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## Licensing and Standards Committee

**Meeting No.** 17 **Contact** Dela Ting, Acting Administrator  
**Meeting Date** Monday, November 17, 2008 **Phone** 416-397-7769  
**Start Time** 9:30 AM **E-mail** [lsc@toronto.ca](mailto:lsc@toronto.ca)  
**Location** Committee Room 1, City Hall

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Licensing and Standards Committee		
Councillor Howard Moscoe (Chair)	Councillor Sandra Bussin	Councillor Rob Ford
Councillor Denzil Minnan-Wong (Vice Chair)	Councillor Mike Del Grande	Councillor Anthony Perruzza

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**Declarations of Interest under the Municipal Conflict of Interest Act**

**Speakers/Presentations: A complete list will be distributed at the meeting**

**Confirmation of Minutes: October 15, 2008**

**Communications/Reports**

**(Deferred from October 15, 2008 - 2008.LS16.3)**

<b>LS17.1</b>	Information			Wards: All
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### **Toronto Licensing Tribunal Annual Report Requirements**

(August 13, 2008) Report from City Manager

#### **Financial Impact**

None.

#### **Summary**

The Licensing and Standards Committee requested a report on any conflict between the independence of the Toronto Licensing Tribunal and the requirement for the Tribunal to submit its Annual Report to the Deputy City Manager responsible for licensing issues for transmittal to the committee along with any comments from City staff.

Staff in the City Manager's Office reviewed the relevant provisions of the Toronto Municipal Code and the Toronto Licensing Tribunal Relationship Framework, as amended by Council, and did not find these provisions to be in conflict. Appendix "A" to this report includes extracts of the Toronto Municipal Code, §543-3, Licensing, and Council-approved requirements for the Licensing Tribunal's Annual Report.

#### **Background Information**

Staff Report from City Manager

<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-16326.pdf>

<b>LS17.2</b>	ACTION			Wards: All
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### **Collection of Personal Information by City Licensed Second-Hand, Salvage Yard and Old Gold Dealers**

*Public Notice*

(October 29, 2008) Report from Executive Director, Municipal Licensing and Standards

## Recommendations

The Executive Director, Municipal Licensing and Standards Division recommends that:

1. The City of Toronto Municipal Code, Chapter 545, Licensing, be amended by adopting the amendments in Appendix “A”, attached to this report; and,
2. The City Solicitor be directed to prepare the necessary bill to give effect to the recommendations in this report, effective immediately; and,
3. This report be forwarded to the next meeting of the Police Services Board for their information; and,

Public notice has been given in a manner prescribed in the Toronto Municipal Code Chapter 162, Notice, Public.

## Financial Impact

The recommendations will have no financial impact beyond what has already been approved in the current year’s budget.

## Summary

This report addresses the issues raised by the Information and Privacy Commissioner of Ontario (IPC) regarding municipal by-laws which require the collection, recording and production of personal information from sellers of goods to Toronto licensed second-hand and salvage yard dealers and dealers in old gold and other precious metals and jewellery.

As a result of a complaint received on July 6, 2007, regarding the information collection practices of the City of Ottawa, relating to second-hand, the IPC conducted an investigation, which resulted in Order MO-2225 being issued to the City of Ottawa on September 11, 2007.

This Order directed the City of Ottawa and the Ottawa Police Service to cease requiring that second-hand goods shops collect certain pieces of personal information from individuals selling used goods to the shops. In addition, the IPC’s Order required that those pieces of personal information that had been previously collected by the shops under the City’s by-law be destroyed. This is the first time the IPC of Ontario has issued a cease collection and destruction Order under the Municipal Freedom of Information and Protection of Privacy Act (*MFIPPA*), or its provincial counterpart.

This report recommends that similar provisions in the City of Toronto Municipal Code, Chapter 545, Licensing, as they relate to second-hand dealers, salvage yard dealers and dealers in old gold and other precious metals and jewellery, be amended to bring the Code into compliance with the Order issued to the City of Ottawa by the IPC.

