Staff Report

Action Required

Refusal of a boulevard café permit application located at 12 Clinton Street

Date: March 4, 2013
To: Toronto and East York Community Council
From: Richard Mucha, Acting Director, Licensing Services, Municipal Licensing & Standards
Wards: Ward 19 – Trinity - Spadina

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 12 Clinton Street.

Recommendations

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

1. Deny the application for the proposed sidewalk boulevard café permit at 12 Clinton Street.

Financial Impact

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

Issue Background

An application for a sidewalk boulevard café permit located at 12 Clinton Street, was received on March 12, 2012 from the business owner representing Monarch Tavern Inc.

The application submitted was seeking permission to establish a boulevard café located at 12 Clinton Street for 26.24 square meters which would accommodate approximately 19 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 on April 16, 2012 to April 29, 2012 to determine neighbourhood support.

Letters of objection to the public posting were received by Municipal Licensing & Standards.

Boulevard cafes are governed by the criteria set out in Chapter 313-36 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.

A refusal letter was sent on April 27, 2012 to the business owner representing Monarch Tavern Inc. advising the applicant that objection letters to the 14 day public posting were received and that the sidewalk/boulevard café permit application was denied.

On May 2, 2012 a letter was received by Municipal Licensing & Standards from the business owner representing Monarch Tavern Inc, to appeal the decision of the denial for a boulevard café permit.

CONTACT

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SIGNATURE

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Richard Mucha,
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Municipal Licensing & Standards

APPENDICES

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