# TORONTO Member Motion

# City Council

**Notice of Motion**

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| MM23.18 | ACTION | | | Ward:37 |

## Liquor Licence Application – Lebanese Nights – 1961 Lawrence Avenue East - by Councillor Michael Thompson, seconded by Councillor Mary-Margaret McMahon

***Notice of this Motion has been given.**
***This Motion is subject to referral to the Scarborough Community Council. A two-thirds vote is required to waive referral.**
*** This Motion relates to an Alcohol and Gaming Commission of Ontario Hearing and has been deemed urgent.***

### Recommendations

Councillor Michael Thompson, seconded by Councillor Mary-Margaret McMahon, recommends that:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario that the issuance of a liquor licence for Lebanese Nights, 1961 Lawrence Avenue East (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.

2. City Council request the Licence Appeal Tribunal ("LAT") to provide the City of Toronto with an opportunity to participate in any proceedings with respect to the Premises.

3. City Council authorize the City Solicitor to attend all proceedings before the LAT in this matter and direct the City Solicitor to take all necessary actions so as to give effect to this Motion including adding conditions to the liquor licence for the Premises, in consultation with the Ward Councillor.

### Summary

An application for a new liquor licence by 2313739 Ontario Inc. has been made to the Alcohol and Gaming Commission of Ontario ("AGCO") for an establishment to be known as Lebanese Nights located at 1961 Lawrence Avenue (the "Premises"). The application is for an indoor capacity of 100 patrons and an outdoor capacity of 25 patrons. The Premises has been operating as a restaurant called Oasis Café without a liquor licence.

The Premises is located adjacent to a residential area. Local residents, Municipal Licencing and Standards staff, and the Councillor's office have concerns with respect to the Premises and the current liquor licence application. There is a history of non-compliance by ownership and management at the Premises that includes business licence and zoning by-law infractions, and

building without permits. Neighbouring residents have been impacted by noise, and garbage and litter stemming from the Premises. These impacts have occurred while the Premises has operated without a liquor licence, and it is feared that they will worsen if the Premises receives a liquor licence.

The past and present conduct of the owners in not adhering to municipal regulations may afford reasonable grounds to believe that the issuance of a liquor licence for the Premises is not in the public interest having regard to the needs and wishes of the municipality in which the premises are located. At a minimum this application for a liquor licence is not in the public interest unless certain conditions, addressing the concerns of the community, are attached to the licence.

(Submitted to City Council on May 8 and 9, 2012 as MM23.18)

## Background Information (City Council)

Member Motion MM23.18