

Adopted by Council at its meeting held May 27, 2013 [M196-2013]

/AA

Windsor, Ontario May 27, 2013

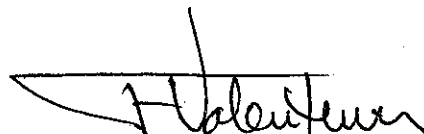
REPORT NO. 136 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013

Present: **Councillor J. Gignac**
 Councillor A. Halberstadt
 Councillor R. Jones,
 Councillor H. Payne
 Councillor F. Valentinis, Chair


That the following recommendations of the Environment, Transportation and Public Safety Standing Committee **BE APPROVED:**

Moved by Councillor Jones, seconded by Councillor Halberstadt,
THAT the minutes of the Windsor Licensing Commission meeting held February 28, 2013 **BE RECEIVED** for information.
Carried.

Clerk's Note: The minutes of the Windsor Licensing Commission meeting held February 28, 2013 are ***attached*** as background information.



CHAIRPERSON



DEPUTY CLERK

NOTIFICATION:				
Name	Address	Email Address	Telephone	FAX

KK/
Windsor, Ontario February 28, 2013

A meeting of the Windsor Licensing Commission is held this day commencing at 4:00 o'clock p.m. in the Council Chambers, 3rd floor, City Hall, there being present the following members:

Councillor Ron Jones, Chair
Councillor Drew Dilkenis
Councillor Percy Hatfield
Councillor Ed Sleiman
Jack Fathers

Also present are the following resource personnel:

Michael Chantler, Supervisor of Licensing & Deputy Licence Commissioner
Gary Cian, Manager of Policy, Gaming & Licensing/Deputy Licence Commissioner
Ann Kalinowski, Manager of By-law Enforcement
Carol Peach, Zoning Coordinator
Craig Robertson, Acting Supervisor of Licensing & Deputy Licence Commissioner
Karen Kadour, Committee Coordinator

1. CALL TO ORDER

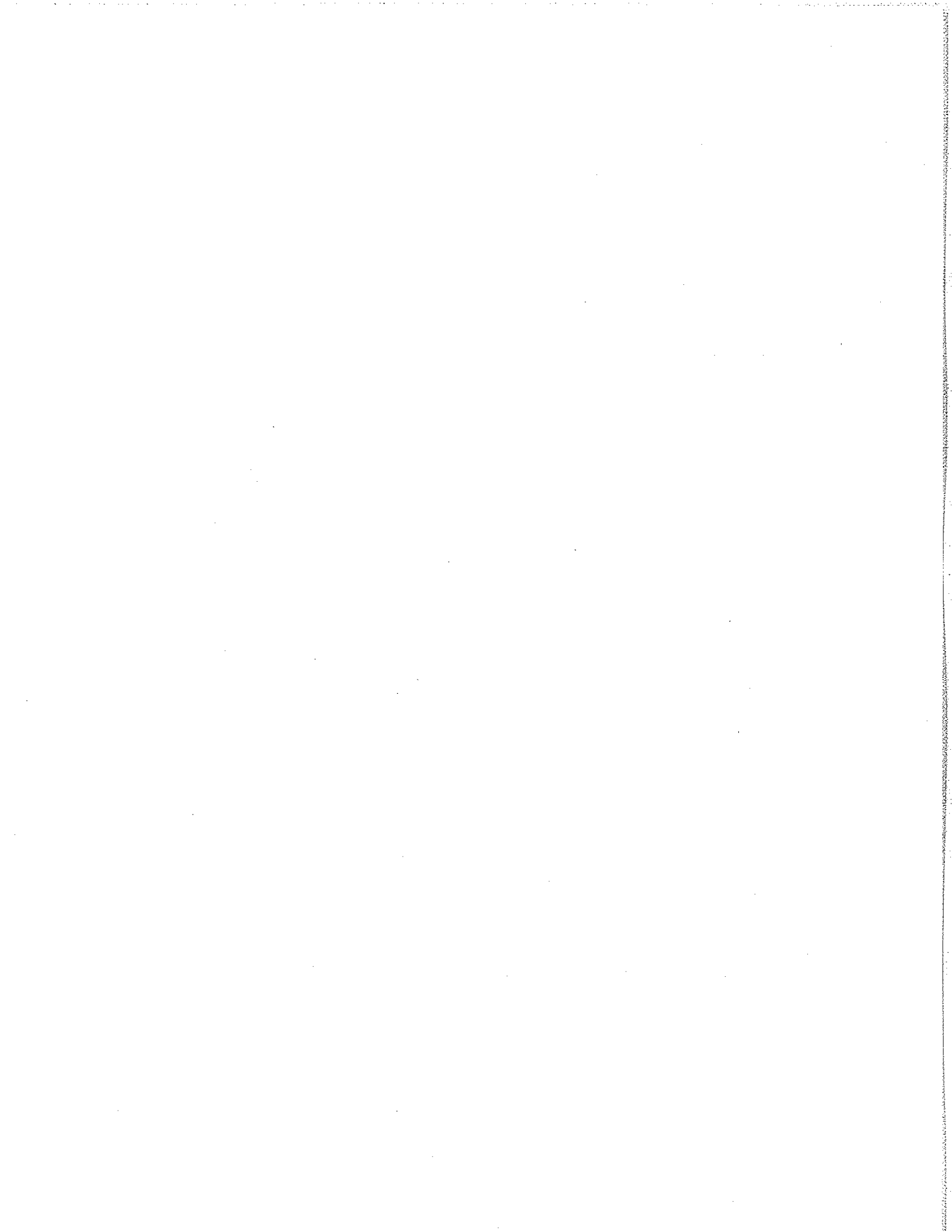
The Chair calls the meeting to order at 4:00 o'clock p.m. and the Commission considers the Agenda being Schedule "A" attached hereto, matters which are dealt with as follows:

