

City Council**Motion without Notice**

MM50.37	ACTION			Ward:19
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Alcohol and Gaming Commission of Ontario Liquor Licence Application - 777 Dundas Street West - Bent File No. 203676 - by Councillor Mike Layton, seconded by Councillor Mary-Margaret McMahon

** This Motion has been deemed urgent by the Chair.*

** This Motion is not subject to a vote to waive referral. This Motion has been added to the agenda and is before Council for debate.*

Recommendations

Councillor Mike Layton, seconded by Councillor Mary-Margaret McMahon, recommends that:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario that the liquor licence application for 777 Dundas Street West, operating under the name Bent (“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 with an opportunity to be made a party 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 action 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, litter, safety, lighting and other potential disturbances to residents in the area.

Summary

2297912 Ontario Inc. has submitted an application for a liquor licence to the Alcohol and Gaming Commission of Ontario (“AGCO”) for the premises at 777 Dundas Street West, operating under the name Bent (“Premises”). The Premises have an existing liquor licence. The application is for additional capacity for an outdoor patio of 46 persons.

The Premises are located in close proximity to residential properties. There are concerns with respect to noise, litter, safety, lighting and other 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. The Registrar of the AGCO should be requested to issue a Proposal to Review the liquor licence application.

The City needs to file its objection to the liquor licence application as soon as possible because there is a deadline and also to be able to participate in any hearing in this matter. It is urgent that City Council consider this matter at this Council meeting.

(Submitted to City Council on April 1 and 2, 2014 as MM50.37)

Background Information (City Council)

Member Motion MM50.37