

Authority: Toronto Community Council Report No. 4, Clause No. 2, adopted as amended, by
City of Toronto Council on February 29, March 1 and 2, 2000
Enacted by Council: April 13, 2000

CITY OF TORONTO

BY-LAW No. 230-2000

To provide for the submission to a vote at the next regular election in 2000 of a question to the qualified electors in Ward 21, Davenport, under the provisions of the Liquor Licence Act in a part of the City of Toronto that was formerly a part of the City of West Toronto which was annexed to the former City of Toronto on the 1st day of May, 1909.

WHEREAS at the time of the coming into force of the Ontario Temperance Act, a by-law of the City of West Toronto passed under the Liquor Licence Act was in force within the limits of the said City of West Toronto prohibiting the sale by retail of liquor therein; and

WHEREAS by 1909 Ontario Statutes, 9 Edward VII, Chapter 125, the City of West Toronto was annexed to the City of Toronto on the 1st day of May, 1909; and

WHEREAS by subsection 60(2) of the Liquor Licence Act, it is provided that no annexation affects the operation of the Liquor Licence Act at the time of the annexation in that area annexed until such operation is affected pursuant to a vote under the Liquor Licence Act in the area annexed; and

WHEREAS section 3 of the City of Toronto Act, 1988, provides that, notwithstanding any other Act, the Council may submit one or more questions under subsection 53(1) of the Liquor Licence Act in the area described in Schedule "A" to this by-law (which area is called AREA 2 in the Schedule contained in the City of Toronto Act, 1988, and referred to in the said section 3) as separate and distinct from any other area or areas of the former City of Toronto which formed part of the annexed area and which now form part of the new City of Toronto; and

WHEREAS section 3 also further provides that the provisions of the Liquor Licence Act apply in respect to any question or questions submitted under section 3; and

WHEREAS pursuant to section 2 of the City of Toronto Act, 1997 on January 1, 1998, the inhabitants of the urban area comprising the geographic area of jurisdiction of The Municipality of Metropolitan Toronto under the Municipality of Metropolitan Toronto Act were constituted as a body corporate under the name "City of Toronto"; and

WHEREAS the City of Toronto Act, 1997 provides that the City of Toronto has every power and duty of an old municipality or old council under any public or private Act, in respect of the part of the urban area to which the power or duty applied immediately before January 1, 1998; and

WHEREAS under subsection 53(1) of the Liquor Licence Act, the Council of a municipality may submit to a vote one or more questions prescribed by the regulations respecting the authorization for the sale of liquor in the municipality; and

WHEREAS the Council of the City of Toronto is the Council having jurisdiction over the aforesaid annexed area in which the aforesaid by-law was in force; and

WHEREAS subsection 55(1) of the Liquor Licence Act provides that the day fixed for taking the vote on any question or questions shall be voting day in the next regular election under the Municipal Elections Act, 1996, unless the council, with the approval of the Liquor Licence Board, fixes some other day and notifies the clerk of the municipality to that effect;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Under subsection 53(1) of the Liquor Licence Act, at the next regular election in 2000, there is submitted to a vote of the persons in that part of the City of Toronto that was formerly a part of the former City of West Toronto as described in Schedule "A" to this by-law, who are qualified pursuant to section 60 of the Liquor Licence Act to vote on it, the following question:

"1. Are you in favour of the sale of spirits, beer and wine for consumption in licensed premises"?

ENACTED AND PASSED this 13th day of April, A.D. 2000.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)

SCHEDULE “A”

Being Area 2 as set out in the *City of Toronto Act, 1988*

In the City of Toronto, in The Municipality of Metropolitan Toronto (former) and Province of Ontario, being composed of a portion of the former City of West Toronto, annexed to the City of Toronto by *The City of Toronto Act, 1909*, the boundaries of the said portion being described as follows:

COMMENCING at the intersection of the centre line of Keele Street and the centre line of the Canadian Pacific Railway lying north of Dundas Street West;

THENCE easterly along the centre line of the Canadian Pacific Railway to its intersection with westerly limit of the lands of the Northern Division of the Grand Trunk Railway;

THENCE southerly along the westerly limit of the lands of the Northern Division of the Grand Trunk Railway to the southerly limit of the Canadian Pacific Railway;

THENCE westerly along the southerly limit of the Canadian Pacific Railway to the westerly limit of the lands of the Grand Trunk Railway;

THENCE southerly along the westerly limit of the lands of the Grand Trunk Railway to where the same is intersected by the easterly production of the southerly limit of Humberside Avenue;

THENCE westerly along the said easterly production to and along the said southerly limit of Humberside Avenue to the limit between Township lots 34 and 35 in Concession 2 from the Bay in the original Township of York;

THENCE southerly along the said limit between Township lots 34 and 35 to the original northerly limit of Bloor Street, now Bloor Street West;

THENCE westerly along the said original northerly limit of Bloor Street West to the centre line of Keele Street;

THENCE northerly along the centre line of Keele Street to the point of commencement.