2. MINUTES

Moved by Councillor Sleiman, seconded by J. Fathers,
That the minutes of the Windsor Licensing Commission at its meeting held December 19, 2013 **BE ADOPTED** as presented.
Carried.

3. DISCLOSURE OF INTEREST

None disclosed.



4. **REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS**

M. Chantler advises he received a request from the Downtown Windsor Business Improvement Area (DWBIA) to defer Item 8 (b) – “Touting in the Downtown Windsor Business Improvement Area”.

Mike Holdsworth, President, Downtown Residents Association is present and is opposed to deferral of the matter. He is requesting the Touting in the Downtown Windsor Business Improvement Area report be noted and filed.

It is generally agreed Item 8 (b) will be discussed at this time.

8. **REPORTS AND ADMINISTRATIVE MATTERS**

8(b) **Touting in the Downtown Windsor Business Improvement Area**

Michael Holdsworth, President, Downtown Residents Association is present and available to answer questions.

A letter from Michael Holdsworth dated February 25, 2013 regarding Touting in the Downtown Windsor Business Improvement Area is distributed and attached as Appendix “A”.

M. Chantler reports a meeting was recently held with the DWBIA, Windsor Police Services, Licensing and the Downtown Residents Association. The issue related to touting was brought forth by the Downtown Residents Association for discussion purposes.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
That the report of the Supervisor of Licensing/Deputy Licence Commissioner dated February 6, 2013 entitled “Touting in the Downtown Windsor Business Improvement Area” **BE NOTED AND FILED.**

Carried.

5. **COMMUNICATIONS**

None.

6. **LICENCE TRANSFERS**

None.

7. APPLICATIONS/HEARINGS

7(a) 1786800 Ontario Inc. o/a The Legends of 2012 – Adult Entertainment

Mr. Roger Samudio is present and available to answer questions. He indicates he has been unable to provide his 2011 tax return as his accountant is in possession of the documents.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
WLC1/13 That an extension of 30 days **BE GRANTED** for Mr. Samudio, Owner of 1786800 Ontario Inc. o/a The Legends of 2012 at 1056 Wyandotte Street East to provide his 2011 tax return to the Supervisor of Licensing & Deputy Licence Commissioner and failing that, the application to renew Licence #12 110785 will **BE REFUSED**.
Carried.

7(b) 1614980 Ontario Ltd. o/a La Maison Royale – Lodging House

Mr. Bruck Easton, Solicitor for Grace Rosette-LaSala, Owner is present and available to answer questions. He requests the condition be removed on the Licence. He states his clients have been diligent in complying with Business Licensing By-law 395-2004.

M. Chantler advises an inspection was undertaken at La Maison Royale in November 2011 and the following deficiencies were noted:

- One room was missing a reading light
- One room was cold and a draft could be felt coming from the window
- Documentation of physician certificate for all employees not presented at time of the inspection
- On one occurrence, morning medication had been given to a resident, but the Medication Administration Record (MAR) sheet was not updated.

M. Chantler states another inspection was undertaken in January 2013 which resulted in zero deficiencies.

A. Kalinowski indicates that if the conditions are removed, "surprise" inspections can be undertaken throughout the year.

Moved by Councillor Hatfield, seconded by Councillor Sleiman,
WLC2/13 That Administration **BE DIRECTED** to **REMOVE CONDITIONS** on Licence #12 144936 issued to La Maison Royale operating at 1016 Pelissier Street.
Carried.

