



STAFF REPORT ACTION REQUIRED

Refusal of an application for a boulevard café permit located on the commercial frontage of 2457-2459 Bloor Street West

Date:	May 27, 2016
To:	Etobicoke York Community Council
From:	Annalisa Mignardi, Director, Business Licensing and Regulatory Services, Municipal Licensing & Standards
Ward:	Ward 13 – Parkdale – High Park

SUMMARY

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

To report on the refusal to issue a permit by Municipal Licensing & Standards for a boulevard café permit application on the frontage of 2457-2459 Bloor Street West.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the Etobicoke York Community Council:

1. Deny the application for the proposed boulevard café on the frontage of 2457-2459 Bloor Street West based on the application not meeting the bylaw requirements as outlined in Chapter 313.

Financial Impact

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

DECISION HISTORY

An application for a boulevard café on the commercial frontage of 2457-2459 Bloor Street West was received on March 14, 2016, from the business owner representing Lubadi Holdings Inc. operating as The Station. The application submitted was seeking permission to establish a boulevard café for 14.12 square metres, which would accommodate approximately 12 patrons. **(Appendix No. 1)**

In order to maintain the required 2.13 metre pedestrian clearway outlined in former City of Toronto Municipal Code, Chapter 313 and the Vibrant Streets Document, right of way permits for the occupation of the sidewalk and or boulevard are reviewed when streetscape reconstruction, utility installations or a change of business ownership occurs to ensure that the permits continue to conform to the current regulations.

The installation of a boulevard café at this location will make passage difficult for those with assisted mobility needs and reduce the pedestrian clearance requirement of 2.13 metres. The concept of a pedestrian clearway is not only to maintain the permitted distances but also to ensure pedestrian traffic moves freely and unencumbered.

On May 26, 2016 a refusal letter was sent to the business owner representing Lubadi Holdings Inc. advising the applicant that the boulevard café application was denied due to insufficient sidewalk space.

ISSUE BACKGROUND

A letter dated May 27, 2016 was received by Municipal Licensing & Standards from the business owner representing Lubadi Holdings Inc. to appeal the decision of the denial for a boulevard café.

Council has approved the Vibrant Streets Document in order to create streetscapes where pedestrian traffic moves freely and unencumbered and to ensure that the placement of street furnishings, cafes and marketing areas and other features is better aligned to support pedestrian traffic.

COMMENTS

In accordance with the provisions of the former City of Toronto, Municipal Code, Chapter 313, the 2.13 metre clearance is required in order to provide a clear pathway for pedestrian's traffic.

CONTACT

Pat Thornback

Supervisor, Licensing Services

Municipal Licensing & Standards

Telephone: (416) 392-3128 Fax: (416) 338-7225

E-mail: pthornba@toronto.ca

SIGNATURE

Annalisa Mignardi

Director

Business Licensing and Regulatory Services

Municipal Licensing and Standards

APPENDICES

1. Sketch of boulevard café
2. Photos of proposed café area