

**City Council****Motion without Notice**

MM10.21	ACTION			Ward:20
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**AGCO Liquor Licence Application- 405 Dundas Street West "Kung Fu House" - Licence No. 25785 - by Councillor Joe Cressy, seconded by Councillor Gord Perks**

*\* 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 Joe Cressy, seconded by Councillor Gord Perks, 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 the premises at 405 Dundas Street West, operating under the name "Kung Fu House" ("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**

9387218 Canada Inc. has submitted an application for a liquor licence to the Alcohol and Gaming Commission of Ontario ("AGCO") for the premises at 405 Dundas Street West, operating under the name "Kung Fu House" ("Premises"). The application is for an indoor area capacity of 62 persons in the basement.

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 Alcohol and Gaming Commission of Ontario 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 meeting.

**Background Information (City Council)**

Member Motion MM10.21