

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

MM44.65	ACTION			Ward:20
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**241 Augusta Avenue - Liquor Licence Application - LD Eats License No. 195691 - by Councillor Joe Cressy, seconded by Councillor Mike Layton**

*\* 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 Joe Cressy, seconded by Councillor Mike Layton, recommends that:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario that the issuance of a liquor licence for 241 Augusta Avenue operating under the name LD Eats (the “Premises”) is not in the public interest having regard to the needs and wishes of the residents, and that the Registrar should issue either a Proposal to Review or a Proposal to Refuse the liquor licence application.
2. City Council request the Licence Appeal Tribunal to provide the City of Toronto with an opportunity to be made party to any proceedings with respect to the Premises.
3. City Council authorize the City Solicitor to attend all proceedings before the Licence Appeal Tribunal in this matter and direct the City Solicitor to take all necessary action so as to give effect to this Motion, including determining whether the application ought to be refused outright or whether the application can be supported with conditions to the liquor licence, all in consultation with the Ward Councillor.

**Summary**

2632034 Ontario Inc., submitted an Application to the Alcohol and Gaming Commission of Ontario for a liquor licence at the premises at 241 Augusta Avenue to operate under the name of LD Eats (“the Premises”). The Application is for an indoor area with a proposed capacity of 600 patrons consisting of three licensed areas. There is no proposed outdoor seating.

The Premises is adjacent to a low-density residential neighbourhood to the East and a nearby low-density residential neighbourhood to the West. There are concerns related to requested capacity, noise, litter, safety, lighting and other potential disturbances to residents in the area. This application for a new liquor licence is not in the public interest. The Registrar of the Alcohol and Gaming Commission of Ontario should be requested to issue a Proposal to Review

or a Proposal to Refuse the liquor licence application.

This application for a liquor licence is not in the public interest unless certain conditions, addressing the concerns of the community, are attached to the licence.

This matter is urgent as the Placard deadline for objections was July 22, 2018.

**Background Information (City Council)**

Member Motion MM44.65