

**City Council****Notice of Motion**

MM21.20	ACTION			Ward:11
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**Review of Liquor Licence - Weston Station, 1935 Weston Road - by Councillor Frances Nunziata, seconded by Councillor Cesar Palacio**

*\* Notice of this Motion has been given.*

*\* This Motion is subject to referral to the Etobicoke York Community Council. A two-thirds vote is required to waive referral.*

*\* This Motion relates to an Alcohol and Gaming Commission of Ontario Hearing and has been deemed urgent.*

**Recommendations**

Councillor Frances Nunziata, seconded by Councillor Cesar Palacio, recommends that:

1. City Council direct the City Solicitor to request the Alcohol and Gaming Commission of Ontario to refuse the application to transfer the liquor licence for 1935 Weston Road – Weston Station (the "Premises") from 1804144 Ontario Inc. to 9739718 Canada Inc. and to issue a Notice of Proposal to suspend or revoke the liquor licence for the Premises on the grounds that the liquor licence is not in the public interest.
2. City Council request the Alcohol and Gaming Commission of Ontario and the Licence Appeal Tribunal to provide the City with an opportunity to participate in any proceedings with respect to a Notice of Proposal to suspend or revoke the licence for the Premises.
3. City Council authorize the City Solicitor to attend all proceedings before the Alcohol and Gaming Commission of Ontario or the Licence Appeal Tribunal in this matter and direct the City Solicitor to take all necessary actions so as to give effect to this Motion.

**Summary**

1804144 Ontario Inc. (the Licensee), operating as Weston Station at 1935 Weston Road (the "Premises"), was granted a Liquor Licence by the Alcohol and Gaming Commission of Ontario in 2010. Since then, the Premises has been a constant source of complaints from the community and a "hot spot" for crime in the Weston Village area. Despite this, the Alcohol and Gaming Commission of Ontario has ignored the many requests brought forward by City Council to issue a Notice of Proposal to revoke or suspend the Licence.

In 2015, the Licensee voluntarily agreed to place conditions on the Licence; however, the Premises continues to violate the terms of the Licence, with charges issued this year for breaching the conditions of their Licence, failing to post their Licence, and permitting

drunkenness. In addition, the Licencee received a warning from the Alcohol and Gaming Commission of Ontario for the infraction "Permit Patron Removal of Liquor from Premises". Despite the warning, area residents report that they continue to witness alcohol being purchased at the Premises for consumption elsewhere, including the illegal residential units on the second floor.

Despite the numerous charges that have been laid over the years for contraventions to the Liquor Licence Act, the Licencee has demonstrated an incapability of (or unwillingness to) operate the Premises in a responsible manner. It is time that the Alcohol and Gaming Commission of Ontario put an end to this.

An application is currently before the Alcohol and Gaming Commission of Ontario to transfer the Licence to 9739718 Canada Ltd., the Director of which has business ties with the current Licensee.

### **Background Information (City Council)**

Member Motion MM21.20