

Café Boulevard Application Business Owner Change 1703 Avenue Road

Date: August 20, 2019
To: North York Community Council
From: Elena Sangiuliano, District Manager Municipal Licensing and Standards
Wards: Ward 8 - Eglinton-Lawrence

SUMMARY

The purpose of this report is to consider an application submitted by the Business Owners of 1703 Avenue road to maintain an existing lease of 32.77 meters of City of Toronto property as a Patio Café, for which the North York Community Council has delegated authority from City Council to make a final decision.

RECOMMENDATIONS

Municipal Licensing and Standards recommends that the North York Community Council give consideration to the application for an Outdoor patio license Agreement, subject to the following conditions:

1. The City Solicitor to be authorized to prepare an Outdoor Patio License Agreement for the proposed encroachment.
2. The applicant to pay all fees associated with the preparation of this agreement and an annual fee to be paid to the City of Toronto for the use of the road allowance. All fees are subject to change.
3. Comply at all times with regulations set out in the former North York Café Boulevard By-law

4. This signed agreement to be returned to the City along with the required Certificate of Insurance, evidencing a third party bodily injury and property damage insurance in the amount of Two Million Dollars (\$2,000,000.00) or such other and greater amount as the City may require, and naming the City of Toronto as an additional insured party under the policy.
5. The said Certificate of Insurance to be renewed and a copy submitted to Municipal Licensing and Standards on an annual basis for the life of the encroachment.
6. The applicant to operate the boulevard café in compliance with the requirement of the Toronto Municipal Code, Chapter 591 Noise.
7. the Outdoor Boulevard Café only to be licensed for seasonal use, between the dates of May 1st and October 31st and the patio furniture to be removed from the municipal boulevard at that time.

FINANCIAL IMPACT

The recommendations in this report have no financial impact.

DECISION HISTORY

The past Franchise Yougurt's went out of business in 2018. Second Cup opened in 2018 under a different owner. The new owners are The Second Cup Limited they are currently looking to switch ownership and receive a Patio Licence from the City of Toronto. The nature of the business has not changed and is operating as a restaurant, and is in possession of Toronto Business Licence #B71-4893652 Eating Establishment with an expiry date of January 1, 2020. The new owner is not proposing any changes to the previously approved café area.

COMMENTS

This Café Boulevard application is to reflect a change of business ownership at the above noted property as well as the business name and to allow the new business operator to operate the Outdoor boulevard café, subject to the above referred conditions being satisfied.

