

**REPORT NO. 86 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE**
of its meeting held October 24, 2012

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

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

Moved by Councillor Jones, seconded by Councillor Payne,
THAT the minutes of the Windsor Licensing Commission meeting held June 20, 2012 **BE RECEIVED** for information.
Carried.

Clerk's Note: The minutes of the Windsor Licensing Commission meeting held June 20, 2012 are attached as background information.



CHAIRPERSON



DEPUTY CLERK

NOTIFICATION:				
Name	Address	Email Address	Telephone	FAX

KK/
Windsor, Ontario June 20, 2012

A meeting of the **Windsor Licensing Commission** is held this day commencing at 9:30 o'clock a.m. in the Council Chambers, 3rd floor, City Hall, there being present the following members:

Councillor Ron Jones, Chair
Councillor Drew Dilkens
Councillor Ed Sleiman
Jack Fathers

Regrets received from:

Councillor Percy Hatfield (meeting conflict)

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
Lee Anne Doyle, Executive Director/Chief Building Official
Bill Tetler, By-law Enforcement Officer
Karen Kadour (A) Committee Coordinator

1. CALL TO ORDER

The Chair calls the meeting to order at 9:31 o'clock a.m. and the Commission considers the Agenda being Schedule "A" **attached** hereto, matters which are dealt with as follows:

2. MINUTES

Moved by J. Fathers, seconded by E. Sleiman,
That the minutes of the Windsor Licensing Commission at its meeting held May 22, 2012 **BE ADOPTED** as presented.
Carried.

3. DISCLOSURE OF INTEREST

None disclosed.

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

None.

5. COMMUNICATIONS

None.

9. IN CAMERA AGENDA

Verbal Motion is presented by J. Fathers, seconded by Councillor Dilkens, to move In Camera at 9:32 o'clock a.m. for discussion of the following items:

Item No.	Subject	Section – Pursuant to Municipal Act 2001, as amended
9(a)	Personal matter about an identifiable individual	s. 239(b)
9(b)	Personal matter about an identifiable individual	s. 239(b)

Motion Carried.

Discussion on the item of business 9(a). No one is present to speak to the matter.

Discussion on the item of business 9(b). No one is present to speak to the matter.

Verbal Motion is presented by J. Fathers, seconded by Councillor Sleiman, to move back into public session at 9:40 o'clock a.m.

Moved by J. Fathers, seconded by Councillor Dilkens,

That the Licence Commissioner **BE DIRECTED** to transmit the recommendations contained in the reports discussed at the In Camera Windsor Licensing Commission meeting held June 20, 2012 directly to the Windsor Licensing Commission for consideration at the next Regular Meeting.

Moved by Councillor Sleiman, seconded by Councillor Dilkens,

WLC21/12 That the In Camera report of the Licence Commissioner respecting a personal matter about an identifiable individual **BE RECEIVED** and further, that Administration **BE REQUESTED** to proceed with the verbal direction of the Windsor Licensing Commission.

Carried.

Moved by Councillor Dilkens, seconded by J. Fathers,
WLC22/12 That the In Camera report of the Licence Commissioner respecting a personal matter about an identifiable individual **BE RECEIVED** and further, that Administration **BE REQUESTED** to proceed with the verbal direction (Option 2) of the Windsor Licensing Commission.

Councillor Sleiman voting nay.

Motion Carried.

6. **LICENCE TRANSFERS**

6(a) **Transfer of Plate #009**

Mr. Feisal Ibrahim is present and available to answer questions.

Moved by Councillor Sleiman, seconded by Councillor Dilkens,
WLC23/12 That the transfer of Taxicab Plate #009 from Mr. Amir Mostafavi, to Mr. Feisal Ibrahim **BE APPROVED** with the following conditions:

- the transferee Mr. Feisal Ibrahim be given thirty (30) days from the date of this decision in which to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007
- submit a Plate Holder Application and pay the applicable fee.
- that the transferee, cannot lease the plate for a one year period as stated in Schedule 5, Section 21.3 of Licensing By-law 137-2007.

Carried.

7. **APPLICATIONS/HEARINGS**

7(a) **851314 Ontario Limited o/a Kim's Lodging – Lodging House**

Mr. Greg Allan, Solicitor is present and available to answer questions. He indicates an application to address the zoning issue will be brought to the Committee of Adjustment.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
WLC24/12 That the application submitted by Kwang Kim, 851314 Ontario Limited o/a Kim's Lodging Home for a Lodging House Licence **BE DEFERRED** until such time the zoning issue has been resolved by the applicable City Departments.

Carried.

