

## **Request for a Fence Exemption to the Toronto Municipal Code, Chapter 447 - 460 Balliol Street**

**Date:** May 27, 2026

**To:** North York Community Council

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

**Wards:** 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.

This report responds to an application submitted by the property owner of 460 Balliol Street requesting approval for a site-specific Fence Exemption under Section 447-1.2B (1) of Toronto Municipal Code Chapter 447 – Fences.

The purpose of this report is to advise Community Council regarding an application by the property owner of 460 Balliol Street for a site-specific Fence Exemption, pursuant to Section 447-1.2B (1) of Toronto Municipal Code, Chapter 447 – Fences.

The property owner is seeking Community Council's permission to maintain an existing wood fence with the following components:

The existing fence is comprised of the following components:

Wood fence base: approximately 1.9 metres in height

Lattice extension: approximately 0.73 metres in height

Total combined height: approximately 2.63 metres

There is no grade differential between the subject property and the adjacent property.

### **RECOMMENDATIONS**

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

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

## **FINANCIAL IMPACT**

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There is no financial impact to the City of Toronto.

## **DECISION HISTORY**

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There are no previous Fence Exemption decisions for this property at 460 Balliol Street.

## **COMMENTS**

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The subject property municipally known as 460 Balliol Street is developed with a single-family detached residential dwelling.

The application was initiated by the owner of 460 Balliol Street.

The property owner submitted a Fence Exemption application on September 12, 2025, seeking relief from Toronto Municipal Code, Chapter 447 – Fences. The request is to permit the existing side yard fence to exceed the maximum permitted height, citing privacy concerns related to neighbour modifying backyard and increasing the height. Trespassing with possible police charges being filed.

Municipal Licensing and Standards staff inspected the property 460 Balliol Street on May 25, 2026, in response to the fence exemption application being submitted.

The existing fence is located along the east side of the rear yard and consists of a wood fence with a lattice extension. The combined height of the fence is approximately 2.63 metres.

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.

| GENERAL LOCATION | SPECIFIC LOCATION | CONSTRUCTION and DEFICIENCY                                                                                                                                                                         | BY-LAW SECTION and REQUIREMENT                                                                                                                                                                                                                                                               |
|------------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Rear             | East              | Wood fence consisting of vertical boards with a lattice extension exceeding the maximum permitted height of 2.0 metres. The total fence height is approximately 2.63 metres. 0.63 metre difference. | Chapter 447-1.2B (1)<br>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 2.0 metres. |

## CONTACT

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## SIGNATURE

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## ATTACHMENTS

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Attachment 1: GIS Map of Property — 460 Balliol Street - City of Toronto.  
Attachment 2: Overview of rear yard showing wood fence on east side of property.  
Attachment 3: Overview of full length of wood fence with lattice attached.  
Attachment 4: Full length of wooden fence and lattice with measurement showing vertical height.

Attachment 1: GIS Map of Property — 460 Balliol Street - City of Toronto.



Attachment 2: Overview of rear yard showing wood fence on east side of property.



Attachment 3: Overview of full length of wood fence with lattice attached.



Attachment 4: Full length of wooden fence and lattice with measurement showing vertical height.

