



STAFF REPORT ACTION REQUIRED

Refusal of a boulevard café permit application located at 73A Front Street East

Date:	June 8, 2012
To:	Toronto and East York Community Council
From:	Marcia Stoltz, Acting Manager, Municipal Licensing & Standards, Licensing Services
Wards:	Ward 28 Toronto Centre Rosedale

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 73A Front Street East.

RECOMMENDATIONS

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

1. Deny the application for the proposed boulevard café permit located at 73A Front Street East.

Financial Impact

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

DECISION HISTORY

An application for a boulevard café located at 73A Front Street East was received on February 24, 2012 from the business owner representing Sir Corp, operating as Jack Astors Bar and Grill.

The application submitted was seeking permission to establish a boulevard café located at 73A Front Street East for 5.5 square meters which would accommodate approximately 4 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 May 7, 2012 to closing May 21, 2012 to determine neighbourhood support.

Letters of objection to the public posting was 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 May 18, 2012 to the business owner representing Sir Corp, advising the applicant that objection letters to the 14 day public posting were received.

On June 6, 2012 a letter was received by Municipal Licensing & Standards from the business owner representing Sir Corp, 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

Pat Thornback

Acting Supervisor, Licensing Services

Municipal Licensing & Standards

Telephone: (416) 392-3128 Fax: (416) 338-7225

E-mail: pthornba@toronto.ca

Marcia Stoltz

Acting Manager, Licensing Services

Municipal Licensing & Standards

Telephone: (416) 392-3084 Fax: (416) 338-7225

E-mail: mstoltz@toronto.ca

SIGNATURE

APPENDICES

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