CONTACT

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SIGNATURE

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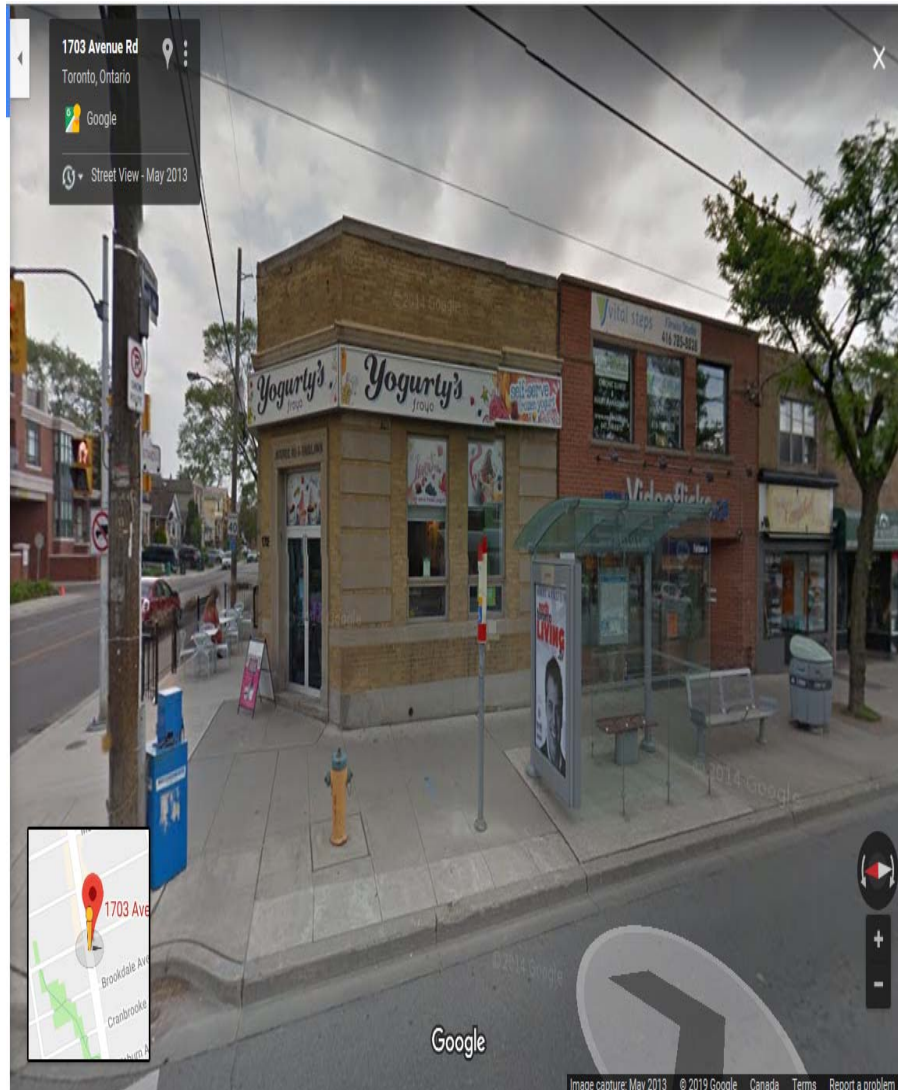
ATTACHMENTS:

1. Ariel view of 1703 Avenue Road corner property.
2. May 2013 Street view of previous business owners.
3. Current view of 1703 Avenue Road.
4. View towards the South showing entire fence.
5. West view of 1703 Avenue Road Patio.
6. Entry onto Patio from business.
7. The Patio is in the same location as previous owners.

Attachment 1. Ariel view of 1703 Avenue Road corner property.



Attachment 2: May 2013 Street view of previous business owners.



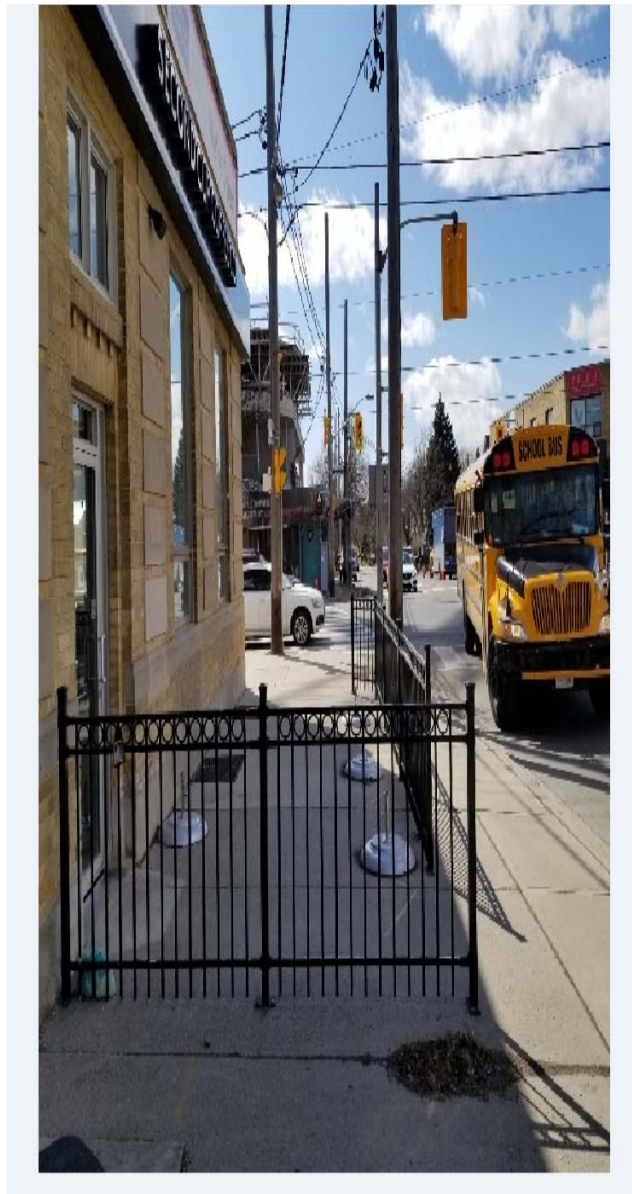
Attachment 3: Current view of 1703 Avenue Road.



