

Licensing and Standards Committee

Meeting No.	19	Contact	Dela Ting, Acting Administrator
Meeting Date	Friday, February 6, 2009	Phone	416-397-7769
Start Time	9:30 AM	E-mail	lsc@toronto.ca
Location	Committee Room 2, City Hall	Chair	Councillor Howard Moscoe

The Decision Document is for preliminary reference purposes only. Please refer to the Committee's Report to City Council or to the Minutes for the official record.

How to Read the Decision Document:

- *Recommendations of the Committee to City Council appear after the item heading.*
- *Other action taken by the Committee on its own authority, which does not require Council's approval, is listed in the decision document under the heading "Decision Advice and Other Information".*
- *Declarations of Interest, if any, appear at the end of an item.*

Minutes Confirmed – November 17, 2008 and January 9, 2009

(Carried forward from January 9, 2009 - 2009.LS18.1) - no quorum

LS19.1	Information	Received		Wards: All
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Appointments to the Licensing and Standards Committee, January 1, 2009 to November 30, 2010 Term

Decision Advice and Other Information

The Licensing and Standards Committee received this item for information.

Origin

(December 9, 2008) Letter from City Clerk

Summary

City Council appointed the following Members of Council to the Licensing and Standards Committee for a term of office starting January 1, 2009 to November 30, 2010, and until their successors are appointed:

Councillor Howard Moscoe, Chair

Councillor Mike Feldman
 Councillor Rob Ford
 Councillor Denzil Minnan-Wong
 Councillor Anthony Perruzza, and
 Councillor David Shiner

Background Information

Letter from City Clerk

(<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18307.pdf>)

(Carried forward from January 9, 2009 - 2009.LS18.2) - no quorum

LS19.2	ACTION	Adopted		Wards: All
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Election of Vice Chair

Decision Advice and Other Information

The Licensing and Standards Committee elected Councillor Denzil Minnan-Wong as its Vice-Chair for a term of office expiring November 30, 2010 and until his successor is appointed.

Summary

Election of Vice Chair.

(Carried forward from January 9, 2009 - 2009.LS18.3) - no quorum

LS19.3	Information	Received		Wards: All
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Taxicab Driver Recognition Event Proposal

Decision Advice and Other Information

The Licensing and Standards Committee received, for information, the report (December 15, 2008) from the Executive Director, Municipal Licensing and Standards on Taxicab Driver Recognition Event Proposal.

Origin

(December 15, 2008) Report from Executive Director, Municipal Licensing and Standards

Summary

The purpose of this report is to advise the Licensing and Standards Committee of the Taxicab Driver Recognition Day to be held in June 2009, and annually thereafter.

The taxicab industry and other stakeholders will be invited to participate on the planning committee to garner support from the industry for the event.

An Awards Sub-Committee will be formed to choose the award recipients from the candidates that are recommended by the City of Toronto and the industry.

The segments of the industry that are to be recognized will include:

- Standard Driver of the Year
- Ambassador Driver of the Year
- Accessible Driver of the Year
- Lifetime Achievement

Background Information

Staff Report from Executive Director, Municipal Licensing and Standards
(<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18308.pdf>)

(Carried forward from January 9, 2009 - 2009.LS18.4) - no quorum

LS19.4	ACTION	Received		Wards: All
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Vehicle Branding and Continuous Registration of Vehicles in Ontario for Licensed Limousines

Public Notice

Committee Recommendations

The Licensing and Standards Committee recommends to City Council that:

1. the report (December 15, 2008) from the Executive Director, Municipal Licensing and Standards on Vehicle Branding and Continuous Registration of Vehicles in Ontario for Licensed Limousines, be received.

Decision Advice and Other Information

The Licensing and Standards Committee advises City Council that it has requested:

1. the Executive Director, Municipal Licensing and Standards to:
 - a. report back to the Licensing and Standards Committee, at its next meeting on April 16, 2009, on amendments to City of Toronto Municipal Code, Chapter 545, Licensing necessary to achieve the harmonization of the provisions found in both the taxicab and limousine articles of the Code regarding the Ontario Ministry of Transportation branding program and the continuous registration of vehicles in the Province of Ontario;

- b. draft clauses that would:
 - i. delete the continuous registration requirement but add a maximum mileage requirement for out of Ontario vehicles for both limousines and taxis; and
 - ii. amend the by-law to specify that "no salvage or rebuilt vehicles" are allowed to be used as limos or taxis in Ontario; and
- 2. the City Clerk to give public notice of the meeting in a manner prescribed in the City of Toronto Municipal Code, Chapter 162, Notice, Public of the proposed amendments to be considered by the Licensing and Standards Committee at its meeting on April 16, 2009.

