

## **COMMITTEE OF THE WHOLE - JUNE 23, 2009**

### **FENCE HEIGHT EXEMPTION – 97 CAPNER COURT – WARD 1**

#### **Recommendation**

The Director of Enforcement Services recommends:

1. That the fence height exemption application for 97 Capner Court be approved.

#### **Contribution to Sustainability**

N/A

#### **Economic Impact**

N/A

#### **Communications Plan**

Notification/Request for Comment letters were sent to surrounding neighbours within a 60 metre radius, no appeals have been received.

#### **Purpose**

This report is to provide information for the consideration of a fence height exemption application.

#### **Background - Analysis and Options**

The property owner of 97 Capner Court has applied for a fence height exemption as provided for in the City of Vaughan Fence By-law 80-90.

The Applicant is making application to add 18 inches of lattice to an existing 6 foot exterior and rear yard fence, making the total height 7 feet 6 inches in order to provide additional privacy.

The By-law permits a fence height of 6 feet in rear yards.

The area was inspected by Enforcement staff and there are no rear yard fences similar in height to the Applicant's.

The fence height does not pose a potential sight line issue.

In this general area there has not been similar fence height exemptions approved in recent years.

The details outlined above support the approval of a fence height exemption for this location.

This application is outside the parameters of the delegated authority passed by Council.

#### **Relationship to Vaughan Vision 2020/Strategic Plan**

This report is in keeping with the Vaughan Vision as it speaks to Service Delivery and Community Safety.

**Regional Implications**

N/A

**Conclusion**

Fence Height Exemption requests brought before Council should be granted or denied based on the potential impact to neighbour relations, comparables in the specific area, site plan requirements, history, and safety impacts. This case supports the approval of a fence height exemption for this location.

**Attachments**

- 1) Map of Area
- 2) Site Plan

**Report prepared by:**

Janice Heron

Respectfully submitted,

Tony Thompson  
Director, Enforcement Services

Janice Atwood-Petkovski  
Commissioner of Legal & Administrative Services  
and City Solicitor

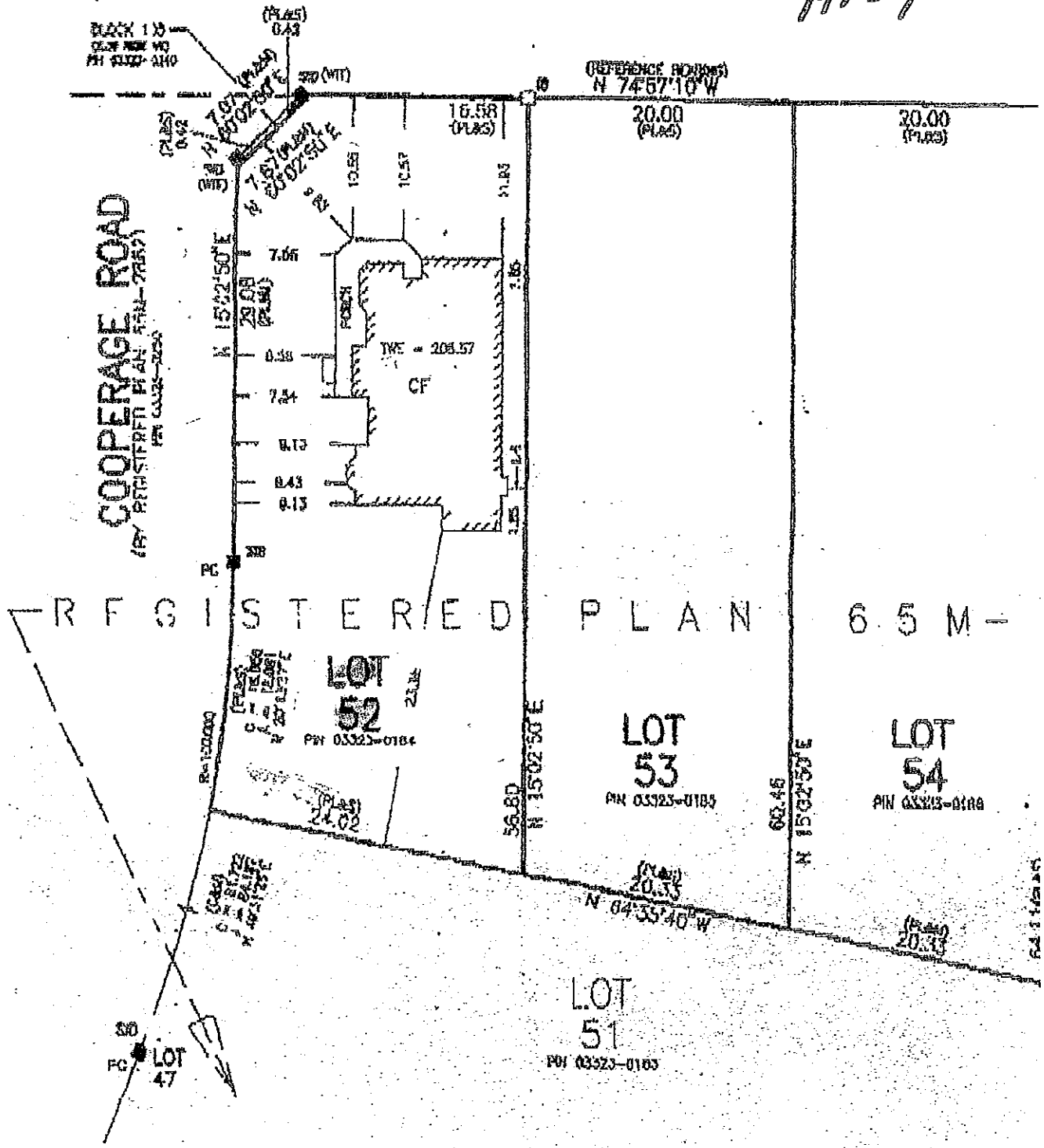
# ATTACHMENT No. 1



ATTACHMENT No. 2

CAPNER COURT  
(BY REGISTERED PLAN 65M-2862)  
PIN 03323-0046

A150/08



97 CAPNER COURT



Rear Yard (existing fence)



Side Yard (existing fence)