

## **MOTION**

### **Liquor Licence – 193-195 Spadina Avenue – OCHO**

#### **SUMMARY:**

Louise Foe Jien Choi has submitted an application for a new liquor licence to the Alcohol and Gaming Commission of Ontario (“AGCO”) for premises at 193-195 Spadina Avenue operating under the name of Ocho (the “Premises”). The applicant is seeking a liquor licence for a capacity of 93 persons on the main floor and 106 persons on the second floor.

The Premises is located on the corner of Pheobe Street which is residential. Any licensed establishment at this location will be situated in close proximity to several houses which is a cause for concern for local residents. Their concerns relate in particular to noise, litter, safety and security, and other potential disturbances to residents in the area.

This application for a liquor licence is not in the public interest unless conditions, addressing the concerns of the community, are attached to the licence.

#### **RECOMMENDATIONS:**

1. That City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the liquor licence application for Ocho, 193-195 Spadina Avenue (the “Premises”), is not in the public interest having regard to the needs and wishes of the residents, and that the Registrar should issue a Proposal to Review the liquor licence application unless conditions are attached to the liquor licence:
2. That City Council request the AGCO to provide the City with an opportunity to participate in any proceedings with respect to the Premises.
3. That the City Solicitor be authorized to attend all proceedings before the AGCO in this matter and be directed to take all necessary actions so as to give effect to this Motion, including negotiating and recommending, in consultation with the Ward Councillor, the addition of conditions to any liquor licence issued for the Premises.

March 9, 2010