

CITY OF HAMILTON

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Parking and By-law Services Division

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| TO: Chair and Members Planning Committee | WARD(S) AFFECTED: CITY WIDE |
| COMMITTEE DATE: January 17, 2012 | |
| SUBJECT/REPORT NO: Fence By-law - Sheet Metal/Corrugated Metal Panels (PED10084(c)) (City Wide) (Outstanding Business List Item) | |
| SUBMITTED BY: Tim McCabe General Manager Planning and Economic Development Department | PREPARED BY: Kim Coombs 905-546-2424 Ext. 1318 |
| SIGNATURE: | |

RECOMMENDATION

- a) That Report PED10084(c) be received.
- b) That the item respecting extending the Fence By-law prohibition on sheet metal or corrugated metal panels in residential zones, abutting to lots in rural or agricultural zones, be removed from the Planning Committee's Outstanding Business List.

EXECUTIVE SUMMARY

On October 18, 2011, a motion was introduced by Ward 15 Councillor Judi Partridge to consult with the Agricultural and Rural Affairs Advisory Committee on extending the Fence By-law's prohibition respecting sheet metal or corrugated metal panels in residential zones abutting lots in rural or agricultural zones.

Staff attended the Agricultural and Rural Affairs Advisory Committee meeting on November 1, 2011, and the consensus was that these matters would best be left to the

property owners to sort out in the rural areas and that no change to the By-law is required.

Staff subsequently met with Councillor Partridge who concurred with the position of the Agricultural and Rural Affairs Advisory Committee. Also, after further investigation, it has been concluded that the situation which motivated the Councillor's motion could not be resolved through an amendment such as was proposed. Therefore, staff recommend no further action, except to remove this item from the Planning Committee's Outstanding Business list.

Alternatives for Consideration – Not Applicable

FINANCIAL / STAFFING / LEGAL IMPLICATIONS (for Recommendation(s) only)

Financial/Staffing/Legal: N/A

HISTORICAL BACKGROUND (Chronology of events)

At the October 18, 2011 Planning Committee meeting, the following motion was introduced by Councillor Judi Partridge and passed by Committee:

“9.1 Fence By-law

That staff be directed to investigate, including consulting with the Agricultural & Rural Affairs Advisory Committee, and to report back on extending the Fence Bylaw's prohibition on sheet metal or corrugated metal panels in residential zones abutting to lots in rural or agricultural zones.”

POLICY IMPLICATIONS

N/A

RELEVANT CONSULTATION

Staff has consulted with Councillor Judi Partridge, and as directed, consulted with the Agricultural and Rural Affairs Advisory Committee.

ANALYSIS / RATIONALE FOR RECOMMENDATION

(include Performance Measurement/Benchmarking Data, if applicable)

N/A

ALTERNATIVES FOR CONSIDERATION

(include Financial, Staffing, Legal and Policy Implications and pros and cons for each alternative)

N/A

CORPORATE STRATEGIC PLAN (Linkage to Desired End Results)

Focus Areas: 1. Skilled, Innovative and Respectful Organization, 2. Financial Sustainability,
3. Intergovernmental Relationships, 4. Growing Our Economy, 5. Social Development,
6. Environmental Stewardship, 7. Healthy Community

- **Healthy Community** – Fence By-law protects privacy and quality of life.

APPENDICES / SCHEDULES

N/A

KC/dt