

A request received from the Ward Councillor to bring forward a report in the matter of an application for a boulevard cafe permit located at 519 Danforth Avenue frontage and Fenwick Avenue flankage

Date: June 11, 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.

To report on the cafe operation in the matter of a boulevard cafe area located at 519 Danforth Avenue frontage and Fenwick Avenue flankage.

Recommendations

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

1. That the Toronto and East York Community Council consider the continuance of a boulevard cafe permit located at 519 Danforth Avenue frontage and Fenwick Avenue flankage.

FINANCIAL IMPACT

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

DECISION HISTORY

An application was received from the business owner representing 2261381 Ontario Inc. operating as Cafe Frappe on May 3, 2011. The application submitted was seeking permission to establish a boulevard cafe at 519 Danforth Avenue frontage for 5.19 square metres and the Fenwick flankage for 66.29 square metres which would accommodate approximately 50 patrons in total.

The application was approved by Municipal Licensing and Standards and a permit was issued for the proposed boulevard cafe on December 06, 2011. The boulevard cafe permit expired May 4, 2019.

COMMENTS

An application was received from the business owner representing Karokis Family Inc. operating as Cafe Frappe on June 5, 2019. The application submitted was seeking permission to establish a boulevard cafe at 519 Danforth Avenue frontage for 5.19 square metres and the Fenwick flankage for 66.29 square metres which would accommodate approximately 50 patrons in total. (Appendix 1 and 2).

The Ward Councillor has requested Municipal Licensing & Standards staff to bring forward a report on the application for the boulevard cafe permit.

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.

A site inspection conducted on June 7, 2019 revealed that a wooden deck has been installed within the proposed boulevard cafe area. In accordance with the provisions of the former City of Toronto, Municipal Code, Chapter 313-36C (1)(a) where the application includes permission to construct a boulevard cafe deck within the proposed boulevard cafe area a requirement of a 5% slope is required.

The site inspection also revealed that the constructed cafe fence did not maximize visual access between the sidewalk and the cafe.

The former City of Toronto, Municipal Code Chapter 313-36C (1) provides specific criteria for the installation of a cafe deck within the public street allowance as follows:

- (a) Boulevard cafe decks shall only be permitted on sidewalks or boulevards that exceed a slope of 5% and over.
- (b) The deck shall be no higher than what is required to accommodate a level area and the deck framing members (which shall be the minimum depth required).

- (c) A skirt or screen shall be provided where the distance between the grade and the top of the deck is greater than the total thickness of the deck and framing members.
- (d) Wood used for the decking, skirt, uprights, or railing shall be treated, painted, or stained.
- (e) When wood is used for the uprights;
 - (i) post widths shall not exceed 0.10 m x 0.10 m (4 x 4 inches);
 - (ii) top and bottom railings shall not exceed 0.06 m x 0.09 m (2.5 x 3.5 inches);
 - (iii) pickets or balusters shall not exceed 0.04 m x 0.04 m (1.5 x 1.5 inches); and
 - (iv) the spacing between the pickets or balusters shall not exceed 0.10 m (4 inches).
- (f) A minimum width of 1.03 m (3.3 ft.) break in the railing shall be provided at the high side of the slope to provide wheelchair access.

