

70 Falaise Road - Application for Fence Exemption

Date: January 4, 2024

To: Scarborough Community Council

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

Wards: Ward 24, Guildwood

SUMMARY

This staff report concerns a matter for which the Scarborough 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 70 Falaise Road (Flankage lot) to maintain existing fencing at the property.

The **wooden fencing** measures a maximum height of 1.98 meters and the **light fixtures attached to its posts** measure 2.8 meters in height.

The **metal fencing** around the exterior of the property measures a maximum of 1.48 meters and its **posts** measure 2.13 meters in height.

The **metal fence** on the driveway measures 2.21 meters in height. The **metal posts** on the north side of driveway measures 2.4 meters in height.

The wooden fence running from the main wall of the house along the property line (Adjacent to 68 Falaise Road) down the driveway, measures 2.1 meters in height and the light fixtures attached to its posts measure 2.6 Meters in height.

This is contrary to the Toronto Municipal Code, Chapter 447-1.2 C (1)

RECOMMENDATIONS

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

1. Scarborough Community Council refuse to grant the application for an exemption, by the property owner(s) of 70 Falaise Road for a fence that fails to comply with the provisions of Toronto Municipal Code, Chapter 447, Fences and to direct the issuance

of a notice to the property owner(s) to bring the fence into compliance.

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 Scarborough Community Council's consideration, and, the City Clerk has sent all requisite notifications of the date that Scarborough 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	Front yard property line fence on flankage yard facing Falaise Road	Front yard fencing has been built higher than 1.2 meters.	Chapter 447 Section 1.5(B)(1) Item 1. MAXIMUM HEIGHT OF FENCES. (1.2 Meters)
Side Yards	Side and rear yard property line fencing adjacent to 68 Falaise Rd Warnsworth Street	Side and rear yard fencing has been built higher than 2 meters.	Chapter 447 Section 1.5(B)(1) Item 9. MAXIMUM HEIGHT OF FENCES. (2 Meters)

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

Municipal Licensing and Standards recommends Scarborough Community Council refuse to grant the application for an exemption by the property owner of 70 Falaise Road. Should Scarborough 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(s) of 70 Falaise Road thereby allowing the existing fence to be maintained as constructed. 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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List the attachments.

Attachment 1: iView Map of Property – 70 Falaise Road - City of Toronto.
Attachment 2: Municipal Standards Officer's Photo - 70 Falaise Road - Side Yard
Attachment 3: Municipal Standards Officer's Photo - 70 Falaise Road – Front Yard
Attachment 4: Municipal Standards Officer's Photo - 70 Falaise Road – Front Yard
Attachment 5: Municipal Standards Officer's Photo - 70 Falaise Road

ATTACHMENTS

Attachment 1: iView Map of Property – 70 Falaise Road - City of Toronto.



Attachment 2: Municipal Standards Officer's Photo - 70 Falaise Road - Side Yard



Attachment 3: Municipal Standards Officer's Photo 70 Falaise Road -Front Yard



Attachment 4: Municipal Standards Officer's Photo – 70 Falaise Road – Front Yard



Attachment 5 Municipal Standards Officer's Photo – 70 Falaise Road