7(b) Isabella's Dining & Lounge – Hospitality Food Service/Ancillary Liquor

Moved by Councillor Dilkens, seconded by J. Fathers,
WLC25/12 That the Hospitality Food Service – Liquor Application #12-116703 for Isabella's Dining & Lounge at 2883 Howard Avenue **BE REFUSED TO ISSUE** as it is non-compliant with By-law 395-2004 General Provisions, section 3.24 (1)(h).

Carried.

Verbal Motion is presented by J. Fathers, seconded by Councillor Dilkens, to move In Camera at 9:50 o'clock a.m. for discussion of the following items:

- **Reconsideration of Item (9)(b).**

The applicant is present and available to answer questions.

Moved by Councillor Dilkens, seconded by J. Fathers,
That Rule 13.9 of the City of Windsor Procedural By-law with respect to notice of all new motions **BE WAIVED** to immediately hear a motion of reconsideration without prior notice.

Carried.

Moved by J. Fathers, seconded by Councillor Dilkens,
That the Windsor Licensing Commission **RECONSIDER** the In Camera personal matter about an identifiable individual.

Carried.

Verbal Motion is presented by J. Fathers, seconded by Councillor Sleiman, to move back into public session at 9:55 o'clock a.m.

Moved by J. Fathers, seconded by Councillor Dilkens,
That the Licence Commissioner **BE DIRECTED** to transmit the recommendations contained in the reports discussed at the In Camera Windsor Licensing Commission meeting held June 20, 2012 directly to the Windsor Licensing Commission for consideration at the next Regular Meeting.

Moved by Councillor Sleiman, seconded by J. Fathers,
WLC26/12 That the In Camera report of the Licence Commissioner respecting a personal matter about an identifiable individual **BE RECEIVED** and further, that Administration **BE REQUESTED** to proceed with the verbal direction (Option 1) of the Windsor Licensing Commission.

Carried.

8. **REPORTS AND ADMINISTRATIVE MATTERS**

8(a) **Expired Business Licence**

Moved by J. Fathers, seconded by Councillor Sleiman,
That the report of the Supervisor of Licensing & Deputy Licence Commissioner dated June 4, 2012 entitled "Expired Application(s) for Business Licence" **BE RECEIVED** for information.

Carried.

8(b) **Results of 2012 Spring Safety Lane**

Moved by Councillor Sleiman, seconded by J. Fathers,
That the memo of the Manager of By-law Enforcement, dated April 30, 2012 entitled "Results of 2012 Spring Taxicab Safety Lane" **BE RECEIVED** for information.

Carried.

10. **NEW BUSINESS**

N/A

11. **DATE OF NEXT MEETING**

The next meeting of the Windsor Licensing Commission will be held on July 18, 2012 at 9:30 o'clock a.m. in the Council Chambers, 3rd floor, City Hall.

12. **ADJOURNMENT**

There being no further business the meeting is adjourned at 9:56 o'clock a.m.

CHAIR

SECRETARY

A G E N D A

WINDSOR LICENSING COMMISSION

For a meeting on Wednesday June 20, 2012 at 9:30 o'clock a.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 May 22, 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

- (a) Mr. Amir Mostafavi – Transferor Taxi Plate # 009
Mr. Feisal Ibrahim - Transferee

7. APPLICATIONS/HEARINGS

- (a) Mr. Kwang Kim Lodging House Application
851314 Ontario Limited
o/a Kim's Lodging Home
2998 Tecumseh Rd. East
Windsor, ON N8W 1G5

(b) **Mr. Bob Rossi** **Refuse to Issue**
 Isabella's Dining & Lounge
 2883 Howard Ave.
 Windsor, ON N8X 3Y4

8. REPORTS AND ADMINISTRATIVE MATTERS

- (a) Expired Business Licence
- (b) Results of 2012 Spring Safety Lane

9. IN-CAMERA AGENDA

Item No.	Subject	Section – Pursuant to Municipal Act, 2001, as amended
9(a)	Personal matter about an identifiable individual	239(b)
9(b)	Personal matter about an identifiable individual	239(b)

10. NEW BUSINESS

N/A

11. DATE OF NEXT MEETING

The following 2012 meetings are scheduled for the Licensing Commission:

July 18, 2012	9:30 a.m.	Council Chambers
August 15, 2012	9:30 a.m.	Council Chambers
September 19, 2012	9:30 a.m.	Council Chambers
October 17, 2012	9:30 a.m.	Council Chambers
November 21, 2012	9:30 a.m.	Council Chambers
December 19, 2012	9:30 a.m.	Council Chambers

12. ADJOURNMENT

IN-CAMERA AGENDA

WINDSOR LICENSING COMMISSION

for a meeting on Wednesday, June 20, 2012 at 9:30 o'clock a.m.
Windsor City Hall, 350 City Hall Square West
3rd floor – Council Chambers

9. IN-CAMERA AGENDA

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