

Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447 - 751 Scarlett Road

Date: May 15, 2026

To: Etobicoke York Community Council

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

Wards: 2 Etobicoke Centre

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.

This report responds to an application submitted by the property owner of 751 Scarlett Road, requesting approval for a site-specific Fence Exemption under Toronto Municipal Code, Chapter 447 Section 447-1.2C.(1). Fences, for an existing fence located at 751 Scarlett Road within the Etobicoke York District.

The purpose of this report is to advise Community Council concerning an application by the property owner of 751 Scarlett Road for a site-specific Fence Exemption, pursuant to Section 447-1.2C.(1) of Toronto Municipal Code, Chapter 447 – Fences. The property owner is seeking Community Council's permission to maintain an existing solid masonry stone clad wall located on the north side of the driveway within the front yard. The wall is situated within 2.4 metres of the driveway and does not comply with the requirement to provide an open mesh chain-link fence or equivalent open-construction fence within this area. This requirement is intended to preserve clear sightlines and prevent obstruction of views of the adjacent boulevard or highway.

The existing wall has been determined to create a sightline obstruction.

Municipal Licensing and Standards Division staff have conducted an inspection of the property and have issued a Notice of Violation for non-compliance with the applicable provisions of Chapter 447.

RECOMMENDATIONS

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

1. Refuse to grant the application for exemption by the owner of 751 Scarlett Road because the fence fails to comply with the provisions of Toronto Municipal Code, Chapter 447 Fences.

FINANCIAL IMPACT

There is no financial impact to the City of Toronto.

DECISION HISTORY

There are no previous Fence Exemption decisions for this property

COMMENTS

The subject property municipally known as 751 Scarlett Road is developed with a single-family detached residential dwelling.

Municipal Licensing and Standards staff inspected the subject property on September 23, 2024, and issued a Notice of Violation under City of Toronto Municipal Code Chapter 447 Section 447-1.2C.(1).

The property owner submitted a Fence Exemption application on October 23, 2024.

C. Open-fence construction required.

(1) Any fence within 2.4 metres of any driveway shall be an open mesh chain-link fence or of an equivalent open-fence construction for at least 2.4 metres from the lot line at which the driveway begins so as not to obstruct the view of the boulevard or highway.

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION and DEFICIENCY	BY-LAW SECTION and REQUIREMENT*
Front Yard	North Side	Solid masonry stone cladding wall. Provide open construction within 2.4 meters of driveway	Chapter 447 Section 447-1.2C.(1) Construction standards: Open mesh chain-link fence or an equivalent open-fence construction when within 2.4 metres of a driveway.

CONTACT

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SIGNATURE

Brian Nogueira
District Manager, West District
Municipal Licensing and Standards

ATTACHMENTS

Attachment 1: iView Map of Property – 751 Scarlett Road - City of Toronto.

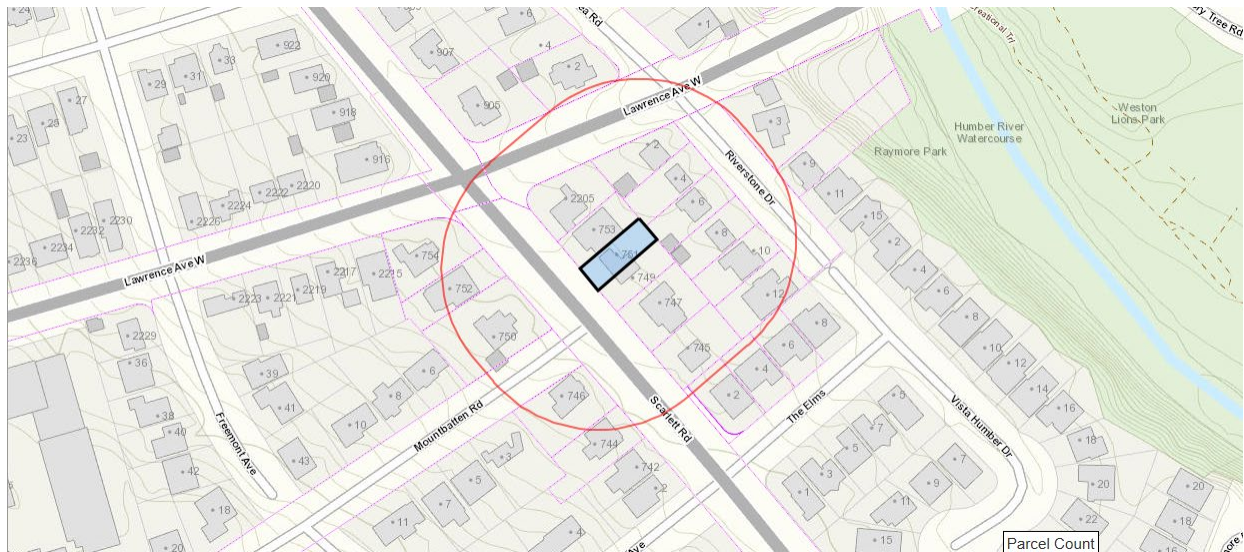
Attachment 2: North side of the driveway depicting the masonry wall, wrought iron gate, and masonry archway. Photo taken by officer. 751 Scarlett Road - City of Toronto.

