

City Council

Notice of Motion

MM12.8	ACTION			Ward: 4
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38 Jane Street - Liquor Licence Application - Esquina Salvadorena Licence 823092 - by Councillor Gord Perks, seconded by Councillor Shelley Carroll

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Toronto and East York Community Council. A two-thirds vote is required to waive referral.*

** This Motion relates to an Alcohol and Gaming Commission of Ontario Hearing and has been deemed urgent.*

Recommendations

Councillor Gord Perks, seconded by Councillor Shelley Carroll, 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 Esquina Salvadorena, 38 Jane Street (the "Premises") is not in the public interest having regard to the needs and wishes of the residents unless conditions are placed on the licence and that the Registrar should issue 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 City Council direct the City Solicitor to take all necessary actions so as to give effect to this Motion, including adding conditions to any liquor licence issued for the Premises, all in consultation with the Ward Councillor.

Summary

An application has been submitted to the Alcohol and Gaming Commission of Ontario for a liquor licence for the premises at 38 Jane Street to operate under the name of Esquina Salvadorena (the "Premises"). The Application is for an indoor area with a proposed capacity of 30 patrons.

The Premises abuts a low-density residential neighbourhood. There are concerns related to 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, unless the concerns of the residents are addressed. 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 Motion requests that City Council advise the Alcohol and Gaming Commission of Ontario that 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 deadline to object to the application is December 17, 2019.

Background Information (City Council)

Member Motion MM12.8

<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-140303.pdf>