

Attachment 1
Proposed Conditions to be Removed From the Liquor Licence

1. The establishment shall operate as a restaurant and lounge and not as a Hybrid, a restaurant that becomes a nightclub after 10:30 p.m., or a Nightclub, an establishment that focuses primarily on dancing and drinking, with no food service and a cover charge for patrons to enter.
2. Food Service shall be available during all hours of operation.
3. The establishment will comply with the City of Toronto Noise By-laws.
4. Subject to final capacities established by the Fire Marshall, the licensee shall ensure that a seat is available for every patron during all hours of operation.
5. There shall be no amplified or live music whatsoever on the patio beyond 11:00 p.m. Sunday to Thursday and 12:00 midnight on Friday and Saturday.
6. There will be a designated employee on duty at all times to ensure that patio and exiting patrons are not causing a disturbance to nearby residents.
7. The licensee shall provide a telephone number which will be answered by a staff member during hours of operation and be equipped with an answering machine when the establishment is closed for residents to register concerns or complaints.
8. There shall be no charge for entering the premises (a “Cover Charge”) other than for special charity or corporate events.
9. There shall be no dance floor, except for special events.
10. Prior to the establishment being opened for business, the Licensee shall submit a Noise Control Plan (the “Plan”) to the City of Toronto’s Municipal Licensing and Standards Division which shall include:
 - i. the maximum volume levels for music within the establishment;
 - ii. the wattage of the music or sound-producing systems to be used in the establishment;
 - iii. the sound insulation methods or mechanisms used within the building; and
 - iv. the sound insulation methods or mechanisms used to contain noise from the patio.

The Plan shall also ensure that the windows are closed during all hours of operation.
11. Prior to submitting the Plan to the City of Toronto, the Licensee shall meet with the Ward City Councillor and interested local residents to inform them of the details of the Plan and address any concerns.

12. The Licensee shall ensure that all areas immediately adjacent to the establishment are clean and free of litter, refuse and other debris and shall install and maintain containers for the deposit of litter, refuse and other debris.
13. Any private garbage or recycling pick-up shall be scheduled strictly between the hours of 7:30 a.m. and 9:00 p.m., Monday to Friday.
14. At all times during the establishment's evening hours of operation, the establishment shall be staffed with at least one security guard for every 200 patrons in attendance.
15. In the event that the business is sold or comes under new management, written notice shall be given to all persons residing on and/or owning property within 200 metres of any portion of the applicant's property lot lines.
16. There shall be no application (permanent or temporary or special occasion) to extend the proposed outdoor portion area of the establishment without the consent of the local Councillor. In the event that such an application is made, the Licensee shall notify all residents and businesses within 200 metres of the licensed establishment's property line.
17. There shall be no application (permanent or temporary or special occasion) to extend hours of operation without the consent of the local Councillor. In the event that such an application is made, the Licensee shall notify all residents and businesses within 200 metres of the licensed establishment's property line.
18. Before applying to change any of the conditions contained herein, the Licensee shall provide written notice to the Ward Councillor and all persons residing on and/or owning property within 200 metres of any portion of the applicant's property lot lines.