

Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447 - 57 Sundial Crescent

Date: April 29, 2026

To: North York Community Council

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

Wards: 16 Don Valley East

SUMMARY

This staff report concerns a matter for which the North 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 57 Sundial Crescent, requesting approval for a site-specific Fence Exemption under Toronto Municipal Code, Fences, for a proposed pool fence located at 57 Sundial Crescent within the North York District.

The owner of 57 Sundial Crescent is requesting permission to retain a portion of an existing black wood fence located at the southeast rear yard of the property. The fence exceeds the maximum permitted height under Toronto Municipal Code, Chapter 447 (Fences). The owner has indicated that the request for exemption is based on privacy, safety, and security concerns associated with the use and enjoyment of the rear yard.

The existing fence consists of a black wood vertical board structure measuring approximately 3.2 metres in height, which exceeds the maximum permitted height of 2.0 metres under Chapter 447 of the Toronto Municipal Code.

RECOMMENDATIONS

The District Manager, Municipal Licensing and Standards, East District recommends that North York Community Council:

1. Refuse to grant the application for exemption by the owner of 57 Sundial Crescent 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 57 Sundial Crescent is developed with a single-family detached residential dwelling.

The owner of the property submitted a Fence Exemption application on February 4, 2026.

For the purpose of this report, a site inspection was conducted by Municipal Licensing and Standards on April 28, 2026, to confirm the existing conditions and support the findings outlined in this report

The existing fence does not comply with the City of Toronto Municipal Code, Chapter 447-1.2B (1), which regulates fence height. Specifically, the Municipal Code states:

B. Fence height.

(1) No fence described in the following Table shall, when measured at any point along its length from the average grade level measured perpendicular to and one metre away on either side of the fence, exceed the height set out in the Table for the fence.

The maximum permitted height for a fence at this location is 2.0 metres. The existing fence exceeds this limit by approximately 1.2 metres.

GENERAL LOCATION	SPECIFIC LOCATION	CONSTRUCTION and DEFICIENCY	BY-LAW SECTION and REQUIREMENT
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Rear	Southeast	Black wood vertical board fence exceeding maximum permitted height. Total height approximately 3.2 metres.	Chapter 447-1.2B (1) A fence shall not exceed 2.0 metres in height.
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CONTACT

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SIGNATURE

Christina Savella
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Municipal Licensing and Standards

ATTACHMENTS

Attachment 1: iView Map of Property – 57 Sundial Crescent - City of Toronto.

Attachment 2: Rear yard view of existing black wood fence. Picture taken by officer. 57 Sundial Crescent - City of Toronto.

Attachment 3: Black wood fence rear yard of property. Picture taken by officer. 57 Sundial Crescent - City of Toronto.

Attachment 4: Rear yard view of existing black vertical wood fence. Picture taken by officer. 57 Sundial Crescent - City of Toronto.

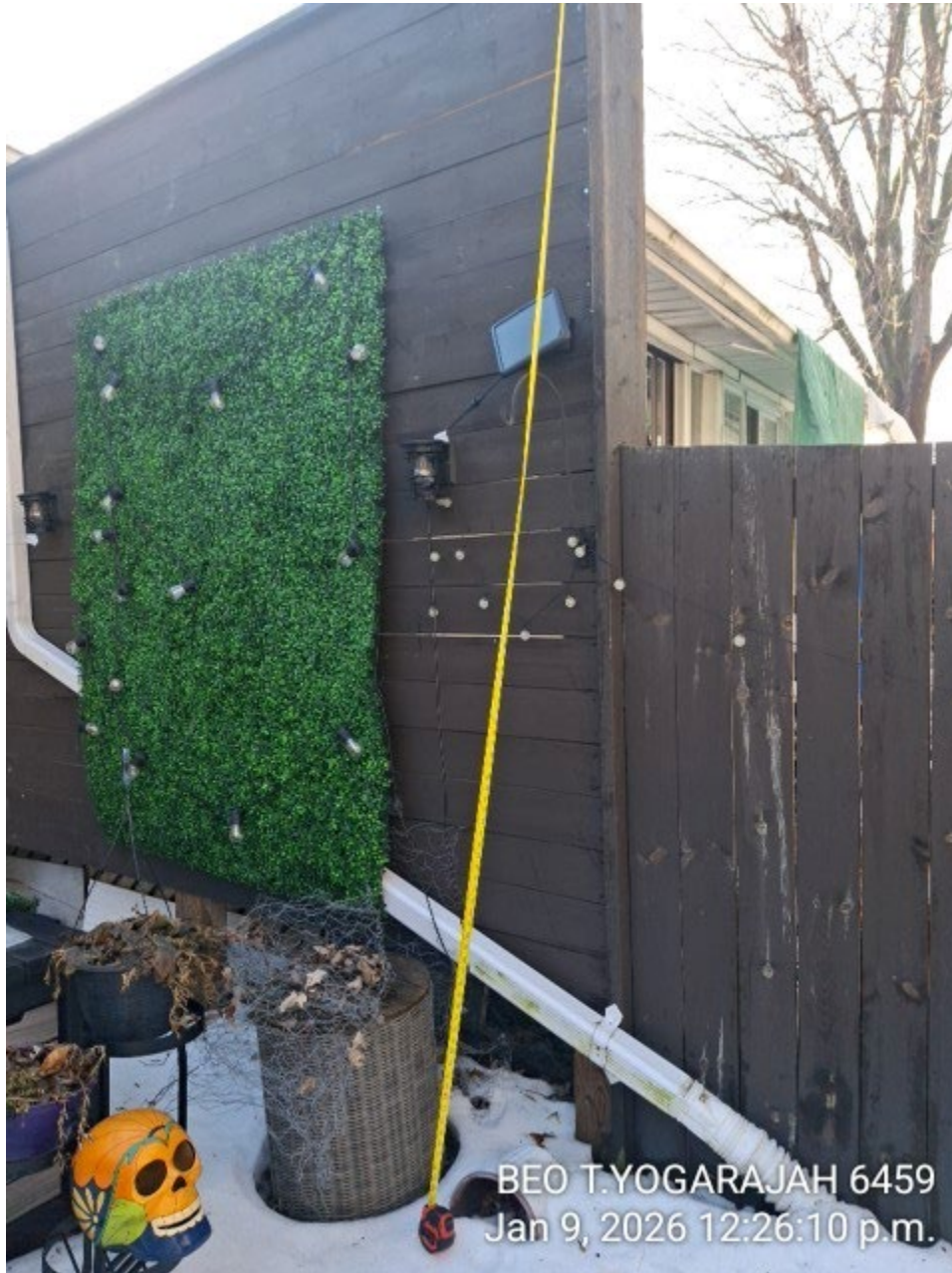
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Attachment 4: Rear yard view of existing black vertical wood fence. Picture taken by officer. 57 Sundial Crescent - City of Toronto.

