

# City — of Guelph

## Decision

Planning and Building Services

*Working Together to Build Our Community*



**COMMITTEE OF ADJUSTMENT**

**APPLICATION NUMBER A-37/05**

The Committee, having considered whether or not the variance(s) are minor and desirable for the appropriate development and use of the land and that the general intent and purpose of the Zoning By-law and the Official Plan will be maintained, and that this application has met the requirements of Section 45 of the Planning Act, R.S.O. 1990, Chapter P.13, as amended, passed the following resolution:

"THAT in the matter of an application under Section 45(1) of the Planning Act, R.S.O. 1990, c.P13, as amended, a variance from the requirements of Section 4.20.2. and 4.20.3. of Zoning By-law (1995)-14864, as amended, for 7 Marigold Drive, to permit an existing 1.83 metre (6 foot) high fence constructed in the exterior side yard to the rear building wall when the By-law limits the height of a fence to a maximum of 0.8 metres (2.62 feet) within 4 metres (13.12 feet) of the street property line from the mid point of the dwelling to the rear wall and ahead of the mid point of the main building wall and to permit a 2.13 metre (7 foot) high fence in the right side yard when the By-law limits the height of a fence in the side yard to a maximum of 1.6 metres (5.25 feet), be approved, subject to the following condition:

1. That the fence, in the exterior side yard, does not extend any more than 22-metres from the rear lot line."

**Members of Committee  
Concurring in this Decision**

*P. Biele*  
*RD James*  
*KO Kase*

The last day on which a Notice of Appeal to the Ontario Municipal Board may be filed is May 30, 2005.

I, Kim Fairfull, Secretary-Treasurer, hereby certify this to be a true copy of the decision of the Guelph Committee of Adjustment and this decision was concurred by a majority of the members who heard this application at a meeting held on May 10, 2005.

**Dated: May 13, 2005**

**Signed:**

*Kim Fairfull*

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