Attachment 3: North side of the driveway depicting the masonry wall, wrought iron gate, and masonry archway. Photo taken by officer. 751 Scarlett Road - City of Toronto.

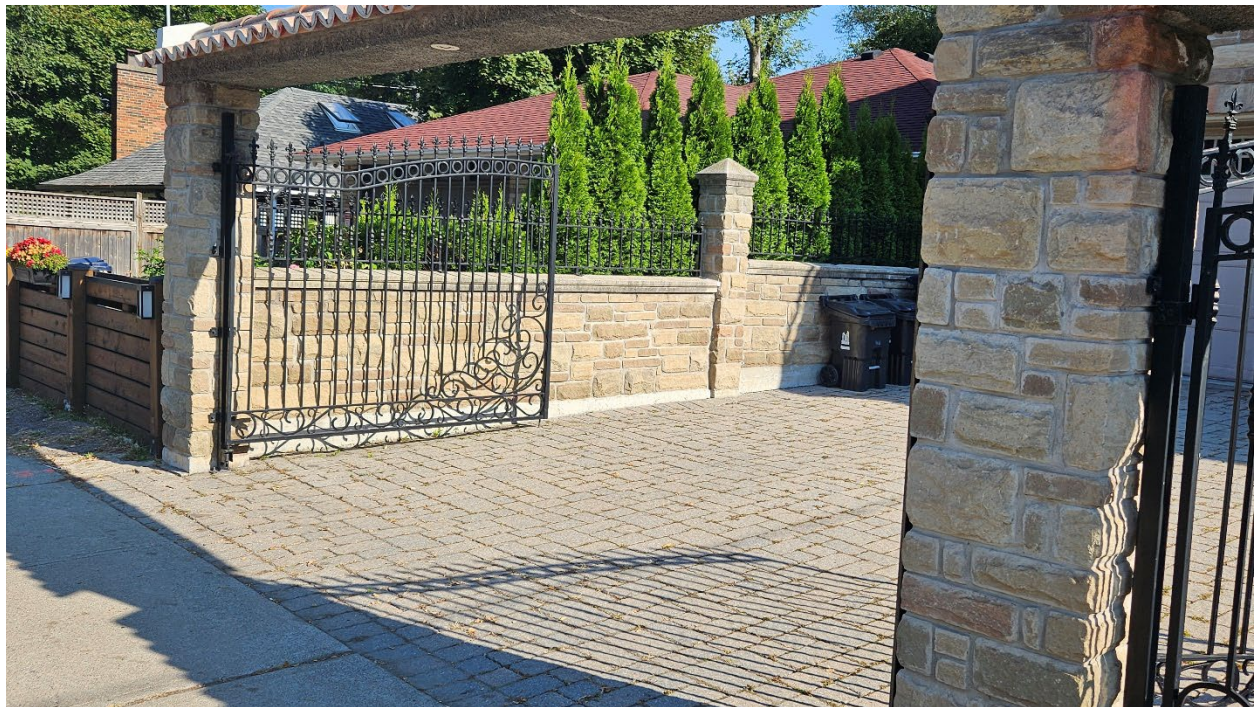
Attachment 4: Frontage view of the property. Photo taken by officer. 751 Scarlett Road - City of Toronto.

Attachment 5: Full view of the sidewalk area situated directly in front of the driveway. Photo taken by officer. 751 Scarlett Road - City of Toronto.

Attachment 1: iView Map of Property – 751 Scarlett Road - City of Toronto.



Attachment 2: North side of the driveway depicting the masonry wall, wrought iron gate, and masonry archway. Photo taken by officer. 751 Scarlett Road - City of Toronto.



Attachment 3: North side of the driveway depicting the masonry wall, wrought iron gate, and masonry archway. Photo taken by officer. 751 Scarlett Road - City of Toronto.



Attachment 4: Frontage view of the property. Photo taken by officer. 751 Scarlett Road - City of Toronto.



Attachment 5: Full view of the sidewalk area situated directly in front of the driveway.
Photo taken by officer. 751 Scarlett Road - City of Toronto.

