

1 Jenson Court - Application for Fence Exemption

Date: March 18, 2025

To: Etobicoke York Community Council

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

Wards: Ward 1 - Etobicoke North

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 1 Jenson Court for a site-specific Fence Exemption, pursuant to Section 447-1.5(B) of Toronto Municipal Code, Chapter 447 – Fences. The property owner is seeking Community Council’s permission to maintain a fence in the front and side yards of the property that will not comply with the standards stipulated by Section 447-1.2(B)(1). The applicant is seeking permission to maintain a side yard fence made of compressed wood, featuring a vertical board-on-board design with decorative aluminum rods on top and lighting fixtures on the posts, extending approximately 5 meters. The remaining side yard fence consists of vertical board-on-board compressed wood and includes a gate with lighting fixtures on the posts. In the front yard, the fence is constructed of vertical board-on-board compressed wood and includes a gate with lighting fixtures on the posts. The fence height varies across the perimeter, ranging from 1.99 meters to 2.65 meters.

RECOMMENDATIONS

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

1. Refuse the application for property owner of 1 Jenson Court. The proposed fence would fail to comply with the provisions of Toronto Municipal Code, Chapter 447 Fences. Notice of Violation to be issued directing the property owner to bring the fence into compliance as Council's decision is final and binding.

FINANCIAL IMPACT

There is no anticipated financial impact from this report.

DECISION HISTORY

The property owner submitted a fence exemption application, in writing, December 12 2024, in regards to a fence exemption application for an existing fence not 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, 1 Jenson Court, and is located in Ward 1. The property is a residential property zoned as Residential Detached.

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

GENERAL LOCATION	SPECIFIC LOCATION	PROPOSED CONSTRUCTION & DEFICIENCY	BY-LAW SECTION & REQUIREMENT*
Perimeter of Property	Perimeter of Residential Front yard, and side yard.	<p>1) The side yard fence, which includes decorative aluminum rods along a 5-meter section, was measured at 2.05 meters in height.</p> <p>The gate within this section was measured at 2.65 meters.</p> <p>The remaining side yard fence, without decorative aluminum rods, was measured at 1.99 meters.</p>	<p>1) Chapter 447-1. Table 1 (9). Any other fence</p> <p>Maximum height of 2.0 meters.</p>

<p>2) The front yard fence facing Jeffcoat Drive was measured at 2.41 meters.</p> <p>The gate within this section was measured at 2.51 meters.</p> <p>The front yard fence facing 116 Jeffcoat Drive was measured at 2.19 meters.</p>	<p>2) Chapter 447-1. Table 1.</p> <p>Fence in a front yard; and within 2.4 metres of a lot line abutting a public highway (public highway does not include a public lane)</p> <p>Maximum height of 1.2 meters.</p>
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COMMENTS

On December 12, 2024 the property owner at 1 Jenson Court submitted an application for a fence exemption.

The applicant is seeking permission to maintain a side yard fence made of compressed wood, featuring a vertical board-on-board design with decorative aluminum rods on top and lighting fixtures on the posts, extending approximately 5 meters. The remaining side yard fence consists of vertical board-on-board compressed wood and includes a gate with lighting fixtures on the posts. In the front yard, the fence is also constructed of vertical board-on-board compressed wood and includes a gate with lighting fixtures on the posts. The fence height varies across the perimeter, ranging from 1.99 meters to 2.65 meters.

The side yard fence, which includes decorative aluminum rods along a 5 meter section, was measured at 2.05 meters in height. The gate within this section was measured at 2.65 meters.

The remaining side yard fence, without decorative aluminum rods, was measured at 1.99 meters.

The front yard fence facing Jeffcoat Drive was measured at 2.41 meters. The gate within this section was measured at 2.51 meters. The front yard fence facing 116 Jeffcoat Drive was measured at 2.19 meters.

The applicant is requesting an exemption to the height of the fence for security, safety, and privacy.

CONTACT

Mike Gusev, Acting Supervisor
Municipal Licensing and Standards
Investigation Services – West District
Tel. 437-235-9010
Email: mike.gusev@toronto.ca

SIGNATURE

Joe Magalhaes
District Manager

ATTACHMENTS

Attachment A - GIS Map
Attachment B - Street View on Jenson Court
Attachment C - Side yard fence with decorative aluminum rod facing Jenson Court
Attachment D - Side yard fence with decorative aluminum rod: 2.05m in height
Attachment E - Side yard gate facing Jenson Court
Attachment F - Side yard gate: 2.65m in height
Attachment G - Side yard fence without decorative aluminum rod facing Jenson Court
Attachment H - Side yard fence without decorative aluminum rod: 1.99m
Attachment I - Front yard fence facing Jeffcoat Drive
Attachment J - Front yard fence: 2.41m in height
Attachment K - Front yard gate: 2.51m in height
Attachment L - Front yard fence facing 116 Jeffcoat Drive
Attachment M - Front yard fence facing 116 Jeffcoat Drive: 2.19m in height

Attachment A - GIS Map



Attachment B - Street View on Jensen Court



Attachment C - Side yard fence with decorative aluminum rod facing Jensen Court



Attachment D - Side yard fence with decorative aluminum road: 2.05m in height



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Attachment E - Side yard gate facing Jensen Court



Attachment F - Side yard gate: 2.65m in height



Attachment G - Side yard fence without decorative aluminum rod facing Jenson Court



Attachment H - Side yard fence without decorative aluminum rod: 1.99m



Attachment I - Front yard fence facing Jeffcoat Drive



Attachment J - Front yard fence: 2.41m in height



Attachment K - Front yard gate: 2.51m in height



Attachment L - Front yard fence facing 116 Jeffcoat Drive



Attachment M - Front yard fence facing 116 Jeffcoat Drive: 2.19m in height

