

Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447 – 8 Golf Crest Rd

Date: September 18, 2023

To: Etobicoke York Community Council

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

Wards: Ward 2 - Etobicoke Centre

SUMMARY

This staff report concerns 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 advise Community Council concerning an application by the property owner of 8 Golf Crest Rd 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 maintain a fence in the rear yard on the west side of the property that will not comply with the standards stipulated by Section 447-1.2(B)(1). The applicant is seeking permission to maintain a fence constructed of wood with vertical-on-vertical boards with horizontal boards on top. The fence is constructed approximately 2.2m on the side of 8 Golf Crest Rd and approximately 2.3m on the side of 10 Golf Crest Rd.

RECOMMENDATIONS

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

1. Refuse the application for property owner of 8 Golf Crest Rd. The proposed fence would fail to comply with the provisions of Toronto Municipal Code, Chapter 447 Fences. A notice of violation to direct the property owner to bring the fence into compliance will be issued.

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 15, 2023, in regards to a fence exemption application for an existing fence 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 Etobicoke York Community Council consideration, and, the City Clerk has sent all requisite notifications of the date that Etobicoke York Community Council will consider the application.

The subject property, 8 Golf Crest Rd, and is located in Ward 2. The property is a detached residential home.

See the table below for the dimensions of the fence to be maintained.

GENERAL LOCATION	SPECIFIC LOCATION	PROPOSED CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
West side of property.	Rear yard of property.	Height of the fence to exceed the height permitted by the Chapter. Namely; The existing fence is between 2m to 2.3m in height.	Chapter 447-1.2B(1) Fence in a front yard and side yard; and not within 2.4 metres of a lot line abutting a public highway (public highway does not include a public lane); shall not exceed a height of 2 metres.

COMMENTS

On June 15, 2023, property owner at 8 Golf Crest Rd submitted an application for a fence exemption.

The applicant is seeking permission to maintain a fence on the West side of the property. The fence is constructed of wood with vertical board on boards and horizontal boards on top. The fence height varies due to the grade changes throughout the fence line. The maximum height measured from grade at 10 Golf Crest Rd is 2.3m. The maximum height measured from grade at 8 Golf Crest is 2.2m

The applicant is requesting the exemption for their privacy and security.

*Alternate recommendation is to grant the application for a fence exemption permit (with or without conditions) to the property owners of 8 Golf Crest Rd, thereby allowing the current fence to be maintained. Direct and require that the existing fence 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.

CONTACT

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SIGNATURE

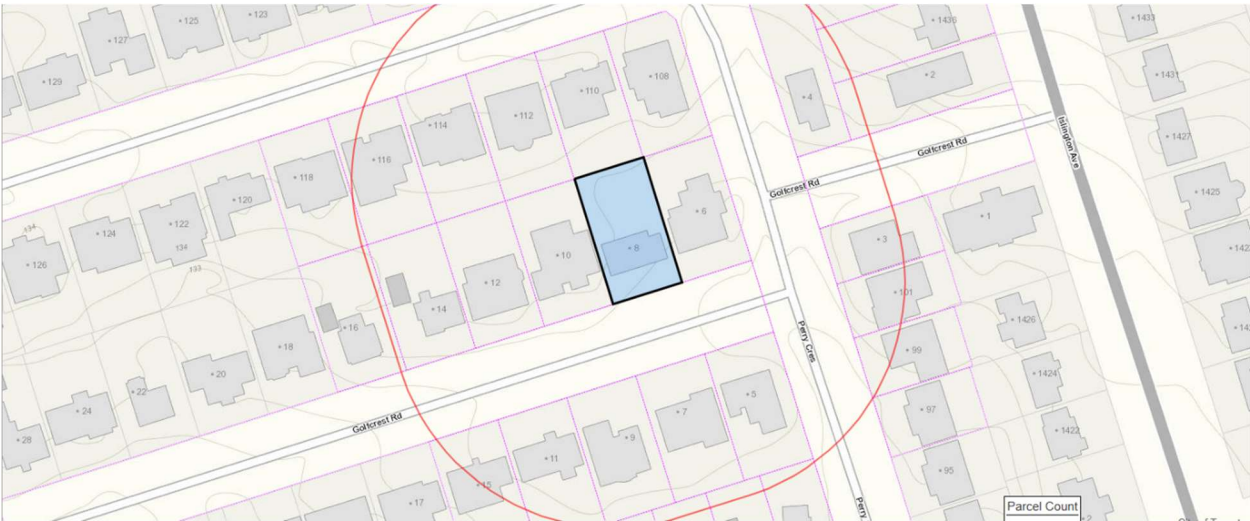
Joe Magalhaes
District Manager

ATTACHMENTS

Attachment A – GIS MAP
Attachment B – Current view of location with erected fence
Attachment C – Fence measurements taken from 8 Golf Crest Rd
Attachment D – Fence measurements taken from 8 Golf Crest Rd
Attachment E – Fence measurements taken from 8 Golf Crest Rd
Attachment F – View of erected fence from 10 Golf Crest Rd
Attachment G – Fence measurements taken from 10 Golf Crest Rd

