

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

MM22.39	ACTION			Ward:19
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**559 College Street - Addressing Public Safety Concerns - by Councillor Mike Layton, seconded by Councillor Joe Cressy**

*\* 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 Joe Cressy, recommends that:

1. City Council direct the City Solicitor to request the Registrar of the Alcohol and Gaming Commission of Ontario to issue a Notice of Proposal to suspend or revoke the liquor licence of Blnd Tger, 559 College Street on the grounds that:
  - a. the licence is not in the public interest having regard to the needs and wishes of the residents of the municipality in which the Premises are located;
  - b. the past or present conduct of the Licensee and employees affords reasonable grounds for belief that the Licensee does not carry on business in accordance with the law and with integrity and honesty;
  - c. the Licensee has demonstrated that it cannot exercise sufficient control, either directly or indirectly, over the business, including the premises; and
  - d. such further and other grounds as the City Solicitor may advise and the Registrar may permit.
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 be directed to take all necessary actions so as to give effect to this Motion.

**Summary**

Recent violent events at an establishment located at 559 College Street operating as Blnd Tger

have raised public safety concerns. The violent and tragic nature of the events demands the City take immediate action to evaluate the liquor and business licenses to ensure the Premises is meeting their obligations to protect public safety.

There is a record of violence and by-law violations associated with these Premises. Last weekend, a vicious beating outside the nightclub resulted in the death of a tourist celebrating with friends. In October of this year, after leaving the nightclub, a man with a shotgun was apprehended by police on his way back to the nightclub. Earlier this year, Municipal Licensing and Standards charged the premises with operating as a Nightclub and the matter will be heard on November 25, 2016.

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

Member Motion MM22.39