

Request for an extension of operating hours of the boulevard café permit located at 162 Ossington Avenue, Foxley Street flankage

Date: February 1, 2018
To: Toronto and East York Community Council
From: Annalisa Mignardi, Director, Business Licensing and Regulatory Services,
Municipal Licensing & Standards
Wards: Ward 19 – Trinity – Spadina

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 request received on October 18, 2017 from Organico Inc., operating as I Deal Coffee, for an extension of operating hours of the boulevard café permit located at 162 Ossington Avenue, Foxley Street flankage.

RECOMMENDATIONS

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

1. The request for an extension of operating hours of the boulevard café permit located at 162 Ossington Avenue, Foxley Street flankage be considered as the former City of Toronto, Municipal Code, Chapter 313, Section F (2) (a) states that where a boulevard café flanks a residential district the owner and occupant shall ensure the boulevard café is closed and cleared by 11:00 p.m. or where Council has authorized extended hours of operation, the closing time as authorized by Council.

FINANCIAL IMPACT

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

DECISION HISTORY

An application for a boulevard café located at 162 Ossington Avenue, Foxley Street flankage was received on June 21, 2016 from the business owner representing Organico Inc., operating as I Deal Coffee. The application submitted was seeking permission to establish a boulevard café on the Foxley Street flankage for 35.45 square metres which would accommodate approximately 32 patrons.

The Toronto and East York Community Council (TEYCC) at its meeting held on May 2, 2017 approved the application for the proposed boulevard café permit with the following conditions:

- a) The patio must be cleared of all patrons, tables and chairs by 9:00 p.m.
- b) No amplified sound will be permitted on the patio at any time.

The business owner representing Organico Inc., operating as I Deal Coffee was issued a boulevard café permit with conditions on September 13, 2017.

COMMENTS

A request from the business owner representing Organico Inc., operating as I Deal Coffee was received on October 18, 2017 to extend the boulevard café permit operating hours from 9:00 p.m. to 11:00 p.m. located at 162 Ossington Avenue, Foxley Street flankage.

The operating hours of a boulevard café located on a residential flankage are outlined in the former City of Toronto, Municipal Code, Chapter 313, Section F (2) (a) which states that where a boulevard café flanks a residential district the owner and occupant shall ensure the boulevard café is closed and cleared by 11:00 p.m. or where Council has authorized extended hours of operation, the closing time as authorized by Council.

In accordance with the provisions of the former City of Toronto, Municipal Code, Chapter 313-36, the time restriction provision is in place in order to ensure that the area residents are not disturbed by or unreasonably impacted in the evening hours by elevated ambient noise generated by the café patrons.

Municipal Licensing and Standards has no records of any complaints received or non-compliance with the existing conditions.

Municipal Licensing & Standards has no administrative process to assess the community impact of the request for the extension of hours.

CONTACT

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

SIGNATURE

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