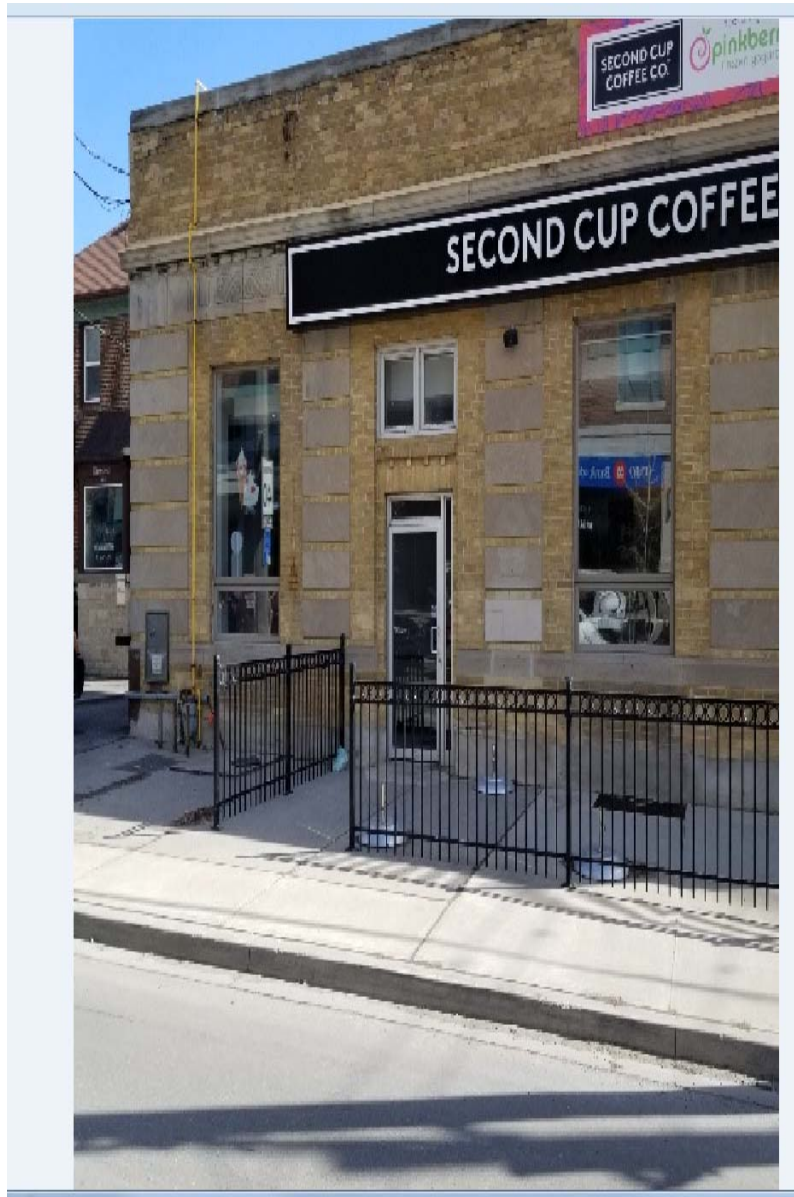
Attachment 4: View towards the South showing entire fence.



Attachment 5. West view of 1703 Avenue Road Patio.



Attachment 6. Entry onto Patio from business.



Attachment 7. The Patio is in the same location as previous owners.

