

Application for Fence Exemption – 220 Broadway Avenue

Date: March 23, 2022

To: North York Community Council

From: Manager Municipal Licensing & Standards, East District

Wards: Ward 15 – Don Valley West

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 consider an application by the owner(s) of 220 Broadway Avenue to maintain a 3.7 meters (12.2 feet) wooden fence in the rear yard on the north side of the property exceeds the maximum allowable height of 2.0 (6 feet) meters as specified in the Toronto Municipal Code, Chapter 447-1.2B Table 1 – Maximum Height of Fences – Item 9 Any other fence. A Notice of Violation was issued on September 11, 2020.

RECOMMENDATIONS

Municipal Licensing & Standards recommends that the North York Community Council:

1. Refuse to grant the application for an exemption permit, by the owner(s) of 220 Broadway Avenue, to allow them to maintain a 3.7 meters (12.2 feet) wooden fence, which does not comply with the Toronto Municipal Code Chapter 447-1.2B Table 1 – Maximum Height of Fences – Item 9 Any other fence.

OR

2. Grant the application for an exemption permit, by the owner(s) of 220 Broadway Avenue, allowing them to maintain a 3.7 meters (12.2 feet) wooden fence. Direct and require that the existing fence be maintained in good repair without alteration. Direct and require that at such time as a 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

As required by Section 447-1.5(B)(1), 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.

COMMENTS

The proposed fence violates Toronto Municipal Code, Chapter 447 – Fences requirements with respect to fence height.

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
Rear yard	Rear yard (North property line)	Current fence is 3.7 meters (12.2 feet) in height	447-1.2B Table 1 – Maximum Height of Fences Item 9 - Any other fence 2.0 meters

CONTACT

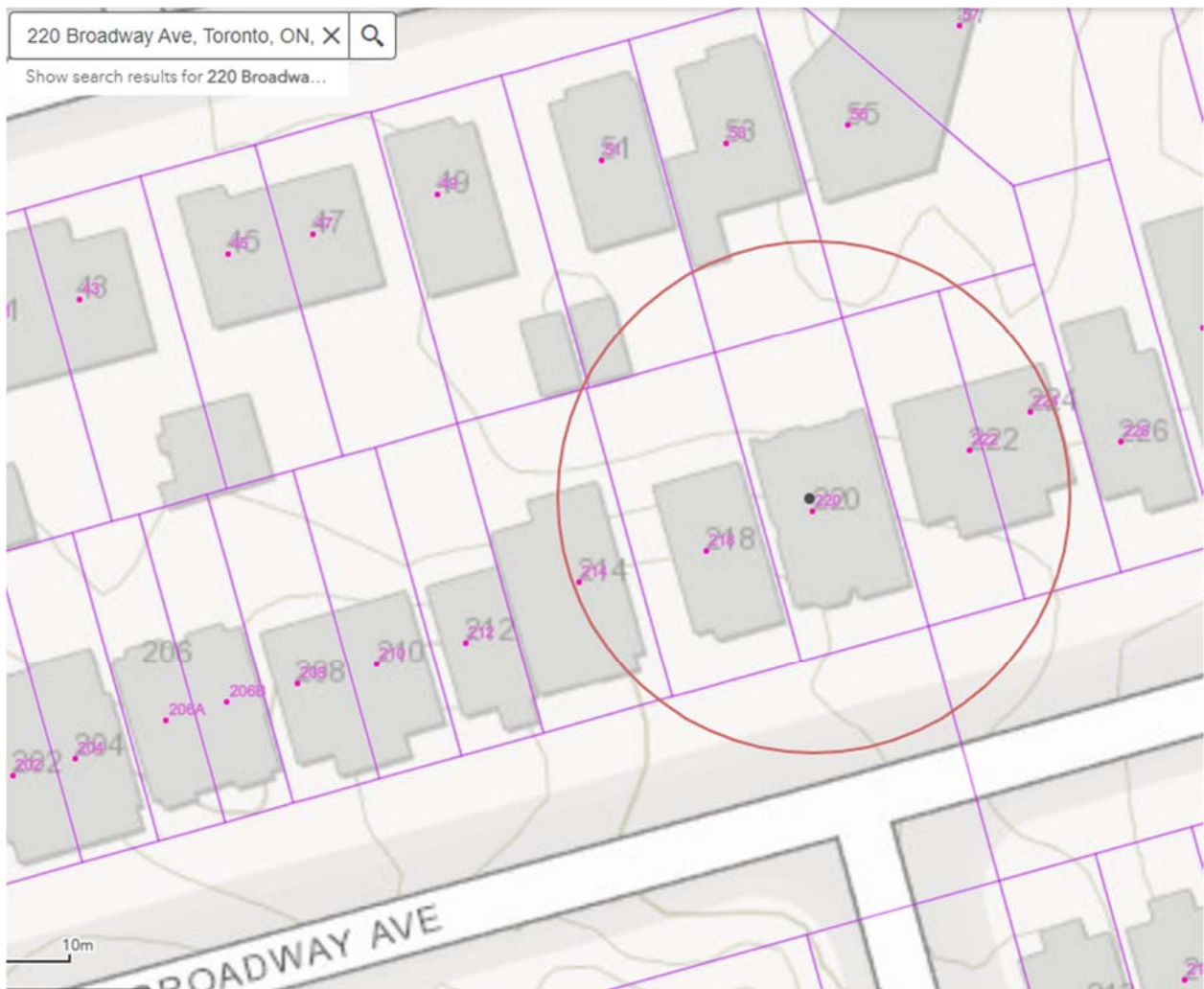
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SIGNATURE

Elena Sangiuliano
Manager, Municipal Licensing and Standards, East District

ATTACHMENTS

Attachment 1: iView Map of Property – 220 Broadway Avenue
Attachment 2: Photo of fence in rear yard on the north side property line
Attachment 3: Photo of fence in rear yard on the north side property line



Attachment 1: iView Map of Property – 220 Broadway Avenue



Attachment 2: Photo of fence in rear yard on the north side property line



Attachment 3: Photo of fence in rear yard on the north side property line