



STAFF REPORT ACTION REQUIRED

Licensing of Sidewalk/Boulevard Vendor – located at the East Side of Coxwell Avenue, 20.12m north of Cosburn Avenue

Date:	June 8, 2007
To:	Toronto and East York Community Council
From:	Richard Mucha, Manager, Licensing Services, Municipal Licensing & Standards
Wards:	Ward 31 - Beaches-East York
Reference Number:	

SUMMARY

This staff report is about a matter for which the Toronto East York Community Council has delegated authority from City Council to make a final decision.

In order to correct an administrative error, this report has been brought forward to Toronto and East York Community Council to cancel the permit issued under the former City of Toronto, Municipal Code, Chapter 315 and allow the vendor Mr. Konstantinos Notis, the option of selecting one of existing vacant locations from Schedule B of the former Borough of East York by-law No. 19-79.

RECOMMENDATIONS

1. That permit #62004 issued under the provisions of the former City of Toronto, Municipal Code, Chapter 315 be revoked.
2. That a permit be issued under the provisions of former East York By-Law No.19-79 to be selected by Mr. Konstantinos Notis from the existing vacant locations in schedule B of By-Law No. 19-79 as follows.
 - North side of Wicksteed Avenue, east of Brentcliffe Road
 - South side of Pottery Road, east of Bayview Avenue

3. That the City Solicitor be directed to amend Schedule B of By-Law 19-79 to include the location Mr. Notis selects upon notification from Municipal Licensing and Standards.

Financial Impact

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

DECISION HISTORY

The Vendor, Mr. Konstantinos Notis was issued a permit on September 8, 2003 to operate a hot dog cart at a location on the east side of Coxwell Avenue, 20.12m north of Cosburn Avenue in the former Borough of East York.

The location was inadvertently permitted under the former City of Toronto Municipal Code Chapter 315. As this location is within the former Borough of East York this application is required to be processed in accordance with the former Borough of East York by-law No. 19-79.

ISSUE BACKGROUND

The vendor Mr. Konstantinos Notis made an application on April 7, 2003 which was processed under former City of Toronto Municipal Code Chapter 315 criteria.

The physical criteria requirements of both the Municipal Code Chapter 315 and the East York By-law are the same, however all new vending locations approved under the East York By-law must be reported to City Council and added to the Schedule B of the East York By-law.

The administrative error was recognized upon receipt of complaints regarding the operation of the vending cart.

The written complaint from The Toronto Police Services outlines their concerns of pedestrian congestion in the area and the problems with illegal parking of the vending customers associated with of Mr Konstantinos Notis' operation of the vending cart in the present location at the east side of Coxwell Avenue, 20.1 meter north of Cosburn Avenue. (**Attachment No. 1**)

Furthermore, this location is abutting the Toronto District School Board premises, East York Collegiate Institute has been in contact with Municipal Licensing and Standards and have raised similar concerns.

COMMENTS

Although the present location is feasible in accordance with the East York By-law, Municipal Licensing and Standards has received objections and concerns as outlined.

Relocation of the vendor to an existing vacant location on Schedule B of former East York By-Law 19-79 will remedy the technical error and resolve the concerns of the complainants.

CONTACT

Richard Mucha
Manager, Licensing
Telephone: (416) 392-3084 Fax: (416) 392-3102
E-mail: rmucha@toronto.ca

SIGNATURE

Richard Mucha, Manager

LIST OF ATTACHMENTS

1. Letter from the Toronto Police Services Board
2. Sketch of the present licensed location
3. Photo of the proposed location at North side of Wicksteed Avenue, east of Brentcliffe Road
4. Photo of the proposed location at South side of Pottery Road, east of Bayview Avenue
5. Letter from the Toronto District School Board