## Background Information

Staff Report from Executive Director, Municipal Licensing and Standards  
(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17208.pdf>)

LS17.3	ACTION			Wards: All
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## Review of Applications to be Included in the City's List of Approved Professional Holistic Associations

### *Public Notice*

(October 28, 2008) Report from Executive Director, Municipal Licensing and Standards

### **Recommendations**

The Executive Director, Municipal Licensing and Standards Division recommends that:

1. The following holistic association be included in Toronto Municipal Code Chapter 545, Licensing, Appendix L, and that this association be recognized as a PHA for the purposes of licensing holistic practitioners and owners:
  - a. International Association of Thai Massage
2. The City Solicitor be directed to prepare the necessary bill to give effect to the recommendations in this report, effective immediately; and
3. All other appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

Public notice has been given in a manner prescribed in the Toronto Municipal Code Chapter 162, Notice, Public.

### **Financial Impact**

The recommendations will have no financial impact beyond what has already been approved in the current year's budget.

### **Summary**

To recommend to the Licensing and Standards Committee an additional Professional Holistic Association (PHA) that meets the City of Toronto's criteria with respect to the licensing approval of PHAs.

Staff received application from the International Association of Thai Massage. This association was evaluated on three main criteria: (a) Governance; (b) Membership and Membership Services; and (c) Ethics and Discipline.

Based on the submitted application, this association meets the criteria required to be included in the City of Toronto's Municipal Code Chapter 545, Licensing, Appendix L, as a PHA.

### **Background Information**

Staff Report from Executive Director, Municipal Licensing and Standards  
<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17209.pdf>

LS17.4	Information			Wards: All
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## Status Update: Sign By-law Enforcement

(October 30, 2008) Report from Chief Building Official/Executive Director, Toronto Building and Executive Director, Municipal Licensing and Standards

### Recommendations

1. That the Licensing and Standards Committee receive this report for information.

### Financial Impact

There are no financial impacts associated with this report.

### Summary

This report provides up-dated information respecting the status of sign by-law complaints, investigations and enforcement actions taken by Toronto Building and Municipal Licensing and Standards pursuant to the City's existing sign by-laws and further addresses the comments of Mr. Rami Tabello in his letter to the Licensing and Standards Committee dated April 8, 2008.

Toronto Building will be reporting to the Planning and Growth Management Committee on the development of a new harmonized by-law for signs on private property. In the process of developing the new by-law, consideration will be given to, amongst other matters, measures that will enhance capacity to ensure compliance and enforcement of the new by-law.

### Background Information

Staff Report from Chief Building Official/Executive Director, Toronto Building and Executive Director, Municipal Licensing and Standards

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17210.pdf>)

Attachment 1A

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17265.pdf>)

Attachment 1B

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17266.pdf>)

Attachment 2A

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17267.pdf>)

Attachment 2B

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17268.pdf>)

Attachment 3A

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17269.pdf>)

Attachment 3B

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17270.pdf>)

LS17.5	Presentation			Wards: All
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### **Request for Presentation - Review of Mobile Vending - Catering**

(October 31, 2008) Letter from Tony O'Donohue, President, Environmental Probe Ltd., addressed to Councillor Howard Moscoe

#### **Summary**

Request for a presentation to the Licensing and Standards Committee on behalf of the members of the mobile vending business.

#### **Background Information**

Letter from Tony O'Donohue, President, Environmental Probe Ltd.  
<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17217.pdf>

### **5a Review of Refreshment Vehicle By-Law as it Affects GTA Mobile Catering Association**

(October 27, 2008) Letter from Louie Belcastro, President, The Classic Cuisine, addressed to Councillor Anthony Perruzza

#### **Summary**

Expressing concerns with respect to the mobile vending business.

#### **Background Information**

Letter from Louie Belcastro, President, The Classic Cuisine  
<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-17218.pdf>