Origin

(December 15, 2008) Report from Executive Director, Municipal Licensing and Standards

Summary

To report on a proposal to amend the City of Toronto Municipal Code, Chapter 545, Licensing regarding continuous registration in Ontario and provincial vehicle branding for vehicles to be used as licensed limousines in the City of Toronto.

An amendment to the City of Toronto Municipal Code requiring Toronto licensed limousines to be continuously registered in Ontario should not be implemented due to the lack of availability of used Canadian vehicles and the added expense of approximately \$10,000.00 to \$15,000.00 for these vehicles. Further to this, the Ontario Ministry of Transportation branding program, which assigns "brand" types that indicate whether a vehicle has been severely damaged in the past, is already capturing any vehicles imported from other jurisdictions and currently no vehicle branded as irreparable or salvage can be registered for use in Ontario and therefore could not be licensed as a limousine in the City of Toronto.

Background Information

Staff Report from Executive Director, Municipal Licensing and Standards
<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18309.pdf>

Communications

(December 26, 2008) letter from Jim Bell, President, Toronto Taxicab Alliance (TTA) (LS.Main.LS19.4.1)
<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9862.pdf>
 (January 6, 2009) letter from Peter Chapman, President, Taxi Owner Operators' Services Ltd. (TOOS Ltd.) (LS.Main.LS19.4.2)
<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9861.pdf>
 (January 8, 2009) letter from Terry Danylevich, Toronto Livery Association (LS.Main.LS19.4.3)
<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9863.pdf>
 (January 9, 2009) letter from Sajid Mughal, Premier Taxi Services Inc. (LS.Main.LS19.4.4)
<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9864.pdf>

(January 9, 2009) letter from Baljit Sikand, President, The Association of Toronto Cab Operators (LS.Main.LS19.4.5)
<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9865.pdf>
 (January 31, 2009) letter from Peter Mandronis, Peters Taxi Limited (LS.New.LS19.4.6)
<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-10037.pdf>

(Carried forward from January 9, 2009 - 2009.LS18.5) - no quorum

LS19.5	ACTION	Adopted		Wards: All
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Administrative Delegation to Establish and Select Members of Licensing Examining Panels

Public Notice

Committee Recommendations

The Licensing and Standards Committee recommends that City Council:

1. delegate to the Executive Director of the Municipal Licensing and Standards Division the authority to establish Examining Panels and select members, as required, in accordance with the relevant qualifications set out in the Toronto Municipal Code, §545-416 and §545-434.
2. amend the Toronto Municipal Code, §545, Licensing, to give effect to the above recommendation and to delete relevant provisions of Article XXXIII relating to the licensing of electrical contractors and master electricians; and amend and delete relevant provisions of Article XXXIV relating to the examining of master plumber examinations, as well as adding certain provisions regarding examinations of drain layers; and
3. authorize the City Solicitor to submit any necessary bills to give effect to the recommendations in this report.

Origin

(December 15, 2008) Report from Executive Director, Municipal Licensing and Standards

Summary

This report recommends that the Executive Director of the Municipal Licensing and Standards Division be delegated the authority to establish Examining Panels and select members as required in accordance with the Council-approved criteria to conduct and mark examinations for certain trade licences.

The term “Examining Panel” to be used instead of “Examining Board” to clarify that, this is an administrative body, which does not operate as a board. The Toronto Municipal Code, §545, Licensing, will need to be amended to reflect these changes and to delete certain sections relating to the licensing of electrical contractors and examining and licensing of master

electricians. In November 2005, the provincial government passed a Bill to give province wide authority to the Electrical Safety Authority to licence these trades. This came into force on July 1st, 2006.

This report also recommends changes with respect to examinations of applicants for a master plumber and drain layer's licence.

