

56 Coney Road - Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447

Date: June 03, 2024

To: Etobicoke York Community Council

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

Wards: Ward 3 – Etobicoke-Lakeshore

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 56 Coney Rd for a site-specific Fence Exemption, pursuant to Section 447-1.5(B) of Toronto Municipal Code, Chapter 447 – Fences. The applicant is seeking Community Council's permission to maintain a fence in the rear yard of the property that will not comply with the standards stipulated by Section 447-1.2(C)(1). The applicant is seeking permission to erect a wooden fence in the rear yard and is not open-fence construction, or equivalent, for at least 2.4m from the lot line. The proposed fence would be open-fence construction, or equivalent for at least 2.4m from the city walkway.

RECOMMENDATIONS

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

1. Refuse the application for property owner of 56 Coney 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 person, on March 06, 2024, 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, 56 Coney Rd, and is located in Ward 3. The property is a detached home.

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

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
West, South, and East Fence	Rear yard of property.	Fence within 2.4m of the lot line is not open mesh chain-link fence or of an equivalent open-fence construction. Namely, fence on East and West side.	Chapter 447-1.2(C)(1). Any fence withing 2.4m of a driveway shall be open mesh chain-link fence or of an equivalent open-fence construction for at least 2.4m from the lot line at which the driveway begins so as not to obstruct the view of the boulevard or highway.

COMMENTS

On March 06, 2024, property owner at 56 Coney Rd submitted an application for a fence exemption.

The applicant is seeking permission to erect a fence in the rear yard of the property. The fence will be approximately 2m in height and made of pressure treated wood and 1 wooden gate. 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 56 Coney 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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Investigation Services – West District
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SIGNATURE

