

# AGENDA

## WINDSOR LICENSING COMMISSION

For a meeting on Wednesday, May 28, 2014  
at 9:30 o'clock a.m.

Windsor City Hall, 350 City Hall Square West  
3<sup>rd</sup> floor – Council Chambers

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1. CALL TO ORDER

2. MINUTES

Adoption of the minutes of the meeting of the Windsor Licensing Commission held February 26, 2014 (copy attached).

3. DISCLOSURE OF INTEREST

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

5. COMMUNICATIONS

6. LICENCE TRANSFERS

(a) Mr. Kamel Kakish & Mr. Rajaei Kakish  
Transferors  
Transfer of Plate #159

Mr. Mohammad Idrees Aslam  
Transferee

7. APPLICATIONS/HEARINGS

(a) Matthew Stevenson, Guardian of "Wes" – Dangerous Dog

## 8. REPORTS AND ADMINISTRATIVE MATTERS

- (a) Expired Application(s) for Business Licence
- (b) Taxicab Meter Seals (Motion to Confirm and Ratify the Report)

That the report of the Manager of By-law Enforcement dated April 1, 2014 entitled "Taxicab Meter Seals" provided to City Council on April 22, 2014 as Additional Information to Report No. 183 of the Environment, Transportation & Public Safety Standing Committee **BE CONFIRMED AND RATIFIED.**

*Note:* The report of the Manager of By-law Enforcement dated April 1, 2014 entitled "Taxicab Meter Seals" was previously e-mailed to the WLC members on April 14, 2014 and is **attached** as background information.

## 9. IN-CAMERA AGENDA

No In Camera Session.

## 10. NEW BUSINESS

## 11. DATE OF NEXT MEETING

The following meeting dates (4<sup>th</sup> Wednesday of the month to be held at 9:30 a.m. in the Council Chambers) are proposed for 2014:

June 25, 2014  
July 23, 2014  
August 27, 2014  
September 24, 2014  
October 22, 2014  
November 26, 2014

## 12. ADJOURNMENT

KK/  
Windsor, Ontario February 26, 2014

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

Councillor Ron Jones, Chair  
Councillor Drew Dilkens  
Councillor Jo-Anne Gignac  
Councillor Ed Sleiman

**Regrets received from:**

Jack Fathers

**Also present are the following resource personnel:**

Constable Ron Bercovici, Windsor Police Services  
Gary Cian, Manager of Policy Gaming & Licensing/Deputy Licence Commissioner  
Michael Chantler, Supervisor of Licensing & Deputy Licence Commissioner  
Constable Mike Hradowy, Windsor Police Services  
Ann Kalinowski, Manager of By-law Enforcement  
Kyle Kaufmann, Windsor Humane Society  
Karen Kadour, Committee Coordinator

**1. CALL TO ORDER**

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

**2. MINUTES**

Moved by Councillor Sleiman, seconded by Councillor Dilkens,  
That the minutes of the Windsor Licensing Commission at its meeting held January 23, 2014 **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**

(a) **Transfer of Plate #147**

Mr. Mohammad Aslam, Transferor and Mr. Mohammad Javed Aslam, Transferee are present and available to answer questions.

Moved by Councillor Dilkens, seconded by Councillor Gignac,  
**WLC5/14** That the transfer of Taxicab Plate #147 from Mr. Mohammad Aslam to Mr. Mohammad Javed Aslam **BE APPROVED** with the following conditions:

- Mr. Mohammed Javed Aslam be given thirty (30) days from the date of this decision to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007.
- Mr. Mohammad Javen Aslam must submit a Plate Holder application and pay the applicable fee.
- Mr. Mohammad Javed Aslam shall not 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**

(a) **Jean-Luc Woodrich – Guardian of “Shadow” – Dangerous Dog**

Mr. Jean-Luc Woodrich, guardian of “Shadow” and Ms. Diane Boismier, mother of appellant are present and available to answer questions. Letters from witnesses relating to the alleged incident with “Shadow” and a Windsor Police Service report regarding a “permit dog at large” charge is **attached** as Appendix “A”.

As the appellant has challenges speaking in public, Ms. Diane Boismier will speak on his behalf. Ms. Boismier provides the following comments:

- “Shadow” is therapeutic for Jean-Luc as he has some medical conditions
- “Shadow” has jumped the fence in the past, but did not jump the fence the day of the incident.
- She has two dogs and two cats and there has never been an incident with “Shadow” and her pets.
- “Shadow is not a dangerous dog. There are two other black collie mix dogs which reside in close proximity to 1366 Curry.
- Her son does not have the means to pay for the insurance if the dog is deemed dangerous.

