

Application for Fence Exemption – 86 TRUMAN RD Date: October 31, 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 86 Truman Rd. to maintain a Wood Fence in the rear yard on the north, east and west side of the property which has a fence height that exceeds the maximum allowable height, as specified in the Toronto Municipal Code, Chapter 447-1.2B.(1)

No fence described in the following Table shall, 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, exceed the height set out in the Table for the fence.

TABLE 1 Item 9
MAXIMUM HEIGHT OF FENCES [Amended 2018-12-13 by By-law 54-2019].
Notice of Violation was issued on Sep 15, 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 86 Truman Rd, to allow them to maintain the wood fence greater than 2 metres in height, which does not comply with the Toronto Municipal Code, Chapter 447, Fences, specifically section 4447-1.2B.(1)

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OR

2. Grant the application for an exemption permit, by the owner(s) of 86 TRUMAN RD, to allow them to maintain the wood fence greater than 2 metres in height. 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, 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 respect to fence height in a rear yard.

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
Rear yard	Rear Yard - West, East and North facing Lot lines	Current Height of Fence is greater than 2 metres in height	447-1.2B.(1) Fences in rear yard not to exceed 2.0 metres in height.

CONTACT

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SIGNATURE

Terry Karabassis
Manager, Municipal Licensing and Standards, East District

ATTACHMENTS

Attachment 1: iView Map of Property – 86 TRUMAN RD
Attachment 2: Drawing of Fence – 86 TRUMAN RD
Attachment 3: Photos of fence – 86 TRUMAN RD