

## **37 York Ridge Road - Fence Exemption Report**

**Date:** September 10, 2024

**To:** North York Community Council

**From:** District Manager, Municipal Licensing and Standards, East District

**Wards:** Ward 15 – Don Valley West

### **SUMMARY**

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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 37 York Ridge Road to allow the north most patio doors of the rear dwelling outside of the patio to be sealed and become a part of the wall of the rear dwelling therefore not allowing direct access to pool area. This is contrary to the City of Toronto Municipal Code Chapter 447.1.3(C)3 Access Protection.

### **RECOMMENDATIONS**

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The District Manager, Municipal Licensing and Standards, East District recommends that:

North York Community Council refuse to grant the application for an exemption permit, by the owner(s) of 37 York Ridge Road to use the sealed doors as a part of the wall of the dwelling.

### **FINANCIAL IMPACT**

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There is no financial impact anticipated 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

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The proposal violates Toronto Municipal Code, Chapter 447 – Pool Enclosures.

| GENERAL LOCATION | SPECIFIC LOCATION                    | CONSTRUCTION & DEFICIENCY   | BY-LAW SECTION & REQUIREMENT*   |
|------------------|--------------------------------------|---|---|
| Rear Dwelling    | Rear Dwelling North-most patio doors | Seal glass patio double doors to have the doors become a part of the wall of the dwelling | City of Toronto Municipal Code Chapter 447.1.3(C)3 Access Protection<br>- If the wall of any building, or any portion of it, forms part of the pool enclosure, there shall be no access to the enclosed pool area through the wall. |

The property owner(s) seek this exemption for compliance purposes.

Municipal Licensing and Standards recommends North York Community Council refuse to grant the application for an exemption by the property owner of 37 York Ridge Road. Should North York Community Council grant the application for a fence exemption, the following recommendation may be adopted, in accordance with Municipal Code Chapter 447:

1. Grant the application for a fence exemption by the property owner of 37 York Ridge Road. Thereby allowing the doors to become a part of the wall of the dwelling. 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**

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## **ATTACHMENTS**

Attachment 1: iView Map of Property – 37 York Ridge Road  
Attachment 2: Rear Dwelling  
Attachment 3: North most patio doors of rear dwelling



Attachment 1: iView Map of Property – 37 York Ridge Road



Attachment 2: Rear Dwelling



Attachment 3: North most patio doors of rear dwelling