CONTACT

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

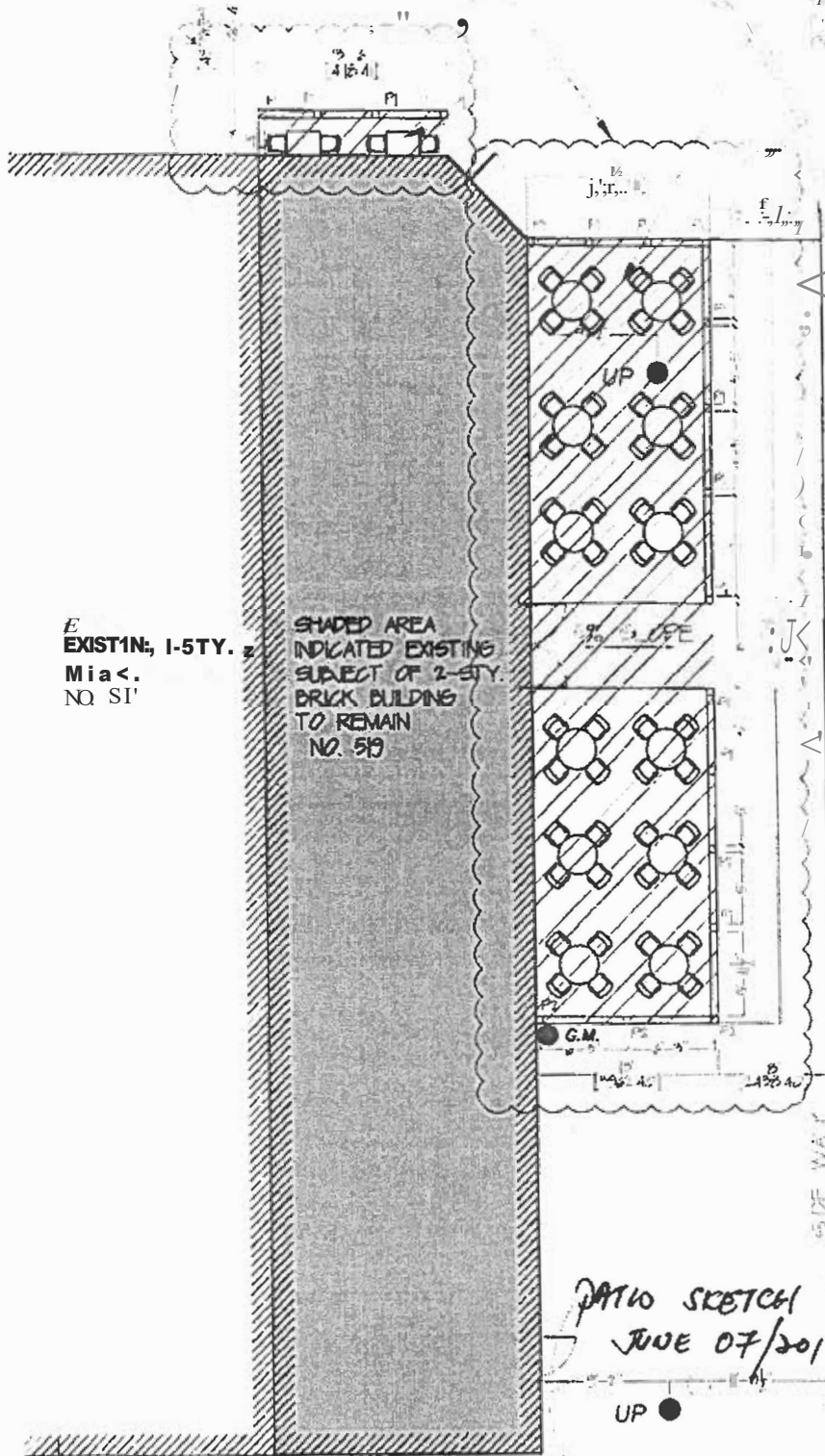
SIGNATURE

Fiona Chapman
Director
Business Licensing and Regulatory Services
Municipal Licensing and Standards

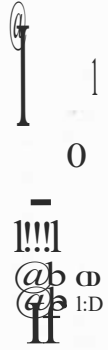
ATTACHMENTS - 519 DANFORTH AVENUE AND FENWICK AVENUE FLANKAGE

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

SCOPE OF WORK



FINISH



- Legend
- UP DENOTES UTILITY POLE
 - G.M. GAS METER

OPTIONS
DESIGN & BUILD

7741 Yonge St., Suite 202
Markham, Ontario, L3R 9C4
Tel: (905) 477-8888
Fax: (905) 477-8889

Project No.

