



STAFF REPORT ACTION REQUIRED

Refusal of a boulevard café permit application located at 111 Dupont Street

Date:	April 23, 2012
To:	Toronto and East York Community Council
From:	Marcia Stoltz, Acting Manager, Municipal Licensing & Standards, Licensing Services
Wards:	Ward 20 – Trinity Spadina

SUMMARY

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 located at 111 Dupont Street.

RECOMMENDATIONS

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

1. Deny the application for the proposed boulevard café permit at 111 Dupont Street.

Financial Impact

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

ISSUE BACKGROUND

An application for a sidewalk boulevard café permit located at 111 Dupont Street, was received on March 5, 2012 from the business owner representing 1842257 Ontario Inc, operating as Playacabana Mexican Restaurant & Tequila Bar.

The application submitted was seeking permission to establish a boulevard café located at 111 Dupont Street for 23.89 square meters which would accommodate approximately 19 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 March 14, 2012 to closing March 27, 2012 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 on March 27, 2012 to the business owner representing 1842257 Ontario Inc advising the applicant that objection letters to the 14 day public posting were received

On March 30, 2012 a letter was received by Municipal Licensing & Standards from the business owner representing 1842257 Ontario Inc, to appeal the decision of the denial for a boulevard café permit.

COMMENTS

Boulevard cafes are governed by the criteria set out in Chapter 313 of the former City of Toronto Municipal Code. As stated in the Municipal Code, "where the Commissioner receives one or more letters of objection in response to the boulevard café application," the Commissioner shall refuse the application.

CONTACT

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SIGNATURE

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APPENDICES

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