TORONTO Member Motion

City Council

Motion with Notice

MM33.27	ACTION			Ward:30

Liquor Licence - 1225 Queen Street East - The Duke Live - by Councillor Paula Fletcher, seconded by Councillor Mary Fragedakis

**** This Motion has been deemed urgent by the Chair.***
**** This Motion is not subject to a vote to waive referral.***
**** This Motion has been added to the agenda and is before Council for debate.***

Recommendations

Councillor Paul Fletcher, seconded by Councillor Mary Fragedakis, recommends that:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (the "AGCO") that the issuance of a liquor licence for the Duke Live at 1225 Queen St. 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 with an opportunity to be made a party in any proceedings with the 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 and deleting conditions to any liquor licence issued for the Premises, in consultation with the Ward Councillor, which address issues including, but not limited to, noise, safety, security, signage, lighting, and litter.

Summary

An application for a liquor licence extension for a patio located on private property at 1225 Queen Street East to be operated under the name of "The Duke Live" (the "Premises", File Number 248574) has been filed. The applicant is seeking an outdoor capacity of 300 persons.

As this establishment is located adjacent to a residential townhouse development, I have been contacted by many residents concerned that it may cause noise and other disturbance to residents in the area. The 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 7 and 8, 2013 as MM33.27)