

City Council**Notice of Motion**

MM41.9	ACTION			Ward:19
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Liquor Licence - Lipstick and Dynamite - 992 Queen Street West - Licence No. 816411 - by Councillor Mike Layton, seconded by Councillor Sarah Doucette

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Toronto and 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 Mike Layton, seconded by Councillor Sarah Doucette, recommends that:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario that the issuance of a liquor licence for Lipstick and Dynamite, 992 Queen 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 the Licence Appeal Tribunal (“LAT”) to provide the City of Toronto 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

An application for a new liquor licence by Lipstick & Dynamite Pubs Inc. has been made to the Alcohol and Gaming Commission of Ontario (“AGCO”) for an establishment to be known as Lipstick and Dynamite at 992 Queen Street West (the “Premises”). The application is for an indoor capacity of 73 patrons. The Premises previously operated as a coffee shop called T.A.N Coffee, and it is proposed that the Premises will operate as a restaurant and bar.

The Premises is located immediately adjacent to a residential area. Neighbouring residents and the local Councillor's office are concerned that the operation of a licensed restaurant at this location will impact neighbouring residents. Potential impacts relate to noise, safety, litter and other matters. This application for a liquor licence is not in the public interest having regard to the needs and wishes of the municipality in which the premises are located unless certain conditions, addressing the concerns of the community, are attached to the licence.

Urgent consideration is being requested as the AGCO deadline for objections to this application is November 17, 2013.

(Submitted to City Council on November 13 and 14, 2013 as MM41.9)

Background Information (City Council)

Member Motion MM41.9