



Councillor Frances Nunziata

Council Speaker

Ward 11 York South—Weston

April 25, 2016

To: Chair and Members of the Licensing and Standards Committee

Re: Tools Available to Municipal Licensing and Standards for Enforcement

In recent weeks I learned that Municipal Licensing and Standards Officers (MSO's) have the ability to obtain warrants to inspect properties at which the property owner has refused entry; however, while available, this tool is not typically used.

Similarly, I have historically been told that Municipal Licensing and Standards (MLS) does not have the authority to close down problem establishments; yet in recent weeks, we saw the Executive Director exercise authority granted under section 86(2) of the *City of Toronto Act, 2006* to immediately suspend the licence of Cloud 9 Café at 1530 Danforth Avenue for 14 days, and to bring the Licensee before the Toronto Licensing Tribunal. I was pleased to learn of and see this authority exercised, but was perplexed as to why it has not been exercised in the past for locations that were similarly problematic in Ward 11 and across the City.

RECOMMENDATIONS:

1. That the Executive Director, Municipal Licensing and Standards, report to the June 27, 2016 meeting of the Licensing and Standards Committee on the full inventory of enforcement tools available to the Division for enforcement purposes with the report to include information on the following:
 - the circumstances under which a warrant would be sought by MLS for an investigation
 - the circumstances under which MLS would exercise the authority for an emergency licence suspension
 - the number of times the aforementioned enforcement tools have been used by MLS over the past 10 years

Yours Sincerely,

Frances Nunziata
Councillor, Ward 11, York South-Weston