Background Information

Staff Report from Executive Director, Municipal Licensing and Standards
<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18310.pdf>

(Carried forward from January 9, 2009 - 2009.LS18.6) - no quorum

LS19.6	ACTION	Withdrawn		Wards: All
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Perimeter Fences Around Cemeteries

Decision Advice and Other Information

The Licensing and Standards Committee withdrew this item at the request of Councillor Cesar Palacio.

Origin

(November 18, 2008) Letter from Councillor Cesar Palacio, Ward 17 - Davenport

Summary

Requesting City Staff to report back on the feasibility of a by-law that would specify what materials cemeteries in Toronto may erect perimeter fences out of, with an aim to properly buffer the cemetery from private residential properties and ensure the appropriate level of privacy and solemnity within the cemetery itself.

Background Information

Letter from Councillor Cesar Palacio, Ward 17 - Davenport
<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18311.pdf>

Communications

(February 5, 2009) letter from Councillor Cesar Palacio, Ward 17 - Davenport
 (LS.New.LS19.6.1)

<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-10052.pdf>

(February 4, 2009) letter from Norris P. Zucchet, President CEO, Mount Pleasant Group of Cemeteries (LS.New.LS19.6.1 Encl)

<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-10092.pdf>

(Carried forward from January 9, 2009 - 2009.LS18.7) - no quorum

LS19.7	ACTION	Amended		Wards: All
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Safer Bars Program as Mandatory Municipal Licensing Requirement

Committee Recommendations

The Licensing and Standards Committee recommends that City Council receive this item for information.

Decision Advice and Other Information

The Licensing and Standards Committee advises City Council that the following motion by Councillor Howard Moscoe lost and was recorded as follows:

For: Councillor Howard Moscoe (1)

Against: Councillors Mike Feldman, Rob Ford, Denzil Minnan-Wong and David Shiner (4)

Absent: Councillor Anthony Perruzza (1)

"That the matter be referred to the Executive Director, Municipal Licensing and Standards Division, for consideration with a request that he report to the June 10, 2009 meeting of the Committee on the feasibility of including the Centre for Addiction and Mental Health Safer Bars training program as a mandatory element of municipal licensing requirements, prior to issuing/renewing business licenses, and include consultation with interested stakeholders and Toronto Public Health Division."

The motion to receive the item moved by Councillor Rob Ford carried and was recorded as follows:

For: Councillors Mike Feldman, Rob Ford, Denzil Minnan-Wong and David Shiner (4)

Against: Councillor Howard Moscoe (1)

Absent: Councillor Anthony Perruzza (1)

Origin

(December 9, 2008) Letter from Councillor Gord Perks, Ward 14, Parkdale-High Park

Summary

Requesting the Executive Director, Municipal Licensing and Standards Division to report further on the feasibility of including the Centre for Addiction and Mental Health Safer Bars training program as a mandatory element of municipal licensing requirements prior to issuing/renewing business licenses.

Background Information

Letter from Councillor Gord Perks, Ward 14, Parkdale-High Park

(<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18312.pdf>)

Communications

(January 8, 2009) presentation from Kathryn Graham and John Purcell, Centre for Addiction and Mental Health (CAMH) (LS.Main.LS19.7.1)

(<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9866.pdf>)

(January 9, 2009) presentation from Barney Savage, Centre for Addiction and Mental Health (CAMH) (LS.Main.LS19.7.2)

(<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9868.pdf>)

(January 9, 2009) submission from Kathryn Graham, Centre for Addiction and Mental Health (CAMH) (LS.Main.LS19.7.3)

(Carried forward from January 9, 2009 - 2009.LS18.8) - no quorum

LS19.8	ACTION	Referred		Wards: All
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Licensing of Paving Companies

Decision Advice and Other Information

The Licensing and Standards Committee referred for consideration the communications (December 17, 2008) from Councillor Howard Moscoe and (December 17, 2008) from Councillor Mike Del Grande to the Executive Director, Municipal Licensing and Standards with a request that:

- a. in consultation with the City Solicitor and appropriate City Departments, he report back to the Committee for its meeting on May 7, 2009; and
- b. a public hearing be scheduled for the June 10, 2009 meeting of the Committee on this matter.

