

**Operation of Boulevard Café -
Axis Gallery and Grill - McMurray Street
Flank of 3048 Dundas Street West (High Park)**

(City Council on December 14, 15 and 16, 1999, adopted this Clause, without amendment.)

The Toronto Community Council recommends the adoption of the following report (November 10, 1999) from the Manager, Right of Way Management, Transportation Services, District 1:

Purpose:

To report on the operation of the boulevard cafe on the McMurray Street flank of 3048 Dundas Street West during the 1999 cafe season.

Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

Recommendation:

It is recommended that City Council approve the continuation of the licence for the boulevard cafe on the McMurray Street flank of 3048 Dundas Street West, with the same terms and conditions as previously approved, i.e. 11:00 p.m. closing time, 7 days a week, since there were no complaints received from the neighbourhood.

Background:

City Council, at its meeting of July 27, 28, 29 and 30, 1999, approved the application for a boulevard cafe on the McMurray Street flank of 3048 Dundas Street West, notwithstanding the negative result of the public poll, subject to the applicant complying with the criteria set out in § 313-36 of Municipal Code Chapter 313, Streets and Sidewalks, of the former City of Toronto Municipal Code and requested the Commissioner of Works and Emergency Services to report back at the end of the 1999 cafe season on the operation of the cafe.

Comments:

A licence for the cafe on the McMurray Street flank of 3048 Dundas Street West was issued on August 24, 1999.

Periodic inspections during the 1999 cafe season confirmed that the proprietor complied with the restrictions of the boulevard cafe agreement and the other requirements of § 313-36 of Municipal Code Chapter 313, Streets and Sidewalks, of the former City of Toronto Municipal Code, including the closing time restriction of 11:00 p.m.

In addition, we have not received any complaints from members of the public or Toronto Police Service pertaining to noise or other disturbances at the subject location.

Conclusions:

Given the cafe operated during the 1999 cafe season without any incidents, we recommend the continuation of the licence.

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