

## **Refusal of an extension to the boulevard café permit located at 76 Lippincott Street**

**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 20 – Trinity - Spadina

### **SUMMARY**

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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 of an extension to the boulevard café permit located at 76 Lippincott Street.

### **RECOMMENDATIONS**

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

1. The application for an extension to the boulevard café permit located at 76 Lippincott Street be denied.

### **FINANCIAL IMPACT**

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

### **DECISION HISTORY**

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An application for a boulevard café located at 76 Lippincott Street was first received on July 8, 2011 from the business owner, operating as Wrapido. The application submitted was seeking permission to establish a boulevard café for 19.1 square metres which would accommodate approximately 13 patrons.

The Toronto and East York Community Council at its meeting held on January 10, 2012 denied the application for the proposed boulevard café application at 76 Lippincott Street.

A new application for a boulevard café located at 76 Lippincott Street was received on February 12, 2014 from the business owner, operating as Wrapido. The application submitted was seeking permission to establish a boulevard café for 20.62 square metres which would accommodate approximately 14 patrons. The application was refused as Municipal Licensing & Standards received letters of objection to the public posting. A letter of appeal was not received from the business owner, operating as Wrapido.

Another application for a boulevard café located at 76 Lippincott Street was received on January 29, 2015 from the business owner, operating as Wrapido. The application submitted was seeking permission to establish a boulevard café for 20.18 square metres which would accommodate approximately 13 patrons.

The business owner, operating as Wrapido, was first issued a boulevard café permit on May 5, 2015.

## **COMMENTS**

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An application for an extension of the boulevard café located at 76 Lippincott Street, was received on June 5, 2017. The application submitted was seeking permission to extend the area of the licensed boulevard café on the Lippincott Street frontage by 9.74 square meters which would accommodate approximately 6 patrons. (Appendix No. 1 and 2)

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 cafe 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 June 9, 2017 to June 22, 2017 to determine neighbourhood support.

Letters of objection to the public posting were received by Municipal Licensing & Standards.

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 June 20, 2017 to the business owner, operating as Wrapido, 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 June 29, 2017 a letter was received by Municipal Licensing & Standards from the business owner, operating as Wrapido, to appeal the decision of the denial for a boulevard café permit

## **CONTACT**

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

## **SIGNATURE**

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

## **ATTACHMENTS**

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