M. Chantler indicates the Police Report dated November 15, 2013 states the following - “Officers subsequently attended the residence in question, which turned out to be 1366 Curry Avenue, not 1368 Curry Avenue” as described by the victim. He states the resident at 1368 Curry does not own a dog.

A. Kalinowski advises in the Police Report dated November 15, that when the black/lab mix dog attacked the victim’s dog a boxer/black lab, the victim attempted to separate the dogs by kicking at the attacking dog. She states that kicking at the dog may have contributed to the attack and is a mitigating factor.

Moved by Councillor Gignac, seconded by Councillor Dilkens,  
**WLC6/14** That the DANGEROUS DOG designation **BE REMOVED** on the Border Collie/lab mix dog known as Shadow which currently resides with guardian Jean-Luc Woodrich, 1366 Curry, Windsor, Ontario as Ms. Diane Boismier (mother of appellant) will be replacing the fence at 1366 Curry and, due to mitigating factors as noted in By-law 245-2004 “that the dog was, at the time of the aggressive behavior, acting in defence to an attack from a person or domestic animal”.

Carried.

## 8. REPORTS AND ADMINSTATIVE MATTERS

Moved by Councillor Dilkens, seconded by Councillor Sleiman,  
That the report of the Supervisor of Licensing and Deputy Licence Commissioner dated February 12, 2014 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 March 26, 2014 at 9:30 o'clock a.m. in the Council Chambers, 3<sup>rd</sup> floor, City Hall.

12. **ADJOURNMENT**

There being no further business, the meeting is adjourned at 9:45 o'clock a.m.

\_\_\_\_\_  
CHAIR

\_\_\_\_\_  
SECRETARY

# A G E N D A

## WINDSOR LICENSING COMMISSION

For a meeting on Wednesday, February 26, 2014  
at 9:30 o'clock a.m.  
Windsor City Hall, 350 City Hall Square West  
3<sup>rd</sup> floor – Council Chambers

---

1. CALL TO ORDER

2. MINUTES

Adoption of the minutes of the meeting of the Windsor Licensing Commission held January 23, 2014 (***copy attached***).

3. DISCLOSURE OF INTEREST

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

5. COMMUNICATIONS

6. LICENCE TRANSFERS

(a) Mr. Mohammad Aslam  
Transferor

Transfer of Plate #147

Mr. Mohammad Javed Aslam  
Transferee

7. APPLICATIONS/HEARINGS

(a) Jean-Luc Woodrich – Guardian of "Shadow" – Dangerous Dog

**8. REPORTS AND ADMINISTRATIVE MATTERS**

- (a) Expired Application(s) for Business Licence

**9. IN-CAMERA AGENDA**

No In Camera Session.

**10. NEW BUSINESS****11. DATE OF NEXT MEETING**

The following meeting dates (4<sup>th</sup> Wednesday of the month to be held at 9:30 a.m. in the Council Chambers) are proposed for 2014:

March 26, 2014  
April 23, 2014  
May 28, 2014  
June 25, 2014  
July 23, 2014  
August 27, 2014  
September 24, 2014  
October 22, 2014  
November 26, 2014

**12. ADJOURNMENT**



# ITEM NO. 6(a)

**WINDSOR LICENSING COMMISSION**

**May 28, 2014**

## **APPLICANT/LICENSEE:**

Mr. Kamel Kakish & Mr. Rajaei Kakish  
10654 Palms Crescent  
Windsor, ON N8R 2E8  
Transferors  
&  
Mr. Mohammad Idrees Aslam  
1989 Curry Avenue  
Windsor, ON N9B 0A1  
Transferee

## **LICENCE CATEGORY:**

Taxicab Plate #159

Plate Transfer

Folder # ACLT/11830

## **HEARING PARTICULARS:**

Approve Transfer of Taxicab Plate #159 with conditions

## **APPENDED MATERIALS**

- Copy of application from plate holder requesting transfer, being Appendix "A"
- Copy of transferee application, being Appendix "B"

## **LICENCE COMMISSIONER'S COMMENTS**

Mr. Kamel Kakish and Mr. Rajaei Kakish, Taxicab Plateholders for #159 submitted the attached application to the Licensing Division on April 23, 2014 for the prospective transfer to Mr. Mohammad Idrees Aslam.