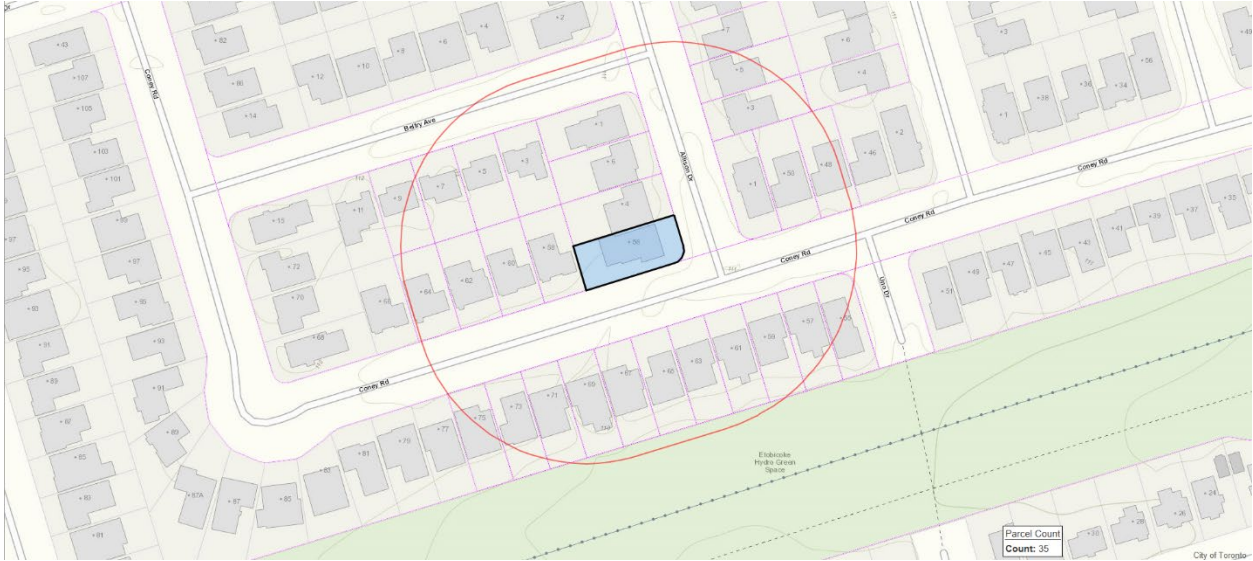
Joe Magalhaes
District Manager

ATTACHMENTS

Attachment A – GIS MAP
