



## STAFF REPORT ACTION REQUIRED

### Refusal of a boulevard café permit application located at 836B Danforth Avenue

<b>Date:</b>	January 12, 2012
<b>To:</b>	Toronto and East York Community Council
<b>From:</b>	Marcia Stoltz, Acting Manager, Municipal Licensing & Standards, Licensing Services
<b>Wards:</b>	Ward 29 – Toronto Danforth

#### **SUMMARY**

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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 the refusal to issue a permit by Municipal Licensing & Standards in the matter, of an application for a boulevard café permit on the commercial frontage of 836B Danforth Avenue.

#### **RECOMMENDATIONS**

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

1. Deny the application for the proposed boulevard café application at 836B Danforth Avenue.

#### **Financial Impact**

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

## **ISSUE BACKGROUND**

An application for a boulevard café permit located at 836B Danforth Avenue, was received on July 13, 2011 from the business owner representing 1846262 Ontario Inc, operating as White Swan Restaurant and Lounge.

The application submitted was seeking permission to establish a boulevard café permit located at 836B Danforth Avenue for 8.8 square meters which would accommodate approximately 5 patrons. (**Appendix No. 1**)

The former City of Toronto Municipal Code, Chapter 313-36 (5) states; Where the application is for a boulevard cafe to be located on a commercial frontage, the Commissioner shall prepare a notice advising of the application and shall post the notice on the property in a manner so that the notice is visible to passersby, for a period of not less than fourteen (14) days before a date specified by the Commissioner.

A public notice was posted commencing on July 19, 2011 to closing August 1, 2011 to determine neighbourhood support.

Letters of objection to the public posting were received by Municipal Licensing & Standards.

Per Chapter 313 – 36 B6 which states“where the Commissioner receives one or more letters of objection in response to the boulevard café application, the Commissioner shall refuse the application”, a refusal letter was sent to the business owner representing 1846262 Ontario Inc, on August 2, 2011, advising the applicant that objection letters to the 14 day public posting were received

On August 2, 2011, a refusal letter was sent to the business owner representing 1846262 Ontario Inc, operating as White Swan Restaurant and Lounge advising the applicant that objection letters to the 14 day public posting were received.

On August 11, 2011 a letter was received by Municipal Licensing & Standards from the business owner representing 1846262 Ontario Inc, operating as White Swan Restaurant and Lounge to appeal the decision of the denial for a boulevard cafe.

## **CONTACT**

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## **SIGNATURE**

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Marcia Stoltz,  
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Municipal Licensing and Standards  
Licensing Services

## **APPENDICES**

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