

Refusal of a boulevard café permit application located at 1148 Queen Street East, Coady Avenue flankage

Date: May 29, 2019
To: Toronto and East York Community Council
From: Fiona Chapman, Director, Business Licensing and Regulatory Services,
Municipal Licensing & Standards
Wards: Ward 14 – Toronto - Danforth

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.

This is a report on the refusal to issue a permit by Municipal Licensing & Standards in the matter of an application for a boulevard café permit located at 1148 Queen Street East, Coady Avenue flankage.

RECOMMENDATIONS

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

1. The application for the proposed boulevard café permit located at 1148 Queen Street East, Coady Avenue flankage be denied.

FINANCIAL IMPACT

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

DECISION HISTORY

This is a new application for a boulevard café permit located at 1148 Queen Street East, Coady Avenue flankage.

COMMENTS

An application for a boulevard café permit located at 1148 Queen Street East, Coady Avenue flankage was received on February 27, 2019 from the business owner representing Completo. The application submitted was seeking permission to establish a boulevard café on the Coady Avenue flankage for 21.32 square metres which would accommodate approximately 16 patrons. (Appendix 1 and 2).

Upon receipt of an application, it is reviewed for compliance with the physical criteria of Chapter 313-36 of the Former City of Toronto Municipal Code.

The proposed boulevard café flanks a residential zone, and the former City of Toronto Municipal Code Chapter 313-36F requires that no part of the boulevard café is less than 25 metres from a residential zone. A site inspection conducted on March 28, 2019 revealed that the boulevard café area is located within 14.00 metres from a residential zone and therefore it is recommended that the application be refused.

On April 03, 2019, a refusal letter was sent to the business owner advising that the boulevard café permit application does not have the required 25 metres from a residential zone.

On April 18, 2019, a letter was received by Municipal Licensing & Standards from the business owner to appeal the decision of the denial for a boulevard café permit on the Coady Avenue flankage.

The former City of Toronto Municipal Code Chapter 313-36B (4) also requires a public poll of owners and tenants within 120 metres of the proposed café on a residential flank.

A poll was conducted on April 18, 2019 in English and Simplified Chinese with the last date for filing a response being May 17, 2019 by the City Clerk's Office, Elections and Registry Services in, and included the premises between 3 – 47 Coady Avenue, 1146 Queen Street East, 1148 and 1148 ½ Queen Street East to determine neighbourhood support.

The results of the poll received from the City Clerk's Office, Election and Registry Services indicate that the majority of the ballots received were in favour of the proposed boulevard café.

CONTACT

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SIGNATURE

Fiona Chapman
Director
Business Licensing and Regulatory Services
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ATTACHMENTS – 1148 QUEEN STREET EAST, COADY AVENUE FLANKAGE

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