Attachment B – Site map
Attachment C – Photos

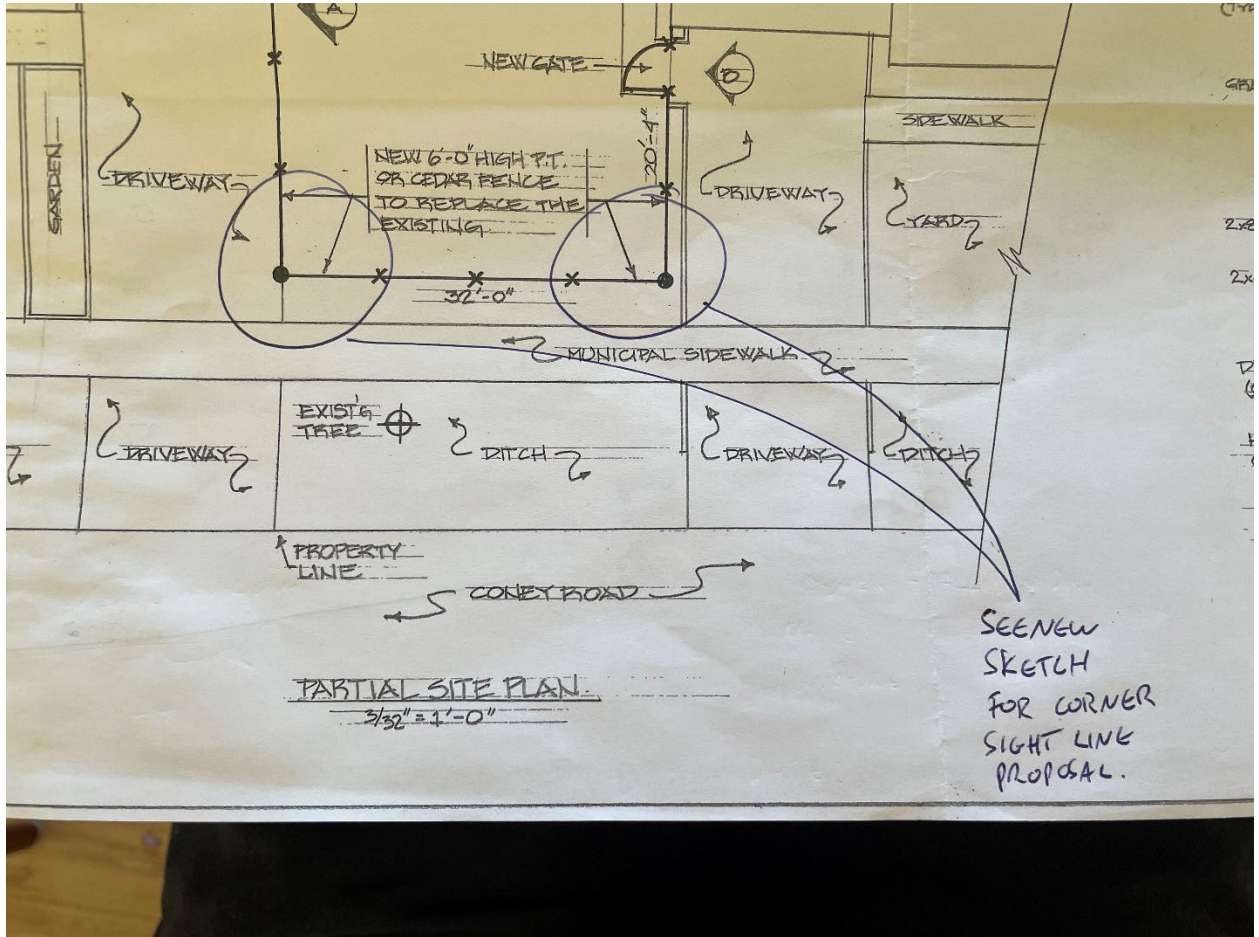
Attachment A

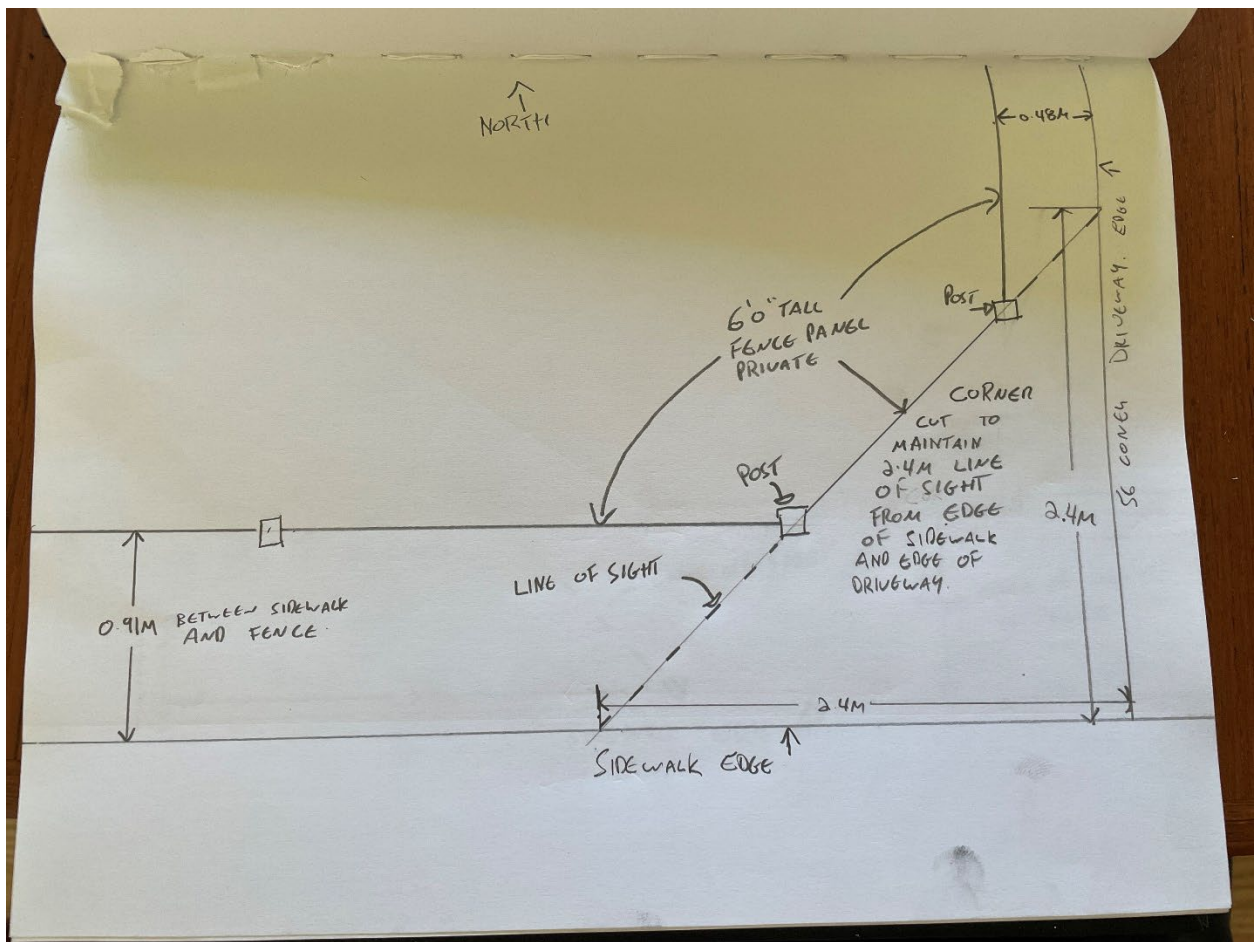
