

Extract of Item EY3.28 of the City Community Council meeting held on March 5, 6, 7 and 8, 2007.

Other Items Considered by the Community Council

(The Community Council is authorized to take certain actions without Council's approval.)

EY3.28	NO AMENDMENT		Transactional	Wards: 6
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Outdoor Café Encroachment Request – 3527 Lake Shore Boulevard West

City Council Decision

City Council on March 5, 6, 7 and 8, 2007, adopted the following motion:

That this application to lease 36.17 square metres (3.71 metres x 9.75 metres) of the municipal boulevard, located at the front of the establishment on Lake Shore Boulevard West, be approved in accordance with the applicant fulfilling the following conditions upon approval:

1. Enter into an Encroachment Agreement with the City of Toronto.
2. Documents for the agreement be prepared by the City Solicitor.
3. The applicant pay all cost associated with the preparation and execution of the agreement and an annual fee to the City of Toronto for use of the road allowance in the amount of \$11.00 per square metre, plus GST. All fees are subject to change.
4. The signed agreement to be returned to the City along with the required Certificate of Insurance, evidencing a third party bodily injury and property damage insurance in the amount of \$2,000,000.00 or such other coverage and greater amount as the City may require, and naming the City of Toronto as an additional insured party under the policy.
5. The said Certificate of Insurance to be renewed and a copy thereof submitted to Municipal Licensing and Standards on an annual basis for the life of the encroachment.
6. The applicant operate the boulevard café in compliance with the requirements for Municipal Code, Chapter 591, Noise.
7. The applicant shall comply at all times with regulations set out in the former Municipality of Metropolitan Toronto By-law 41-93, as amended.

8. The applicant shall obtain a construction/streets occupation permit prior to the commencement of any construction.

Background Information

report

(<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-1337.pdf>)