

City Council

Notice of Motion

MM37.32	ACTION			Ward:20
---------	--------	--	--	---------

Liquor Licence - 489 King Street West - Fynn's of Temple Bar - Licence No. 810544 - by Councillor Adam Vaughan, seconded by Councillor Mike Layton

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Toronto 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 Adam Vaughan, seconded by Councillor Mike Layton, recommends that:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the application to expand the liquor licence of the outdoor area for Fynn’s of Temple Bar, 489 King Street West (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 that the Licence Appeal Tribunal (LAT) provide the City with an opportunity to participate in any proceedings with 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 personnel, security cameras, crowd control, signage, lighting and litter.

Summary

6076416 Canada Inc. has submitted an application for an expansion of a liquor licence to the Alcohol and Gaming Commission of Ontario (“AGCO”) for a premises at 489 King Street West operating under the name Fynn’s of Temple Bar (the “Premises”). The applicant is seeking to expand the licence capacity of an outdoor private patio from 35 to 84 patrons. The Premises has a liquor licence for the indoor area for a capacity of 187 patrons.

The private patio is located in close proximity to residential properties and the application is to

more than double the size of the current capacity. Therefore, the application to expand the liquor licence of the outdoor area is not in the public interest unless certain conditions, addressing the concerns of the community, are added to the licence. Under no circumstance should an expansion to the liquor sales licence for the patio be granted at the Premises without appropriate conditions attached.

This matter is deemed urgent as the deadline to object to the application is August 3, 2013.

(Submitted to City Council on July 16 and 17, 2013 as MM37.32)

Background Information (City Council)

Member Motion MM37.32