Refusal of a boulevard café permit application located at 804 Danforth Avenue

Date: May 26, 2017
To: Toronto and East York Community Council
From: Annalisa Mignardi, Director, Business Licensing and Regulatory Services, Municipal Licensing & Standards
Wards: Ward 29 – Toronto - Danforth

SUMMARY

This staff report is about a matter for which the Toronto and East York Community Council has delegated authority from City Council to make a final decision.

To report on the refusal to issue a permit by Municipal Licensing & Standards in the matter of an application for a boulevard café permit located at 804 Danforth Avenue.

RECOMMENDATIONS

The Director of Business Licensing and Regulatory Services, Municipal Licensing & Standards recommends that:

1. The application for the proposed boulevard café located at 804 Danforth Avenue be denied.

FINANCIAL IMPACT

There are no financial implications resulting from the adoption of this report.

DECISION HISTORY

This a new application for a boulevard café located at 804 Danforth Avenue.
COMMENTS

An application for a boulevard café located at 804 Danforth Avenue was received on April 13, 2017 from the business owner representing Seajam Investments Ltd., operating as Revere. The application submitted was seeking permission to establish a boulevard café located at 804 Danforth Avenue for 4.23 square metres which would accommodate approximately 2 patrons. (Appendix No. 1)

This application meets the physical criteria for a boulevard café, as set out in Chapter 313, Section 313-36 of the former City of Toronto Municipal Code.

The former City of Toronto Municipal Code, Chapter 313-36 (5) states; Where the application is for a boulevard café to be located on a commercial frontage, the Commissioner shall prepare a notice advising of the application and shall post the notice on the property in a manner so that the notice is visible to passersby, for a period of not less than fourteen (14) days before a date specified by the Commissioner.

A public notice was posted on April 19, 2017 to May 02, 2017 to determine neighbourhood support.

A letter of objection to the public posting was received by Municipal Licensing & Standards on April 24, 2017.

Boulevard cafes are governed by the criteria set out in Chapter 313-36 of the former City of Toronto Municipal Code. As stated in the Municipal Code, “where the Commissioner receives one or more letters of objection in response to the boulevard café application,” the Commissioner shall refuse the application.

A refusal letter was sent on April 25, 2017 to the business owner representing Seajam Investments Ltd., operating as Revere, advising the applicant that an objection letter to the 14 day public posting was received and that the boulevard café permit application was denied.

On May 3, 2017 a letter was received by Municipal Licensing & Standards from the business owner representing Seajam Investments Ltd., to appeal the decision of the denial for a boulevard café permit.
CONTACT

Pat Thornback
Supervisor
Licensing Services
Municipal Licensing & Standards
Telephone: (416) 392-3128 Fax: (416) 392-4515
E-mail: pat.thornback@toronto.ca

SIGNATURE

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Annalisa Mignardi
Director
Business Licensing and Regulatory Services
Municipal Licensing and Standards

ATTACHMENTS

1. Sketch of boulevard café
2. Photos of proposed café area