GIS MAP

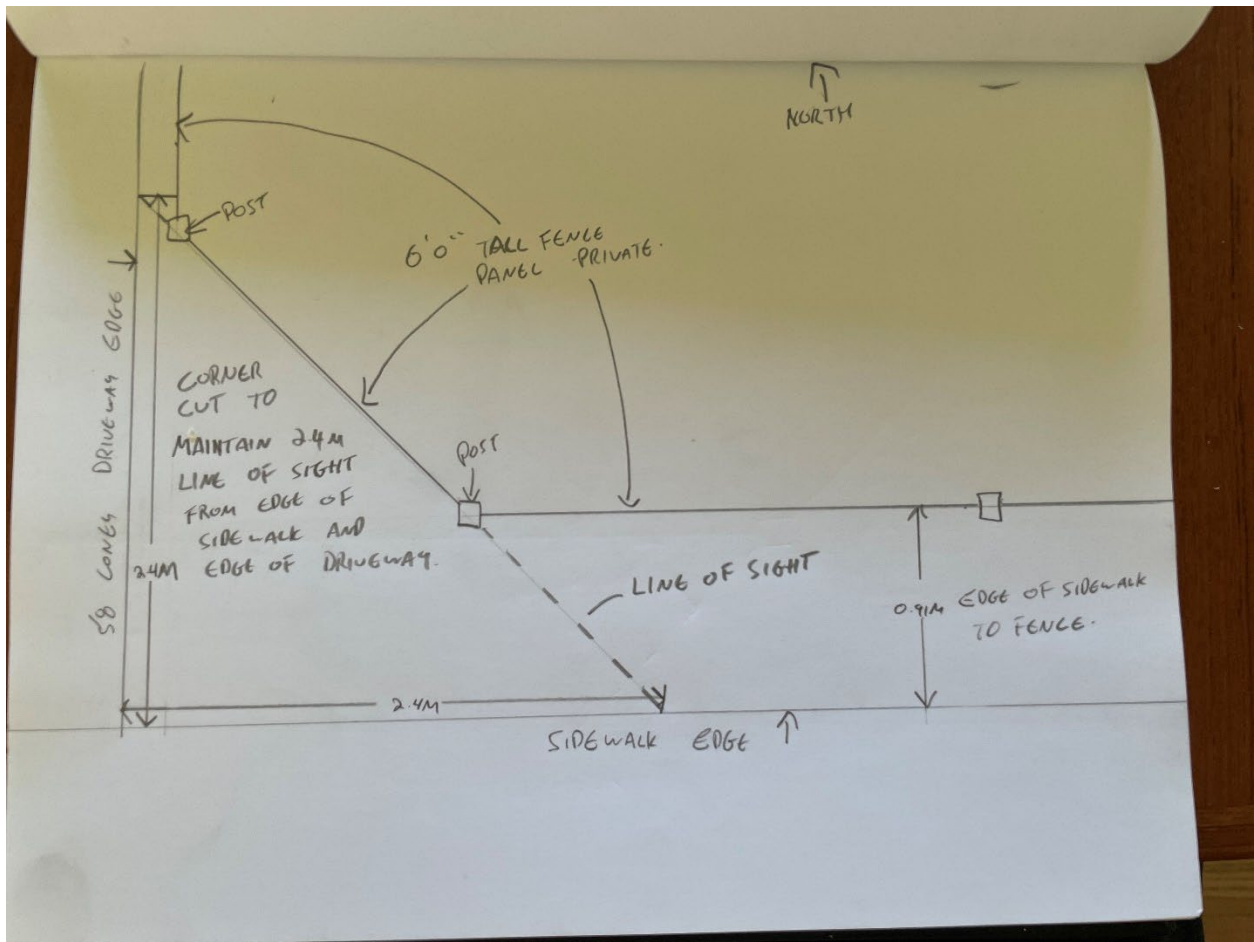


Attachment B

SITE MAP







Attachment C

PHOTOS



