

City Council**Motion without Notice**

MM11.30	ACTION			Ward:18
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1485 Dupont Street, Unit 100 - Liquor Licence Application for Pizzeria Defina, File No. 817767 - by Councillor Ana Bailão, seconded by Councillor Mike Layton

** 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 Ana Bailão, seconded by Councillor Mike Layton, 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 Pizzeria Defina, 1485 Dupont Street, Unit 100 ("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 Licence Appeal Tribunal 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

Maksym Corp. has submitted an application for a liquor licence to the Alcohol and Gaming Commission of Ontario ("AGCO") for the premises at 1485 Dupont Street, Unit 100, operating under the name Pizzeria Defina ("Premises"). The application is for a restaurant with a proposed indoor capacity of 109 persons.

The Premises are located in close proximity to residential properties. There are concerns related 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.

This Motion is urgent as the Alcohol and Gaming Commission of Ontario hearing on this matter may take place before the next City Council meeting.

Background Information (City Council)

Member Motion MM11.30