



## REPORT

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

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

**DATE:** June 25, 2024

**REPORT NO.:** ADMIN-2024-013

**SUBJECT:** Request from the Property Owner of 98 Delrex Boulevard for a variance to the Fence By-law 2002-0060, as amended at 98 Delrex Boulevard, (Georgetown) Town of Halton Hills

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### RECOMMENDATION:

THAT Report No ADMIN-2024-013 dated June 25, 2024 regarding a request from the Property Owner of 98 Delrex Boulevard 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-2024-013

a) be granted to the Property Owner, 98 Delrex Boulevard, as requested;

OR

b) be granted to the Property Owner, 98 Delrex Boulevard, with conditions as set out in the decision of Council;

OR

c) not be granted to the Property Owner, 98 Delrex Crescent

### KEY POINTS:

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

- The Fence By-Law defines a Fence to include a railing, wall, line of posts, wire, gate, boards, pickets, privacy screens or other similar substances, used to enclose or divide in whole or in part a yard or other land or to provide privacy.

- The Fence By-Law defines a **Privacy Screen** as a visual barrier used to shield any part of a Yard from view from any adjacent Lot or Highway.
- The applicant is requesting height variance to the interior side yard to maintain a privacy screen of 3.04 metres (10 feet) in height and 1.52 metres (5 feet) wide
- The applicants property sits approximately 2 feet higher than the adjacent property.
- The applicant would like to add privacy and landscaping to provide additional privacy for both themselves and the adjacent neighbours.
- There are cameras in the adjacent yard that is the concern of the applicant.

**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 98 Delrex Crescent is seeking relief from the By-Law which restricts the height of a privacy screen in the rear yard. The height of a fence in the side yard cannot exceed 2.14 metres (7 feet) in height. Attached as Appendix A are pictures and reference points for the location of the proposed privacy screens.

<b>By-law Requirement</b>	<b>Variance Requested</b>	<b>Reason for Variance</b>
The maximum height of a privacy screen in the rear yard is 2.13 metres (7 feet).	To permit a privacy screen in the rear yard to a maximum of 3.04 metres (10 ft) in height above effective grade.	To maximize privacy for the applicants home and yard.

**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 the preparation of this report.

**FINANCIAL IMPLICATIONS:**

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

Reviewed and approved by,

Valerie Petryniak, Town Clerk & Director of Legislative Services

Chris Mills, Chief Administrative Officer