Origin

(December 17, 2008) Letter from Councillor Howard Moscoe, Ward 14 - Eglinton-Lawrence

Summary

Requesting further consultation and direction to permit regulations for paved and widened driveways in the City of Toronto.

Background Information

Letter from Councillor Howard Moscoe, Ward 14 - Eglinton-Lawrence

(<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18313.pdf>)

Communications

(December 17, 2008) letter from Councillor Mike Del Grande, Ward 39 Scarborough-Agincourt (LS.Main.LS19.8.1)

(<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9869.pdf>)

LS19.9	ACTION	Amended		Wards: All
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Review of Fireworks By-law and Incidents in 2008

Committee Recommendations

The Licensing and Standards Committee recommends to City Council that:

1. the Fireworks By-law be amended by requiring the vendor to purchase and maintain a liability insurance policy or alternatively, the vendor must be shown as a named insured on the distributor's liability insurance policy.
2. to assist individuals to purchase family fireworks from Temporary Fireworks Vendors, Temporary Lease Fireworks Vendors and Mobile Fireworks Vendors for Diwali celebrations in the City of Toronto, the sale of family fireworks only on the day of Diwali celebration and the seven-day period before the Diwali celebration be authorized at a cost as set out in the Fireworks By-law; and
3. the appropriate City staff be authorized and directed to implement these recommendations.

Decision Advice and Other Information

The Licensing and Standards Committee requested the Toronto Fire Chief to report to the Committee on other holiday, cultural/religious events in which consideration should be given to allow for the sale and use of fireworks.

Origin

(January 19, 2009) Report from Toronto Fire Services

Summary

The new harmonized fireworks by-law has been in effect for one year. The by-law regulates the sale of fireworks by both permanent and temporary fireworks vendors, requiring them to obtain vendor permits. There were a total of 72 permits issued, with 11 permanent and 61 temporary permits in 2008. In addition, there were 30 fireworks incidents with an estimated loss of \$112,122.00. Fire Services will continue to monitor the number of incidents caused by fireworks. It is imperative that fireworks be used in a safe manner and regulated as stipulated in the Ontario Fire Code and Explosives Act.

Background Information

Staff Report from Fire Chief, Toronto Fire Services

(<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18530.pdf>)

Communications

(January 22, 2009) memo from Councillor Suzan Hall, Ward 1 - Etobicoke North (LS.New.LS19.9.1)

(<http://www.toronto.ca/legdocs/mmis/2009/ls/comm/communicationfile-9961.pdf>)

LS19.10	Presentation	Received		Wards: All
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Request for Consultation with Adult Entertainment Industry

Decision Advice and Other Information

Mr. Tim Lambrinos, Executive Director, Adult Entertainment Association of Canada addressed the Licensing and Standards Committee.

The Licensing and Standards Committee received this item for information.

Origin

(January 29, 2009) Letter from Tim Lambrinos, Executive Director, Adult Entertainment Association of Canada

Summary

Request for consultation with adult entertainment industry.

Background Information

Letter from Tim Lambrinos, Executive Director, Adult Entertainment Association of Canada
<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18894.pdf>

LS19.11	ACTION	Referred		Wards: All
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Request for Work Plan

Decision Advice and Other Information

The Licensing and Standards Committee requested the Executive Director, Municipal Licensing and Standards Division to prepare a work plan for the Committee for the remainder of this year and report every six months on any changes to this work plan.

Origin

(February 6, 2009) Letter from Councillor Denzil Minnan-Wong, Ward 34 Don Valley East

Summary

Request for work plan - Licensing and Standards Committee.

Background Information

Letter from Councillor Denzil Minnan-Wong, Ward 34 Don Valley East
<http://www.toronto.ca/legdocs/mmis/2009/ls/bgrd/backgroundfile-18895.pdf>

Meeting Sessions

Session Date	Session Type	Start Time	End Time	Public or Closed Session
2009-02-06	Morning	9:40 AM	11:20 AM	Public

Attendance

Date and Time	Quorum	Members
2009-02-06 9:40 AM - 11:20 AM (Public Session)	Present	<i>Present:</i> Feldman, Ford, Minnan-Wong, Moscoe, Perruzza, Shiner <i>Also present (non-members):</i> Councillor Suzan Hall, Councillor Gord Perks