

City Council**Notice of Motion**

MM25.3	ACTION			Ward:14
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Liquor Licence Application - 287 Roncesvalles Avenue - Smock Café and Wonder Workshop - Licence No. 815624 - by Councillor Gord Perks, seconded by Councillor Sarah Doucette

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Toronto and East York 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 Gord Perks, seconded by Councillor Sarah Doucette, recommends that:

1. 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 Smock Café and Wonder Workshop, 287 Roncesvalles (“Premises”), is not in the public interest having regard to the needs and wishes of the residents given that there have been concerns raised about noise, litter and other disturbances, unless appropriate conditions are placed on the licence. 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 with an opportunity to be made a party to any proceedings with respect to the Premises.
3. City Council authorize the City Solicitor to attend all proceedings before the Licence Appeal Tribunal in this matter and to take all necessary action so as to give effect to this Motion, including adding conditions to any liquor licence, in consultation with the Ward Councillor, should a liquor licence be issued for the Premises.

Summary

Smock Café and Wonder Workshop Inc., o/a Smock Café and Wonder Workshop (“Licensee”) has made an application (Licence No. 815624) to the Alcohol and Gaming Commission of Ontario ("AGCO") for a liquor licence for the premises located at 287 Roncesvalles Avenue ("Premises"). The application is for an indoor capacity of 47 persons with 35 on the ground floor and 12 in the basement.

The Premises are located in the Roncesvalles community, and there are residential dwellings

located in close proximity. There are concerns from residents that existing establishments with liquor licences in the Roncesvalles community impact area residents. Impacts relate in particular to noise, litter and other disturbances. When conditions are placed on the licence, these impacts may be mitigated.

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. The Registrar of the AGCO should be requested to issue a Proposal to Review the liquor licence application so that issues including, but not limited to noise, litter and other disturbances are addressed.

(Submitted to City Council on July 11 and 12, 2012 as MM25.3)

Background Information (City Council)

Member Motion MM25.3

Schedule A - Conditions to be attached to liquor licence for Smock Cafe and Wonder Workshop

<http://www.toronto.ca/legdocs/mmis/2012/mm/bgrd/backgroundfile-48961.pdf>