

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 Dilkens
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