



STAFF REPORT ACTION REQUIRED

Revocation of a Sidewalk/Boulevard Vending Permit – located at the East Side of Coxwell Avenue, 20.12m north of Cosburn Avenue

Date:	August 23, 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.

To report on a directive from Toronto and East York Community Council at its meeting held on June 26, 2007 that the Manager, Licensing Services, Municipal Licensing and Standards issue a permit for the existing vending location until such time as an alternative location is found.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the Toronto and East York Community Council to revoke the existing vending permit location #200125.

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.

In addition, Toronto and East York Community Council at it's meeting on June 26, 2007 authorized the Manager, Licensing Services, to waive applicable application fees for three alternate applications for locations.

ISSUE BACKGROUND

A letter dated July 24, 2007 was sent to the Vendor Mr. Konstantinos Notis explaining that he has been granted an opportunity to submit 3 (three) new applications for alternate vending locations by August 31, 2007 at no charge. (**Appendix No.1**)

On July 31, 2007 the Vendor, Mr. Konstantinos Notis submitted an application for (1) one alternate location at the southeast corner of Main Street and Danforth Avenue.

The proposed sidewalk/boulevard vending location at Main Street and Danforth Avenue does not meet the criteria set out in of the Former City of Toronto, Municipal Code, Chapter 315. One of the provisions of the Code is that vending locations shall provide 3.66 meters of paved and passable space measured between the designated area and the curb and between the designated area and any adjacent obstruction to pedestrian passage remain clear of all obstruction to maintain adequate pedestrian space.

A review of the proposed location has determined taking into consideration the clearance requirement described above, that there is insufficient space to operate a sidewalk/boulevard vending location.

A letter dated August 22, 2007 was delivered to the vendor advising that the proposal was refused and confirming that only 2 (two) further applications could be processed free of charge. (**Appendix No.2**)

COMMENTS

As a result of the commencement of the school year and the concerns raised by the Toronto District School Board, the existing permit should be revoked. Municipal Licensing and Standards Division will process the remaining 2 (two) applications for alternate locations

free of charge once received there after will process any further requests in accordance with the current application fee rates.

If no application for a suitable location is submitted the vendor may request a refund of unused permit fees.

CONTACT

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

SIGNATURE

Richard Mucha,
Manager, Licensing Services

APPENDICES

Appendix No. 1 – letter from Municipal Licensing and Standards, Licensing Services
Appendix No. 2 – refusal letter