Councillor Dilkens voting nay. As a result of the medication error in the past, he is suggesting quarterly inspections of La Maison Royale.

7(c) N & G Auto Sales and Leasing – Automobile Service Station Storage/Sales

No one is present to speak to the matter.

C. Peach refers to her memo dated February 5, 2013 and the following excerpt is provided:

"The applicant provided information regarding the history of the use of this property and after reviewing 1987 and 1996 aerial photos and permit records, it appears that this property has stored vehicles outside since that time. Section 20(1)25 was passed in 1996, therefore the storage of vehicles outside would be deemed "existing" and that use can continue at this location"

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
WLC3/12 That the condition placed on Automobile Service Station Storage/Sales
licence #12-147382 by N & G Sales and Leasing at 1035 Crawford Avenue, Windsor,
Ontario **BE REMOVED.**

Carried.

8(a) Expired Business Licence

Moved by Councillor Dilkens, seconded by Councillor Hatfield,

That the report of the Supervisor of Licensing & Deputy Licence Commissioner,
dated January 24, 2013 entitled "Expired Application(s) for Business Licence) **BE
RECEIVED** for information.

Carried.

9. IN CAMERA AGENDA

No In Camera session is held.

10. NEW BUSINESS

None.

11. DATE OF NEXT MEETING

The next meeting will be held on April 25, 2013 in the Council Chambers, 3rd
floor, City Hall.

12. ADJOURNMENT

There being no further business, the meeting is adjourned at 4:28 o'clock p.m.

CHAIR

SECRETARY

AGENDA

WINDSOR LICENSING COMMISSION

For a meeting on Thursday February 28, 2013 at 4:00 o'clock p.m.
Windsor City Hall, 350 City Hall Square West
3rd floor – Council Chambers

1. CALL TO ORDER

2. MINUTES

Adoption of the minutes of the meeting of the Windsor Licensing Commission held December 19, 2012 (copy attached).

3. DISCLOSURE OF INTEREST

N/A

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

N/A

5. COMMUNICATIONS

N/A

6. LICENCE TRANSFERS

N/A

7. APPLICATIONS/HEARINGS

a) Mr. Roger Samudio
1786800 Ontario INC.
o/a The Legends of 2012

Adult Entertainment
12-110785

- a) Ms. Grace L. Rosete-LaSala
1614980 Ontario Ltd. o/a
La Maison Royale
Lodging House
12-144396
- c) Mr. Noli Oligario
N & G Auto Sales and Leasing
Automobile Service Station
Storage/Sales
12-147382

8. REPORTS AND ADMINISTRATIVE MATTERS

- a) Expired Business Licence
- b) Touting in the Downtown Windsor Business Improvement Area

9. IN-CAMERA AGENDA

N/A

10. NEW BUSINESS

N/A

11. DATE OF NEXT MEETING

The following 2013 meeting is scheduled for the Licensing Commission:

February 28, 2013	Council Chambers
March 28, 2013	Council Chambers
April 25, 2013	Council Chambers
May 23, 2013	Council Chambers
June 27, 2013	Council Chambers
July 25, 2013	Council Chambers
August 22, 2013	Council Chambers
September 26, 2013	Council Chambers

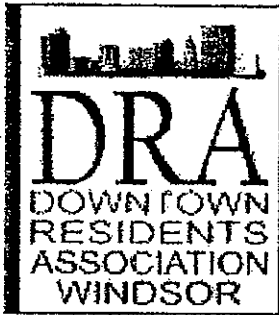
October 24, 2013

Council Chambers

November 28, 2013

Council Chambers

ADJOURNMENT



APPENDIX "A"
WLC meeting February 28, 2013

February 25, 2013

Denise Cassan
Senior Licence Issuer
203-350 City Hall Square West
Windsor, Ontario
Canada
N9A 6S1

Good Day,

This letter is in response to report/file #11634 dated February 6, 2013 regarding Touting in the Downtown Windsor Business Improvement area.

The Downtown Resident Association (Windsor) (DRA) would like to thank the Policy, Gaming and Licensing department for the comprehensive report regarding the above mentioned subject.

The DRA Board of Directors have reviewed the report and would like to comment on the recommendations offered.

The DRA would prefer recommendation # 2 as this does not hamper the abilities of businesses to enhance their specific endeavors, but does address the main concerns of our residents, those being intimidation, safety and security.

If the Commission decides to adopt recommendation #3, The DRA Board would not object to this action.

The DRA Board has no faith in recommendation #1 as we feel this would be a temporary solution (if it works) at best.

Thank you for your time in this matter.

Mike Holdsworth, President
Downtown Residents Association (Windsor)
mnh61@cogeco.ca
519.253.4567