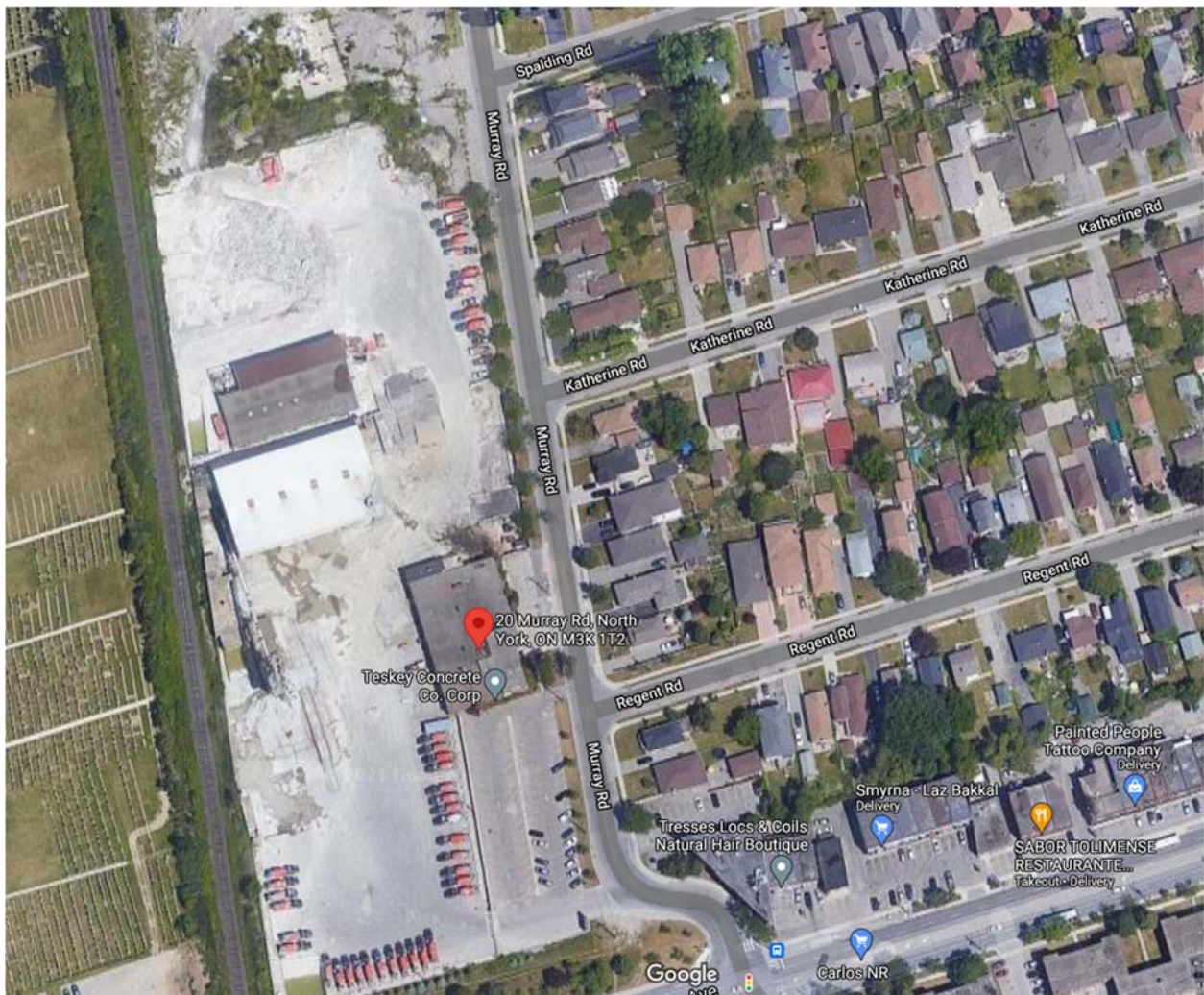
Gurminder Purba, Supervisor,
Municipal Licensing & Standards
West District
Tel. (416) 392-7610
E-mail: gurminder.purba@toronto.ca

SIGNATURE

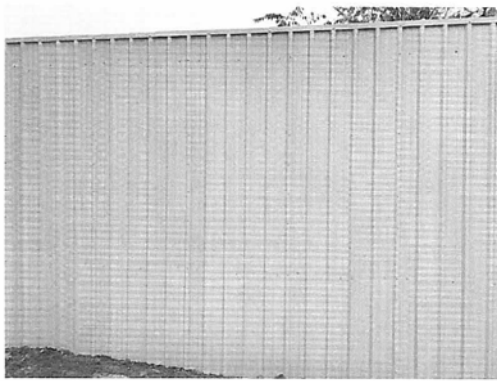
Joe Magalhaes
District Manager
Municipal Licensing and Standards

ATTACHMENTS

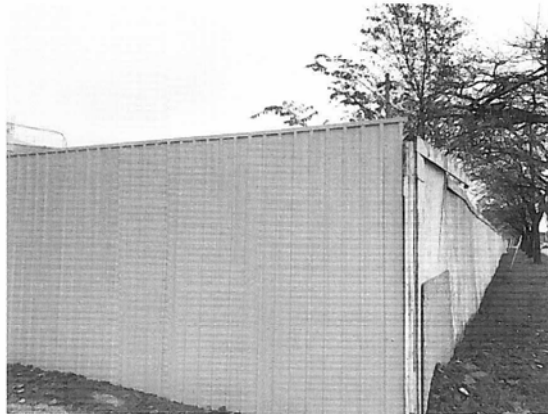
Attachment 1: iView Map of property – 20 Murray Rd
Attachment 2: Proposed Fence - metal cladded fence
Attachment 3: Letters of Support from Neighbouring properties



Attachment 1: iView Map of property – 20 Murray Rd



METAL CLADDED FENCE
4.27 M (14') HIGH



METAL CLADDED FENCE
4.27 M (14') HIGH
WOOD FENCE IN BACKGROUND IS TO BE RE-
PLACED WITH METAL CLADDED FENCE.

Attachment 2: Proposed Fence - metal cladded fence

Attention: Hector Alonso

Hector,

The residents of Murray Road support a tall 14ft fence along the Teskey property that will hopefully resolve the noise, dust and community concerns we have had for years and would like to see the fence built as soon as possible.

- 176 SPINDLING Rd - Brian Bittles - ~~James~~
49 MURRAY Rd - James Durkin -
47 MURRAY Rd - MARCO TONICHO - ~~X~~
45 MURRAY Rd - Michael Viani - ~~Michael~~
43 - MURRAY Rd - Tony Zonta -
41 - MURRAY Rd - ANGELINA CONDOTTA - X Angelina Condotta
39 - MURRAY Rd - Josie Schieda - ~~Michael~~
37 - MURRAY Rd - RAFFAELE FIORENTE - X Fiorante Raffa
31 - MURRAY Rd - Beatrice Zappin - Beatrice Zappin
29 - MURRAY Rd - Remed Monteiro - ~~Sandy~~
27 - MURRAY Rd - ELENA PACE - Elena Pace
25 - MURRAY Rd - ASSUNTA D'ASCANIA - Assunta D'Asc
23 - MURRAY Rd - Antonio Evangelista - Concetta Evangelista
21 - MURRAY Rd - Kyeung Kim

Attachment 3: Letters of Support from Neighbouring properties