

MM32.5.1

2 April, 2013

CITY CLERK'S OFFICE  
SECRETARIAT SECTION

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APR -2 P 4:00

Shote and Kole Ndreka  
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**Subject matter: MM 32.5 Liquor Licence - 581 Markham Street - Victory Cafe - (Ward 19)**

I am writing to you regarding council resolution MM32.5 and I would ask that you circulate this letter to the Mayor and Members of Council before tomorrow's council meeting and I would ask that this resolution be referred back to community council so that I can make a deputation on this item. Alternatively, I would ask that this resolution be defeated.

**Fairness:** First, I have only just found out about this resolution (from a friend). I was never given notice even though it affects our business. As a matter of procedural fairness this resolution should be referred to the community council so that I can speak to it. Of course neighbours (pro and con) would also be able to attend the community council meeting.

**Facts:** Second, the resolution does not give councillors a full picture of the situation:

- We are not asking the AGCO for an expansion to our patio. Our patio has existed since the mid 80s and some have told me since the 1970s (before my time). We have reconfigured the seating on our patio to allow more patrons, but we are not expanding the dimensions or hours of our patio.
- The patio wraps around our building and one flank, on Lennox, is across the street from one house and that side of the patio closes early and would continue to do so. Our Boulevard Café agreement with the City stipulates that the Lennox side of the patio must close by 11 and we routinely close it earlier (without prejudice). Our patio does not allow outdoor entertainment or amplified music.
- In April 2012 we signed an agreement with the City that sets out the terms and conditions of our Boulevard Café, including conditions related to the "residential flankage." We are meeting or exceeding those requirements and would continue to do so with the additional seats on our patio.
- Our café is in Mirvish Village, on the same block as Honest Ed's and several restaurants and shops. We are part of the urban fabric of downtown and we like to think that the success of our café helps to add to the vibrancy of this neighbourhood. We employ 54 full and part-time staff, we are a well-run local business and we are building on our support from neighbourhood patrons.

I would very much like to share our success story with councillors and I would ask that you refer this matter back to the community council or defeat the resolution that is on the council agenda.

Yours truly,  
2269928 Ontario Ltd., operated as Victory Café



Kole Ndreka