MOTION

Liquor Licence Application – 1211 Bloor Street West, Ortolan

SUMMARY:

Damon Clemens has submitted an application for a new liquor licence to the Alcohol and Gaming Commission of Ontario (“AGCO”) for a premises at 1211 Bloor Street West, operating under the name of Ortolan (the “Premises”). The applicant is seeking a liquor licence for a restaurant that has an indoor capacity of 31 patrons.

The application for a liquor licence is not in the public interest unless conditions, addressing the concerns of the community, are attached to the licence. Even though the Premises has applied to the AGCO as a restaurant, the community has concerns that it may also operate as a small night club. The Premises is located adjacent to a residential area, and impacts associated with a night club use may impact neighbouring residents. Under no circumstance should a liquor sales licence be granted at the Premises without appropriate conditions attached.

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 Ortolan, 1211 Bloor Street West (“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 the following conditions, in the form substantially set out below, are attached to the liquor licence:

   Conditions to be attached to Liquor Licence for
   Ortolan, 1211 Bloor Street West, Toronto

   1. Food service shall be available at the Premises from the time of opening until 11:00 p.m. or until the Premises is closed to the public, whichever is earlier, on all days that the Premises is open.

   2. The Licensee shall ensure that chairs are available in the Premises, at all times the Premises is open to the public, for greater than 50% of the approved capacity as specified on the liquor licence.

   3. The Licensee shall provide a telephone number for residents to register concerns or
complaints about the Premises. The line shall normally be answered by a staff member during the premises’ published hours of operation and the line will be equipped with a functioning answering service for those periods when staff of the Premises are otherwise occupied and when the Premises is closed.

4. The maximum amount of space made available as a dance floor shall at all times comply with the governing city by-law for a restaurant use.

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 adding and deleting conditions to any liquor licence issued for the Premises, in consultation with the Ward Councillor, which address impacts on the neighbouring residential community.