### **REGULATORY AUTHORITY**

Schedule 5, Part VII, Section 20.1 through 20.4 of Licensing By-law 137-2007 states:

*"20.1 Except as approved by the Licensing Commission, a taxicab plate holder may not transfer a taxicab plate and associated taxicab plate holder licence for a period of at least five (5) years from the date of issue of the licence.*

*20.2 No taxicab plate holder licence shall be transferred without the approval of the Licensing Commission.*

*20.3 No taxicab plate holder licence shall be transferred until the person to whom the transfer is to be made has first received approval from the Licence Commissioner as a licensee.*

20.4 Subject to the restrictions herein, taxicab plates numbered 001 to 224 are transferable, provided that:

- (a) the transferee satisfies the eligibility criteria for inclusion on the Drivers' List;
- (b) the transferee signs a form of statutory declaration prescribed by the Licence Commissioner;
- (c) the transferor has completed a written application for the transfer in the prescribed form;
- (d) the transferee satisfies the requirements of a taxicab plate holder under this By-law, including submitting for inspection the taxicab to which the plate will be affixed;
- (e) the transferee pays all fees required under this By-law;

and the transferee will receive a taxicab plate holder licence at the time of transfer of the taxicab plate."

Further, Section 21.3 states:

"A taxicab or taxicab wheelchair accessible vehicle plate holder who has held a licence for a minimum of one (1) year may lease the taxicab or taxicab wheelchair accessible vehicle licence on a daily, weekly, monthly or yearly basis provided that:

- (a) the lessee is licensed by the City of Windsor as a taxicab driver;
- (b) all weekly, monthly or yearly leases are filed with and approved by the Licence Commissioner and shall be subject to such terms and conditions the Licence Commissioner may require;
- (c) the amount charged under the lease shall be a fair fee as approved by the Licence Commissioner and no additional charges shall be made against the lessee;
- (d) the lease agreement shall include a statement that the leasing agreement is considered null and void in the event that the lessor or lessee, either by written or verbal agreement, sub-leases the taxicab or taxicab wheelchair accessible vehicle or transfers responsibility for the operation of the taxicab or taxicab wheelchair accessible vehicle to a third party;
- (e) the lease agreement shall contain a clearly-stated right of the lessor and lessee to early termination of the lease;
- (f) where the lessee is a corporation, the lessee shall, at the time at which the lease is filed with the Licence Commissioner in accordance with the provision of this section, file with the Licence Commissioner a form supplied by the Licence Commissioner and a copy of the lessee's articles of incorporation, amendment or amalgamation; and,
- (g) the lease term shall be a minimum of twelve (12) months and a maximum of twenty-four (24) months."

## **BACKGROUND**

- April 23, 2014, transfer application and fee was received from Mr. Kamel Kakish and Mr. Rajaei Kakish, plate holders of #159, being Appendix "A"
- April 23, 2014, transferee application was submitted, being Appendix "B".

## **SUMMARY**

Mr. Kamel Kakish & Mr. Rajaei Kakish have been taxi plate holders for more than the minimum of 5 years; therefore, compliant with section 20.1. Mr. Mohammad Idrees Aslam is not currently a licensed plate holder. Further, Licensing records indicate he has been licensed as a taxicab driver since 2004 and holds a current position on the Drivers' List.

Administration is prepared to recommend that the transfer be completed pending the following outstanding items:

Mr. Mohammad Idrees Aslam must provide:


- (a) Verification of an appropriate vehicle to which he will affix taxicab plate # 159
- (b) A completed Plate Holder application and pay the associated fee

## **RECOMMENDATION**

**THAT** the transfer of Taxicab Plate #159 from Mr. Kamel Kakish and Mr. Rajaei Kakish to Mr. Mohammad Idrees Aslam **BE APPROVED** with the following conditions:

- Mr. Mohammad Idrees Aslam be given thirty (30) days from the date of this decision to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007.
- Mr. Mohammad Idrees Aslam must submit a Plate Holder application and pay the applicable fee.
- Mr. Mohammad Idrees Aslam shall not lease the plate for a one year period as stated in Schedule 5, Section 21.3 of Licensing By-law 137-2007.

## **DISPOSITION:**



**OFFICE OF THE CITY CLERK**  
**Policy, Gaming & Licensing**  
 350 City Hall Square West - Suite 203  
 Windsor, ON N9A 6S1  
 Ph: (519) 255-6200, Option 1 Fax (519) 255-6868  
[www.citywindsor.ca](http://www.citywindsor.ca)

**TAXICAB PLATE TRANSFER  
 TRANSFEROR**

<b>PLATE TRANSFER FEE</b>	<b>\$400.00</b>
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Pursuant to Public Vehicle Licensing Bylaw 137-2007, Schedule 5, Section 20 "Transfer of Licences Issued Prior to the Passing of this By-law (Plate #001 to 224 inclusive)", please be advised that I am the Plateholder of the City of Windsor Taxicab Plate No. 159 and I wish to transfer my plate in accordance with Bylaw 137-2007. I am currently licenced as a Plateholder with respect to the operation of the following vehicle:

