



## REPORT

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**TO:** Mayor Bonnette and Members of Council

**FROM:** Susie Spry, Manager of Enforcement Services

**DATE:** August 12, 2021

**REPORT NO.:** ADMIN-2021-0032

**SUBJECT:** Request from Property Owner of 11 West Branch Drive for a variance to the Fence By-law 2002-0060, as amended at 11 West Branch Drive, (Georgetown) Town of Halton Hills

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### RECOMMENDATION:

THAT Report No. ADMIN-2021-0032 dated August 12, 2021 regarding a request from Property Owner of 11 West Branch Drive for a variance to the Fence By-law 2002-0060, as amended is received;

AND FURTHER THAT the fence variance contained in Report No. ADMIN-2021-0032:

a) be granted to Property Owner, 11 West Branch Drive, as requested;

OR

b) be granted to Property Owner, 11 West Branch Drive, with conditions as set out in the decision of Council;

OR

c) not be granted to Property Owner, 11 West Branch Drive

### KEY POINTS:

The following are key points for consideration with respect to this report:

- **The applicant is requesting to add to an existing fence to a maximum height of 3.04 metres (10 feet)**

- There is an existing fence along the west side of the property where the applicant plans to add horizontal boards to increase the existing height to a maximum of 3.04 metres (10 feet) in height.
- There is a significant slope towards the rear of the property and although the applicant is requesting to add to the existing fence to a maximum height of 3.04 metres (10 feet) the majority of sections will measure less due to the change in the grade.
- An identical fence will be erected along the east side of the property with the same measurements.

**BACKGROUND AND DISCUSSION:**

The municipality has enacted legislation that controls the height of fences within the municipality, under the authority of the *Municipal Act, 2001*. The property owner of 11 West Branch Drive is seeking relief from the by-law which restricts the height of a fence in the front, side, and rear yards. The height of a fence in rear or side yard cannot exceed 2.14 metres (7 feet) in height.

An inspection of the property was performed on August 9, 2021 which identified 8 sections of fencing measuring a range of heights from 1.8 metres (6 feet) to 2.4 metres (8 feet) in height.

A map indicating the location of the subject property is attached. The variance is described in the following table:

<b>By-law Requirement</b>	<b>Variance Requested</b>	<b>Reason for Variance</b>
The maximum height of a fence in the side and rear yard is 2.13 metres (7 feet).	To permit a fence in the rear yard to a maximum of 3.04 metres (10 feet) in height above effective grade.	To maximize privacy that is compromised due to a grade change between the applicant and the adjacent property to the west higher than the applicant's property.

**STRATEGIC PLAN ALIGNMENT:**

This report is administrative in nature and does not have an impact on the Town's Strategic Plan.

**RELATIONSHIP TO CLIMATE CHANGE:**

This report is administrative in nature and does not directly impact or address climate change and the Town's Net Zero target.

**PUBLIC ENGAGEMENT:**

Public Engagement was not needed as this report is administrative in nature.

**INTERNAL CONSULTATION:**

No internal consultation was required in preparation of this report.

**FINANCIAL IMPLICATIONS:**

This report is administrative in nature and does not have any financial implications.

Reviewed and approved by,

A handwritten signature in black ink, appearing to read "Valerie Petryniak". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Valerie Petryniak, Town Clerk & Director of Legislative Services

A handwritten signature in black ink, appearing to read "C. Mills". The signature is stylized and cursive, with a prominent horizontal stroke across the top.

Chris Mills, Acting Chief Administrative Officer