

Ward 18, Davenport  
City Hall, 100 Queen Street West  
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## MEMO

TO: Members, Toronto and East York Community Council  
FROM: Councillor Ana Bailão, Ward 18 - Davenport  
RE: **Liquor Licence Application – 3 & 3 A Westmoreland Avenue – El Cafecito  
Licence No. 816181**  
DATE: June 18, 2013

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### SUMMARY:

John Lostracco has submitted an application for a new liquor licence to the Alcohol and Gaming Commission of Ontario (“AGCO”) for a premises at 3 & 3A Westmoreland Avenue operating under the name El Cafecito (the “Premises”). The applicant is seeking a liquor licence for an indoor capacity of 43 patrons, and an outdoor capacity of 44 persons which will be located on a front patio.

The Premises is located in close proximity to residential properties and may impact these neighbouring residents. The residents' concerns relate to noise, litter, safety and other potential disturbances.

This 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. Issues that must be addressed include, but are not limited to, safety of the public, noise, litter, lighting and potential disturbances to residents in the area. This 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.

### RECOMMENDATIONS:

1. That City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the liquor licence application for El Cafecito, 3 & 3A Westmoreland Avenue (the “Premises”), is not in the public interest having regard to the needs and wishes of the residents because of their concerns about public safety, noise, litter and other disturbances, and that the Registrar should issue a Proposal to Review the liquor licence application.

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2. That City Council request the Licence Appeal Tribunal (“LAT”) to provide the City with an opportunity to be made a party in any proceedings with respect to the Premises.
3. That the City Solicitor be authorized to attend all proceedings before the LAT in this matter and be directed 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 the concerns of the community.

Sincerely,

Ana Bailão  
City Councillor  
Ward 18, Davenport