

City Council

Motion without Notice

MM35.51	ACTION			Ward: 18
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Equitable CafeTO Operating Hours in Willowdale - by Councillor John Filion, seconded by Councillor Mike Colle

** This Motion has been deemed urgent by the Chair.*

** This Motion is not subject to a vote to waive referral. This Motion has been added to the agenda and is before Council for debate.*

Recommendations

Councillor John Filion, seconded by Councillor Mike Colle, recommends that:

1. City Council exempt the following locations from the 11:00 p.m. closure time requirement in sections 742-2.1D(1)(e)(i) and 742-9.10A(1) of City of Toronto Municipal Code Chapter 742, Sidewalk Cafes, Parklets and Marketing Displays, and require that the following locations instead be closed and cleared of customers by 2:45 a.m., with such exemption and closure requirement to be of effect only from July 15, 2021 to November 10, 2021, inclusive:

- a. Menami Restaurant, 5469 Yonge Street;
- b. Nolbu Toronto Korean Japanese Restaurant, 3 Elmhurst Avenue; and
- c. Old Taste, 5433 Yonge Street.

Summary

CaféTO guidelines require flankage cafés (along the side of a building, and/or on a local road) to be vacated by 11:00 p.m., with a “last call for alcohol service” at 10:15 p.m. Cafes in the curb lane or on the sidewalk frontage may currently serve alcohol until 2 a.m., and must be vacated by 2:45 a.m.

This has created a discrepancy between policies applied to very similar businesses and a fundamental inequity in the requirements of different restaurant operators.

Restaurants operating flankage cafes in the Willowdale Business Improvement Area operate no more closely to residential areas than those permitted later closing times. In some cases, cafes operating on different sides of the same residential building are treated differently by the current guidelines.

These recommendations seek to harmonize the operating times of all CafeTO installations specific to the Willowdale area where additional strain on surrounding residents is not expected to be a significant concern.

This Motion is urgent as it addresses financial hardships being experienced by small businesses that may not be able to remain economically viable through to the next meeting of Council.

Background Information (City Council)

Member Motion MM35.51