Interior Alteration

Issued For



Drawing Title

Exterior Patio
Floor Plan

Project Name

Interior Alteration
Tom
519 Danforth Ave.
Toronto ON.
M4K1P5

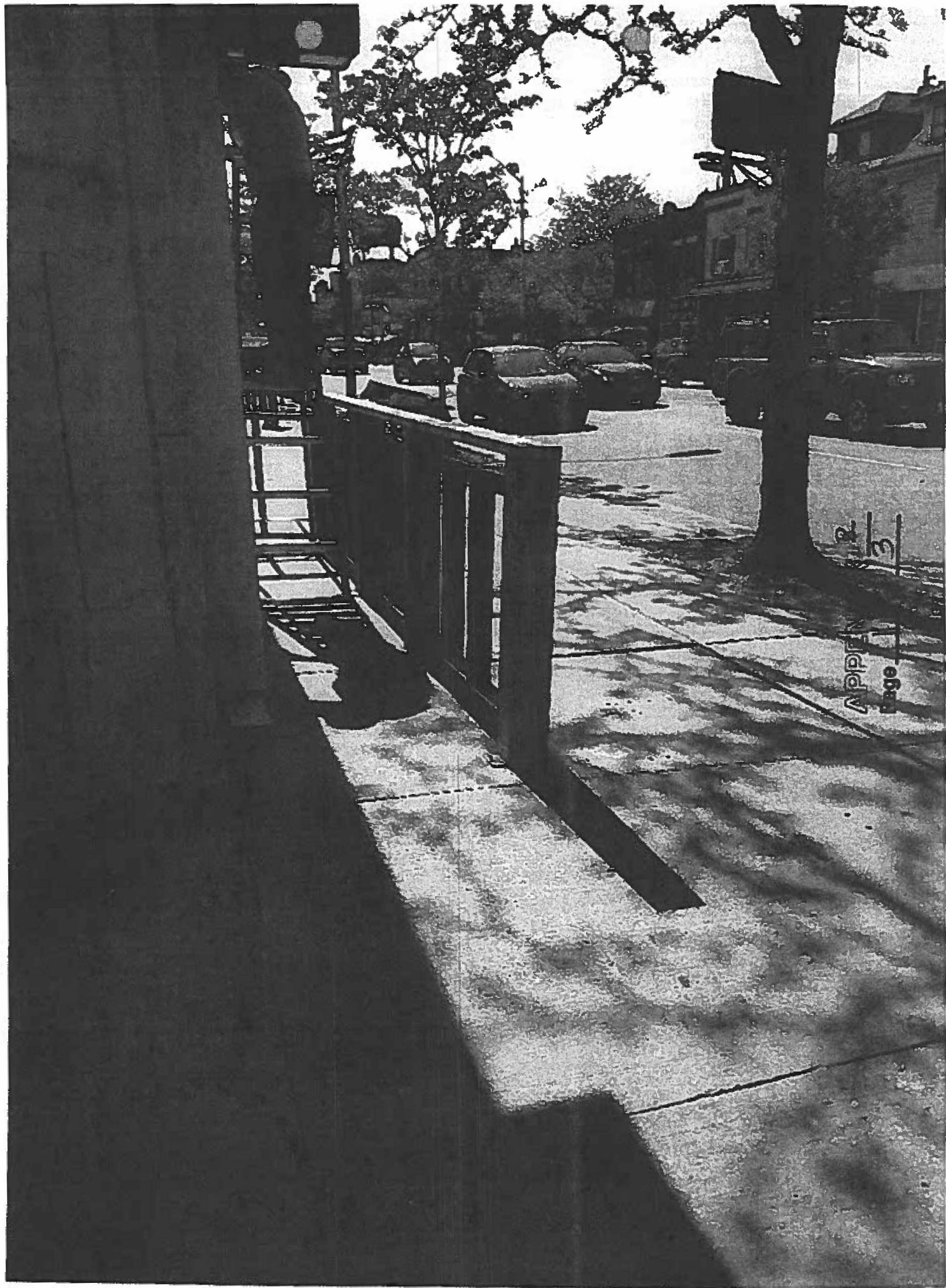
Scale

1/4" = 1'-0"

Drawing No.

THIS DOCUMENT IS THE PROPERTY OF OPTIONS DESIGN & BUILD. IT IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREIN. NO PART OF THIS DOCUMENT IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN PERMISSION OF OPTIONS DESIGN & BUILD. ALL RIGHTS ARE RESERVED. © 2019

A2



APPEN
Page 11

