

Application for Fence Exemption – 1 Crossbow Crescent

Date: June 23, 2022

To: North York Community Council

From: Manager Municipal Licensing & Standards, East District

Wards: Ward 17 – Don Valley North

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 1 Crossbow Crescent to maintain two fences (1 hedge and 1 wood board) that are within 2.4m (7.8feet), one in the front yard and one on the flankage yard of the property which do not have open mesh or equivalent open-face construction as specified in the Toronto Municipal Code, Chapter 447-1.2C(1) Open Fence Construction. A Notice of Violation was issued on May 26, 2022.

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 1 Crossbow Crescent, to allow them to maintain the current fences (1 hedge and 1 wood board) with no open mesh or equivalent open-face construction, which does not comply with the Toronto Municipal Code, Chapter 447, Fences, specifically section 447-1.2C(1) Open Fence Construction.

OR

2. Grant the application for an exemption permit, by the owner(s) of 1 Crossbow Crescent, to allow them to maintain the current fences (1 hedge and 1 wood board) with no open mesh or equivalent open-face construction. Direct and require that the existing fences be maintained in good repair without alteration. Direct and require that at such time as a replacement of the fences is required that such installation will comply with Municipal Code Chapter 447, Fences 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 fence height.

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
Front Yard & Flankage Yard	Front Yard & Flankage Yard	Current fences (1 hedge and 1 wood board) are within 2.4m (7.8ft) and do not have open mesh or equivalent open-face construction.	447-1.2C(1) Open Fence Construction Any fence within 2.4 metres of any driveway shall be an open mesh chain-link fence or of an equivalent open-fence construction for at least 2.4 metres from the lot line at which the driveway begins so as not to obstruct the view of the boulevard or highway.

CONTACT

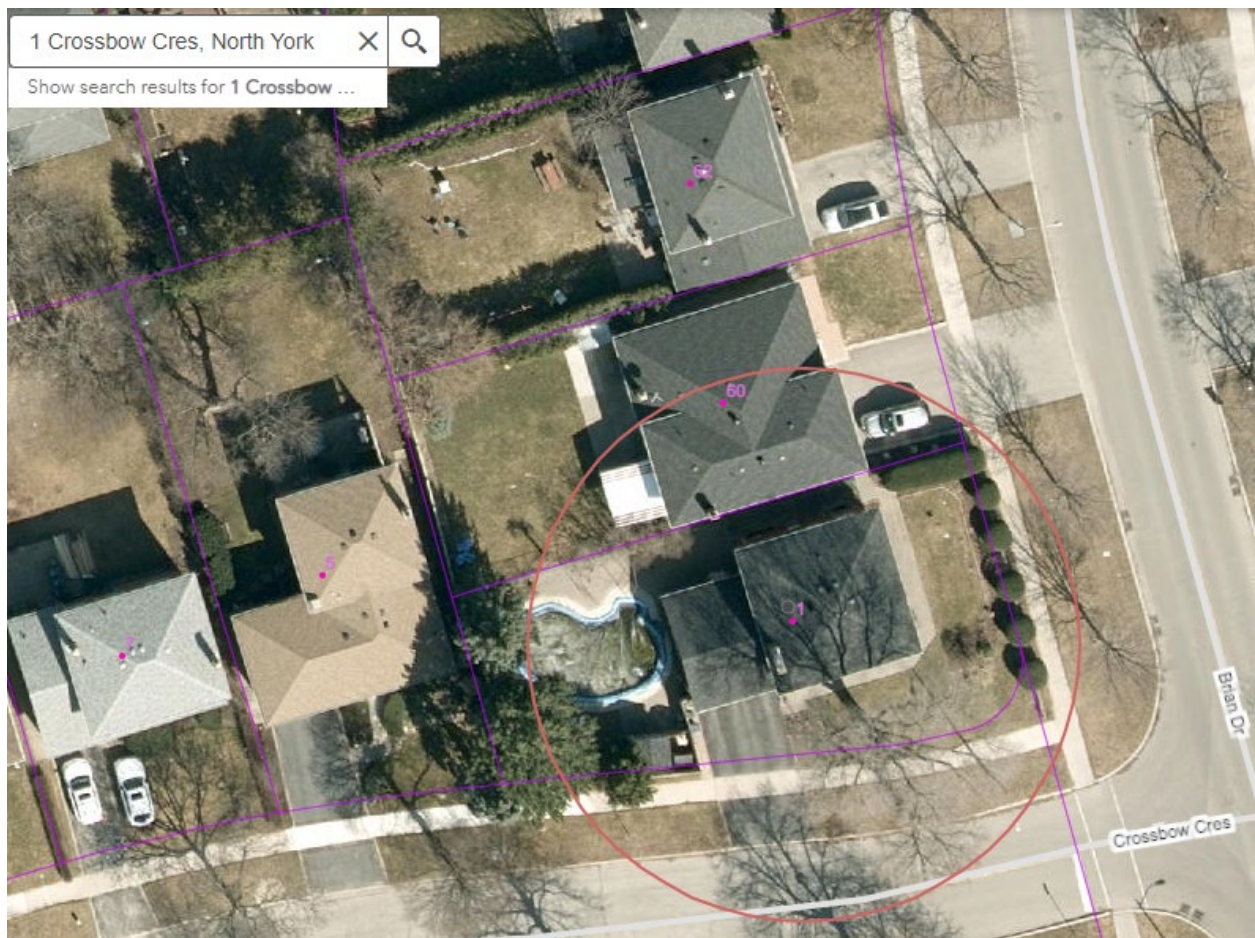
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SIGNATURE

Terry Karabassis
Manager, Municipal Licensing and Standards, East District

ATTACHMENTS

Attachment 1: iView Map of Property – 1 Crossbow Crescent
Attachment 2: Photo of hedge at neighbouring property (60 Brian Dr)
Attachment 3: Photo of hedge at neighbouring property (60 Brian Dr)
Attachment 4: Photo of fence at applicant driveway
Attachment 5: Photo of fence at applicant driveway



Attachment 1: iView Map of Property – 1 Crossbow Crescent



Attachment 2: Photo of hedge at neighbouring property (60 Brian Dr)



Attachment 3: Photo of hedge at neighbouring property (60 Brian Dr)



Attachment 4: Photo of fence at applicant driveway



Attachment 5: Photo of fence at applicant driveway