Attachment A

GIS MAP



Attachment B

Current view of the location with erected fence



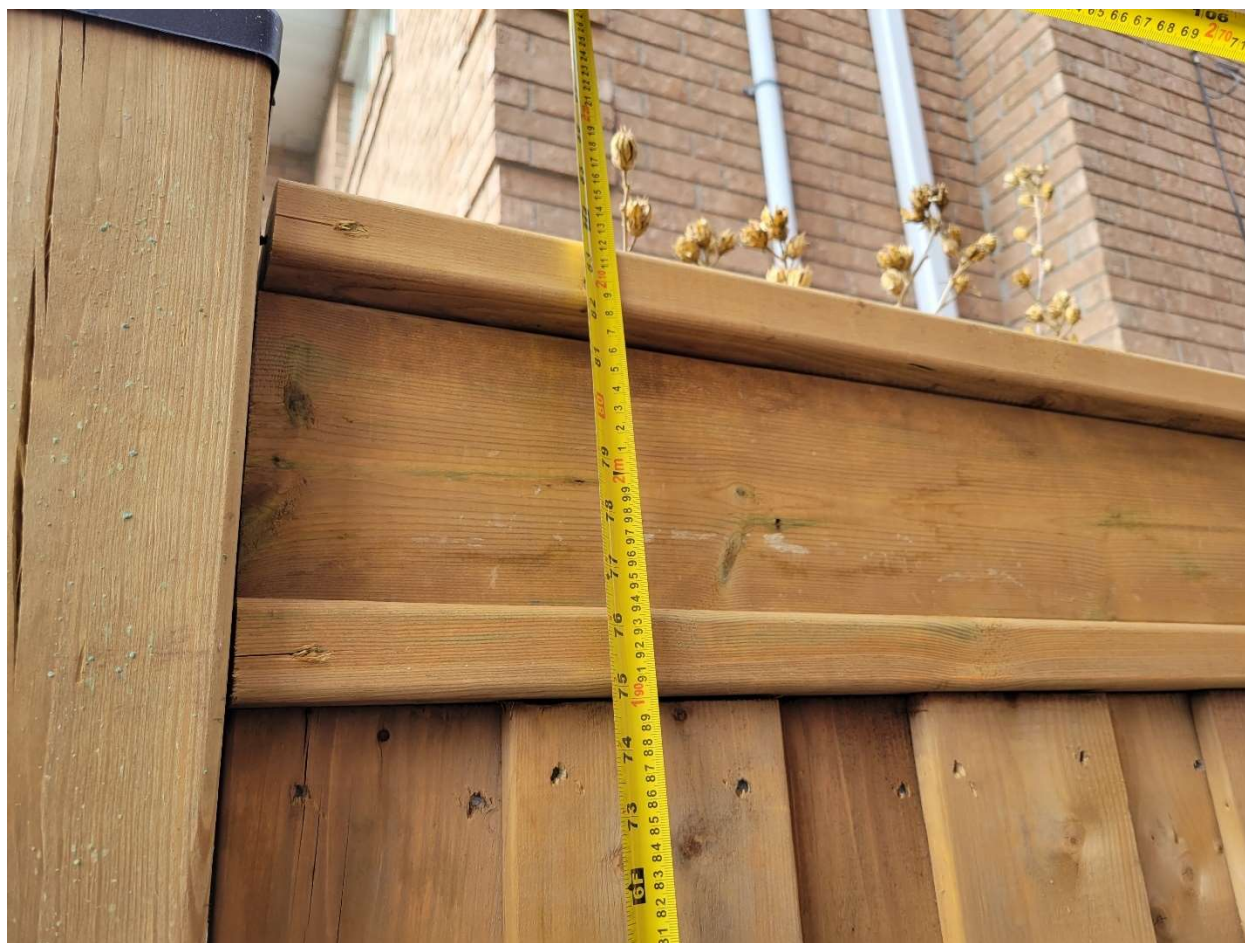
Attachment C

Fence measurements taken from 8 Golf Crest Rd



Attachment D

Fence measurements taken from 8 Golf Crest Rd



Attachment E

Fence measurements taken from 8 Golf Crest Rd



Attachment F

View of erected fence from 10 Golf Crest Rd



Attachment G

Fence measurements from 10 Golf Crest Rd

