

Application for Fence Exemption 715 Milner Avenue

Date: October 24, 2021

To: Scarborough Community Council

From: Manager Municipal Licensing and Standards, Scarborough District

Wards: Ward 25 – Scarborough-Rouge Park

SUMMARY

This staff report concerns a matter for which the Scarborough Community Council has delegated authority from City Council to make a final decision.

The purpose of this report is consider an application by the owner(s) Toronto Hydro-Electric System LTD of 715 Milner Avenue for a site-specific Fence Exemption, pursuant to Section 447-1.2. of Toronto Municipal Code, Chapter 447- Fences. The proposed fence does not meet the height requirements specified in City of Toronto Municipal Code, Chapter 447, Fences.

The subject property 715 Milner Avenue is located in Ward 25, in an Employment District zone.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the Scarborough Community Council:

1. Refuse to grant the application for an exemption permit, by the owner(s) of 715 Milner Avenue, for proposed chain link fence with barbed wire in the front yard measuring 2.75 meters (9.0 feet) in height, for failing to comply with the provisions of Toronto Municipal Code, Chapter 447, Fences.

OR

2. Grant the application by the owner(s) of 715 Milner Avenue, for a proposed chain link fence with barbed wire in the front yard measuring 2.75 meters (9.0 feet) in height. Direct and require that the installation be maintained in good repair without alteration. Direct and require that at such time as replacement of the fence is required that such installation will comply with Municipal Code Chapter 447, or its successor by-law.

FINANCIAL IMPACT

There is no financial impact anticipated in this report.

DECISION HISTORY

The owner(s) Toronto Hydro-Electric System LTD submitted a fence exemption application, in writing, on October 14, 2021 for a proposed front yard fence Section 447-1.2. of Toronto Municipal Code, Chapter 447- Fences for an upgrade in security and to protect assets from theft as reasons for the application.

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

COMMENTS

The proposed fence violates Toronto Municipal Code, Chapter 447- Fences requirements with respect to both the height requirements and exceeds the 2.0 meter height requirements and barbed wire provisions of the by-law.

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
Front Yard	North facing, west side of the property.	A proposed chain link fence measuring 2.75 meters (9.0 feet) in height inclusive of barbed wire.	Fence in a front yard; and not within 2.4 metres of a lot line abutting a public highway shall not exceed 2.0 metres. No barbed wire, or sharp material shall be used in any fence unless the fence is exempt from the bylaw.

CONTACT

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SIGNATURE

Elena Sangiuliano
Manager, Municipal Licensing and Standards, East District

ATTACHMENTS

1. IView image of 715 Milner Ave
2. Google image of applicant's property front yard. (May 2021)
3. 715 Milner Ave. Photo taken at street level October 18, 2021
4. 715 Milner Ave. Photo taken at street level October 18, 2021

Attachment #1 - 715 Milner Ave. IView



Attachment #2 - Google image of applicant's property front yard. (May 2021



Attachment #3 - 715 Milner Ave. Photo taken at street level October 18, 2021



Attachment #4 – 715 Milner Ave. Photo taken at street level October 18, 2021

