

MOTION

Liquor Licence- C.M.D. Restaurant and Bar, 2620 Danforth Avenue

Moved by: **Councillor Davis** _____

SUMMARY:

At its meeting of April 25, 26 and 27, 2006, City Council authorized the City Solicitor to oppose the application of Minlyton Group Inc. ("Licensee") to expand its liquor licence to include an outdoor area located on a front boulevard patio and for an outdoor patio for C.M.D. Restaurant and Bar, 2620 Danforth Avenue ("Licensed Premises"). City Council also opposed the continuation of the existing liquor licence. As a result of City Council's actions, the Licensee did not pursue its application for a liquor licence for the outdoor patios.

There have been meetings and discussions with the principal of the Licensee and his lawyer to discuss concerns from the residents living in the neighbourhood about the operation of the Licensed Premises. As a result of those discussions, and with input and advice from Legal Services staff, the Licensee has agreed to have certain conditions attached to its liquor licence which will enhance public safety for residents as well as the patrons and employees of the premises.

RECOMMENDATIONS:

1. City Council support the continuation of a liquor licence for C.M.D. Restaurant and Bar, 2620 Danforth Avenue ("Licensed Premises") provided that the conditions, as set out in Schedule A attached hereto, and as modified, if necessary, to the satisfaction of the City Solicitor, are attached to the liquor licence.
2. Subject to the approval by the Registrar or Board, as the case may be, of the Alcohol and Gaming Commission, the conditions as set out in Schedule A be attached to the liquor licence issued to the Licensed Premises and the Licensee shall agree that prior to the attachments of the conditions to the liquor licence, it shall file with the Registrar written consent to the said conditions being attached.
3. The City Solicitor be authorized to make such stylistic and technical changes to the said conditions as may be required and further be directed to take all necessary actions so as to give effect to this Motion.

SCHEDULE A**Conditions to be attached to Liquor Licence for C.M.D. Restaurant and Bar
2620 Danforth Avenue, Toronto**

1. At all times while the Licensed Premises are open, the Licensee shall ensure that there are clearly visible and functioning high-resolution video security cameras so as to view, monitor and record each entrance and exit of the Licensed Premises.
2. The Licensee shall store and retain the video and digital records from each video security camera for at least 30 days and make the DVD or video tape available immediately to police officers or liquor licence inspectors upon request.
3. The Licensee shall not place, or permit to be placed, chairs or tables at the front or side of the Licensed Premises.
4. The Licensee shall ensure that lighting is mounted across the full length of the west side of the Licensed Premises so that the sidewalk is fully lighted and that these lights are fully operational and turned on from dusk until daybreak the following day. The Licensee shall ensure that lighting is mounted across the full width of the back of the Licensed Premises using directional light fixtures that fully light the laneway while not shining into residences so that the laneway at the back of the Licensed Premises is fully lighted and that these lights are fully operational and turned on from dusk until daybreak the following day.
5. The Licensee shall ensure that the side door to the Licensed Premises is used only as an emergency exit and for no other purpose.
6. The Licensee shall post at the entrance to the Licensed Premises a sign stating that "Premises Under Video Surveillance".
7. The Licensee shall post at the entrance to the Licensed Premises a sign stating that "Management Reserves the Right to Refuse Entry or Service."
8. All managers and employees who work at the Licensed Premises must successfully complete an AGCO-approved server training course within ninety (90) days of the attachment of these conditions to the liquor licence of the Licensed Premises or at the start of employment at the Licensed Premises.