DA TORONTO

STAFF REPORT ACTION REQUIRED

The relocation of the existing curb lane vending operation located at James Street, east side, 15 meters north of Queen Street West

Date:	May 3, 2010
То:	Toronto and East York Community Council
From:	Richard Mucha, Manager, Licensing Services, Municipal Licensing & Standards
Wards:	Ward 27 – Toronto Centre - Rosedale

SUMMARY

This staff report is about a matter for which the Toronto and East York Community Council has delegated authority from City Council to make a final decision.

To report on a request received from the vendor regarding the relocation of the existing curb lane permit located on the east side of James Street, 15 metres north of Queen Street West.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the Toronto and East York Community Council:

- 1. Provide Municipal Licensing and Standards direction with regards to the relocation of the existing vendor located on the east side of James Street, 15 metres north of Queen Street West. **OR**
- 2. Grant relief from the moratorium in order to allow for an application to be considered for alternative locations from the vendor located on the east side of James Street, 15 metres north of Queen Street West.

Financial Impact

There are no financial implications resulting from the adoption of this report.

DECISION HISTORY

The permit for curb lane vending was issued to Nikolaos Smirnis and has been in effect since May 1, 1998.

A review of the permit indicates that the vendor has operated at this location in compliance with the provisions of the former City of Toronto, Municipal Code Chapter 315 since the permit was issued.

A communication has been received from the vendor requesting reconsideration of the relocation of the existing curb lane vending operation. (**Appendix 1**)

ISSUE BACKGROUND

A communication was received from Cadillac Fairview Corporation Limited indicating that the premises at 20 Queen Street West has undergone extensive façade and lobby renovations and suggests relocation of the vendor.

The existing curb lane vending operation is located immediately outside the street level lobby windows facing onto Queen Street West and James Street.

Toronto and East York Community Council at its meeting held on January 12, 2010 directed that:

- 1. The vendor at the curb lane location be relocated.
- 2. Municipal Licensing and Standards be requested to work with the vendor to identify three other locations.
- 3. Should the process in relocating the vendor be unsuccessful, Municipal Licensing Standards be required to report back to Toronto and East York Community Council.

On April 6, 2010, the vendor submitted one alternate location for review. The location submitted for review is located at 312 Queen Street West. Site inspection conducted on March 7, 2010 revealed that the location is not feasible as a an alternate location as it is located within 12 meters of an eating establishment located at 314 Queen Street West Street and directly in front of a display window.

On April 15, 2010, a communication was received from the vendor requesting reconsideration of the relocation of the existing curb lane vending operation as relocating the vendor has been unsuccessful. No further proposed locations were received from the vendor.

As this existing curb lane vending operation is within the vending moratorium area, which encompasses Wards, 20, 27 and 28, the establishment of new vending locations cannot be considered by staff.

COMMENTS

Toronto and East York Community Council has the delegated authority to deal with vending matters and as such to direct Municipal Licensing and Standards on how to proceed with the request for the removal or relocation of the existing curb lane vending operation.

CONTACT

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SIGNATURE

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APPENDICES

Letter from vendor
Photos of alternate location