

To Report on the Issuance of a Boulevard Café Permit Located at 537 College Street, Euclid Avenue Flankage

Date: February 20 , 2019

To: Toronto and East York Community Council

From: Fiona Chapman, Director, Business Licensing and Regulatory Services,
Municipal Licensing & Standards

Wards: Ward 11 – University-Rosedale

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 issuance of a permit by Municipal Licensing and Standards for a boulevard café located at 537 College Street, Euclid Avenue flankage.

RECOMMENDATIONS

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

1. Approve the application for a boulevard café permit located at 537 College Street, Euclid Avenue flankage.

FINANCIAL IMPACT

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

DECISION HISTORY

An application for the transfer of a boulevard café on the Euclid Avenue flankage of 537 College Street, was received on January 4, 2019 from the business owner representing The Dog and Tiger Public House Inc.

The application submitted was seeking permission to establish a boulevard café on the Euclid Avenue flankage for 55.31 square metres which would accommodate approximately 47 patrons. (Appendix No. 1 and 2)

The Toronto and East York Community Council at its meeting held on May 15, 2012 approved the application for the proposed boulevard café permit located at 537 College Street West, on the Euclid Avenue flankage, with the following conditions:

1. The Licensee shall not sell or serve and shall not permit consumption of liquor after 10:00 p.m. on the south flank patio and 11:00 p.m. on the north flank patio. The patios or other outdoor areas shall be cleared of all activity by 10:00 p.m. and 11:00 p.m. respectively.
2. The Licensee shall ensure the maximum number of seating on the patios is 30 seats on the south patio and 20 seats on the north patio.
3. The Licensee shall not provide or permit music in outdoor areas of the premises.
4. The Licensee shall not provide live or amplified music in rear dining room when the garage door on the south end of the patio is open.
5. The Licensee shall close the garage door at the south end of the patio when the patio is closed and cleared at 10:00 p.m.
6. The Licensee shall install a sound/visual barrier at the south end of the patio/outdoor area to minimize the emission of the noise from the patio, in consultation with a sound engineer.
7. The Licensee shall ensure that any sound resulting from the operation of the business is not audible beyond the lot line of the property and likely to disturb the quiet, peace, rest, enjoyment, comfort, convenience or safety of the nearby neighbourhood inhabitants in their residences.
8. The Licensee shall post prominent signage at the main exits that remind and/or encourage patrons to be considerate of the residents in the neighbouring community.
9. The Licensee shall post prominent signage stating patio conditions of the premises.
10. The Licensee shall provide a telephone number for residents to register concerns or complaints. This line will normally be answered by a staff member during the Licensee's published hours of operation. This line will be equipped with a functioning answering

service for those periods when the Licensee's staff is otherwise occupied and when the establishment is closed.

11. The Licensee shall use best efforts to ensure that all areas immediately adjacent to the establishment are clean and free of litter, refuse and other debris.
12. The Licensee shall use best efforts to arrange garbage collection and recycling at times that will not disturb nearby residents.
13. The Licensee shall undergo a review of the permit and conditions in one year's time by the local Councillor
14. Should transfer of ownership occur for the premises, the patio licence shall not be transferred. Municipal Licensing and Standards shall report on any transfer applications.
15. No changes to conditions without notification to local residents and local Councillor.

COMMENTS

One of the conditions imposed on the previous permit was that, should a transfer of ownership occur for the premises, the patio licence shall not be transferred. Municipal Licensing and Standards shall report on any transfer applications.

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.

CONTACT

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SIGNATURE

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ATTACHMENTS

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