

Windsor Licensing Commission

Meeting held November 23, 2022

A meeting of the Windsor Licensing Commission is held this day commencing at 9:30 o'clock a.m. in Room 140, 350 City Hall Square West, there being present the following members:

Councillor Ed Sleiman, Chair
Councillor Fabio Costante
Councillor Gary Kaschak

Regrets received from:

Jayme Lesperance

Delegations in attendance:

Apream Kuryakus, Shady Rophail and Matthew Rose, American Iron & Metal Company Inc. Kenny U-Pull Windsor regarding ***Item 7(a)***

Also present are the following resource personnel:

Steve Vlachodimos, City Clerk
Craig Robertson, Deputy Licence Commissioner & Acting Senior Manager of Licensing and Enforcement
Janna Tetler, Senior Licence Issuer
Marianne Sladic, Licence Issuer
Karen Kadour, Committee Coordinator

1. Call to Order

The Chair calls the meeting to order at 9:33 o'clock a.m. and the Windsor Licensing Commission considers the Agenda being Schedule A attached hereto, matters which are dealt with as follows:

2. Minutes

Moved by Councillor Costante, seconded by Councillor Kaschak,
That the minutes of the Windsor Licensing Commission of its meeting held July 27, 2022 **BE ADOPTED** as presented.
Carried.

3. Disclosure of Interest

None disclosed.

4. Requests for Deferrals, Referrals or Withdrawals

None.

5. Communications

None.

6. Licence Transfers

None.

7. Applications/Hearings

(a) American Iron & Metal Company Inc. – Kenny U-Pull – Salvage Yard

Matthew Rose, Vice President of Kenny U-Pull, Apreem Kuryakus, and Shady Rophail, American Iron & Metal Company Inc. appear before the Windsor Licensing Commission.

C. Robertson provides the following background information relating to the placement of conditions on a Salvage Yard submitted by Mr. Herbert Black, American Iron & Metal Company Inc. o/a Kenny U-Pull – Windsor.

- An application for a Salvage Yard Licence was submitted on July 7, 2022 by Mr. Herbert Black on behalf of American Iron & Metal Company.
- The City of Windsor's Planning Department confirmed on July 26, 2022 the operation of a salvage yard as an approved use for the property at 200 Sprucewood Avenue
- On August 10, 2022, in accordance with Schedule S1 of Business Licensing By-law 395-2004, a total of 14 letters of notification were sent to the property owners with lands lying within three hundred feet of the proposed Salvage Yard.
- The Salvage Yard applicants indicated that they intend to permit the wrecking of automobiles on the property which will require the permission of the Windsor Licensing Commission.

In response to a question asked by the Chair regarding if the vehicles will be crushed on the premises, Matthew Rose responds that in order to transport the vehicles

to their processing facility, the vehicles are crushed as it is not safe to send the vehicle down the road uncrushed. He adds that crushing the vehicles is a quiet operation.

Councillor Kaschak asks if American Iron & Metal (AIM) Company Inc. has other locations in Canada.

Matthew Rose responds that the Kenny U-Pull Division of AIM has twenty-five locations in Canada and there will be eleven in Ontario if this request is approved.

In response to a question asked by Councillor Costante regarding zoning, C. Robertson responds that the area is a manufacturing district and is zoned industrial.

Moved by Councillor Kaschak, seconded by Councillor Costante,
WLC 5/2022 That the application for a Salvage Yard submitted by Mr. Herbert Black of American Iron & Metal Company Inc. o/a Kenny U-Pull – Windsor, 200 Sprucewood Avenue, Windsor **BE APPROVED** with the following conditions:

- The applicant submit to and pass an inspection by the City of Windsor's Pollution Control Department;
- The applicant submit to and pass an inspection by the City of Windsor's By-law Enforcement Unit;
- The wrecking of automobiles be permitted on the licensed premises.

Carried.

8. Reports & Administrative Matters

(a) Expired Application(s) for Business Licence

In response to a question asked by Councillor Kaschak regarding if there has been any change in the status of these applications, C. Robertson responds that some businesses have resubmitted applications as they would have expired due to negligence of the licensee.

Moved by Councillor Costante, seconded by Councillor Kaschak,
That the report of the Deputy Licence Commissioner dated November 2, 2022 entitled "Expired Application(s) for Business Licence" **BE RECEIVED**.

Carried.

9. Confirm and Ratify E-mail Polls

9(a) That the following motion **BE CONFIRMED AND RATIFIED:**

Moved by Councillor Costante, seconded by Councillor Kaschak,

WLC 6/2022 That the transfer of Taxicab Plate #18 from 2196935 Ontario Limited to Mr. Ahmed Al-Kaisi BE APPROVED with the following conditions:

- i. Mr. Al-Kaisi be given thirty (30) days from the date of the approval to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007 (amended by By-law 150-2018), including a valid safety standards certificate.
- ii. Mr. Al-Kaisi be given thirty (30) days from the date of the approval to submit a Taxicab Plate Holder application and pay the associated fee.
- iii. Mr. Al-Kaisi be given thirty (30) days from the date of the approval to provide verification that full compensation has been made to 2196935 Ontario Limited in consideration of the transfer of Taxicab plate #18.
- iv. Mr. Al-Kaisi shall not lease Taxicab plate #18 for a one year period as stated in Schedule 5, Section 21.3 of Licensing By-law 137-2007 (amended by By-law 150-2018).

Carried.

9(b) That the following motion **BE CONFIRMED AND RATIFIED:**

Moved by Councillor Kaschak, seconded by Councillor Costante,

WLC 7/2022 That the transfer of Taxicab Plate #121 from Mr. Mohammed Abdul Hamid Khan to Mr. Md Wares Khan BE APPROVED with the following conditions:

- i. Mr. Md Wares Khan be given thirty (30) days from the date of the approval to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007 (amended by By-law 150-2018), including a valid safety standards certificate.
- ii. Mr. Md Wares Khan be given thirty (30) days from the date of the approval to submit a Taxicab Plate Holder application and pay the associated fee.
- iii. Mr. Md Wares Khan be given thirty (30) days from the date of the approval to provide verification that full compensation has been made to Mr. Mohammed Abdul Hamid Khan in consideration of the transfer of Taxicab plate #121.
- iv. Mr. Md Wares Khan shall not lease Taxicab plate #121 for a one year period as stated in Schedule 5, Section 21.3 of Licensing By-law 137-2007 (amended by By-law 150-2018).

Carried.

10. In Camera

No In Camera session is held.

11. Date of Next Meeting

The next meeting will be held at the call of the Chair.

12. Adjournment

There being no further business, the meeting is adjourned at 9:47 o'clock a.m.

CHAIR

COMMITTEE COORDINATOR