

Extract of Item EY24.4 of the Etobicoke York Community Council meeting held on February 9, 2009.

Other Items Considered by the Community Council

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

EY24.4	ACTION		Delegated	Ward: 17
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Realignment and Revocation of Existing Boulevard Café and Marketing Permits on Portions of St. Clair Avenue West Due to Sidewalk and Roadway Reconstruction

Committee Recommendations

Etobicoke York Community Council approved the following:

1. That the permits issued for the premises listed in Appendix 1 of the report (December 16, 2008) from the Manager, Municipal Licensing and Standards, be realigned or cancelled, with the exception of:
 - 1240 St. Clair Avenue West (Tricolore Bar and Café);
 - 1279 St. Clair Avenue West (Grace Textiles);
 - 1352 St. Clair Avenue West (Frank's Pizza House);
 - 1299/1301 St. Clair Avenue West (Diana Groceries); and
 - 1163 St. Clair Avenue West (Marcellos' Pizzeria).
2. That where permit holders' privileges are revoked, business operators be required to remove all installations from the public right of way by March 31, 2009.
3. That where permit holders' privileges are revoked and installations are not removed by March 31, 2009, those installations will be removed by the City at the permit holders' expense.
4. That where permit holders' privileges have been realigned, business operators be required to make all necessary adjustments to the installations by March 31, 2009.
5. That where permit holders' privileges have been realigned and installations are not adjusted as required to meet the pedestrian clearance requirements by March 31, 2009, permits are revoked and any installations will be removed by the City at the permit holder's expense.
6. That any future applications received are required to comply with the 2.13 metre pedestrian clearway requirements.

Decision Advice and Other Information

Etobicoke York Community Council:

1. Directed the Manager, Municipal Licensing and Standards, to report back to its March 26, 2009 meeting on:
 - a. the feasibility of site-specific exemptions for:
 - 1240 St. Clair Avenue West (Tricolore Bar and Café);
 - 1279 St. Clair Avenue West (Grace Textiles);
 - 1352 St. Clair Avenue West (Frank's Pizza House);
 - 1299/1301 St. Clair Avenue West (Diana Groceries); and
 - 1163 St. Clair Avenue West (Marcellos' Pizzeria).
 - b. the possibility of relocating the tree in front of 1299/1301 St. Clair Avenue West (Diana Groceries), if necessary.

Origin

(December 16, 2008) Report from Manager, Municipal Licensing & Standards, Licensing Services

Summary

To report on the impact of the sidewalk and roadway realignment of St Clair Avenue West on the existing boulevard café and marketing permits due to the reconstruction.

The relocation and or installation of features, such as utility poles and tree pits, within the right of way have caused the reduction or elimination of the 2.13 metre pedestrian clearway, required to comply with former City of Toronto Municipal Code Chapter 313 and the Vibrant Streets Document, at many of the locations where permits for cafes and marketing have been issued.

In order to bring these locations into compliance with the former City of Toronto, Municipal Code, Chapter 313 and the Council adopted Vibrant Streets Document, existing permits need to be amended at the time of renewal or revoked at the time of expiry on March 31, 2009.

Background Information

December 16, 2008 report

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18366.pdf>

Appendix 1

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18367.pdf>

Appendix 2

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18368.pdf>

Appendix 3

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18369.pdf>

Appendix 4

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18370.pdf>

Appendix 5

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18371.pdf>

Appendix 6

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18372.pdf>

Appendix 7

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18373.pdf>

Appendix 8

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18374.pdf>

Appendix 9

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18375.pdf>

Appendix 10

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18376.pdf>

Appendix 11

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18380.pdf>

Appendix 12

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18383.pdf>

Appendix 13

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18385.pdf>

Appendix 14

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18387.pdf>

Extract

<http://www.toronto.ca/legdocs/mmis/2009/ey/bgrd/backgroundfile-18550.pdf>