YEAR: <u>2007</u>	<b>RECEIVED</b>  APR 23 2014
MAKE & MODEL: <u>Ford C.V</u>	
VIN: <u>2FAHP71WH7X104096</u>	
COMPANY NAME:	

PLEASE PRINT CLEARLY

POLICY GAMING & LICENSING

NAME: <u>KAMEL KAKISH &amp; RAJAEI KAKISH</u>			
SIGNATURE: <u>[Signatures]</u>			
ADDRESS: <u>10654 PALMS CR</u>			
CITY: <u>WINDSOR</u>	POSTAL CODE: <u>N9R 2G8</u>	HOME PHONE: [REDACTED]	CELL PHONE: [REDACTED]

- By making this application for transfer, I hereby acknowledge that the transfer is not complete until approved by the Windsor Licensing Commission.

**NOTICE WITH RESPECT TO COLLECTION OF PERSONAL INFORMATION**

I acknowledge that the information requested on this form and any appendices attached is collected under the authority of the Municipal Act, City of Windsor Act and City of Windsor Public Vehicle By-law 137-2007 and will be maintained in accordance with the Municipal Freedom of Information and Protection of Privacy Act. The information is required in order to process, issue, monitor, regulate and investigate the various licenses issued by the Windsor Licensing Commission. The name is public information. Any other personal information collected will only be used for investigative purposes. Questions about this collection can be made to the Deputy Licence Commissioner, 350 City Hall Square West, Room 203, Windsor, ON N9A 6S1 / (519) 255-6200, Option 1.

APR 23 2014  
DATE (MM/DD/YYYY)

[Signature]  
SIGNATURE OF APPLICANT

<b>OFFICE USE ONLY</b>	<b>DATE STAMP</b>
STAFF INITIALS: <u>[Signature]</u>	

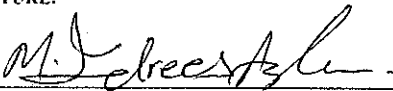

**OFFICE OF THE  
Policy, Gaming & Licensing**

350 City Hall Square West - Suite 203  
Windsor, ON N9A 6S1  
Ph: (519) 255-6200, Option 1 Fax (519) 255-6868  
[www.citywindsor.ca](http://www.citywindsor.ca)

**TAXICAB PLATE TRANSFER  
TRANSFEREE**

Pursuant to Public Vehicle Licensing By-law #137-2007, Schedule 5, Section 20 "Transfer of Licences Issued Prior to the Passing of this By-law (Plate #001 to 224 inclusive)", please be advised that I am interested in receiving City of Windsor taxicab plate No. 159 and I have reached an agreement with the current plateholder.

PLEASE PRINT CLEARLY

NAME (PRINT CLEARLY): <u>MOHAMMAD IDREES ASLAM</u>			
SIGNATURE: 			
ADDRESS: <u>1989 Curry Ave.</u>			RECEIVED APR 23 2014 POLICY GAMING & LICENSING
CITY: <u>Windsor</u>	POSTAL CODE: <u>N9B 0A1</u>	HOME PHONE: [REDACTED]	CELL PHONE: [REDACTED]

By making this application for transfer:

- I hereby declare that I satisfy the eligibility criteria for inclusion on the Drivers' List.
- I hereby acknowledge that the transfer is not complete until approved by the Windsor Licensing Commission.

**NOTICE WITH RESPECT TO COLLECTION OF PERSONAL INFORMATION**

I acknowledge that the information requested on this form and any appendices attached is collected under the authority of the Municipal Act, City of Windsor Act and City of Windsor Public Vehicle By-law 137-2007 and will be maintained in accordance with the Municipal Freedom of Information and Protection of Privacy Act. The information is required in order to process, issue, monitor, regulate and investigate the various licenses issued by the Windsor Licensing Commission. The name is public information. Any other personal information collected will only be used for investigative purposes. Questions about this collection can be made to the Deputy Licence Commissioner, 350 City Hall Square West, Room 203, Windsor, ON N9A 6S1 / (519) 255-6200, Option 1.

April-23-2014  
DATE (MM/DD/YYYY)

  
SIGNATURE OF APPLICANT

OFFICE USE ONLY

DATE STAMP

STAFF INITIALS: 

## ITEM NO. 7(a)

### WINDSOR LICENSING COMMISSION

#### APPLICANT/LICENSEE:

Matthew Stevenson  
2824 Academy Drive  
Windsor, ON N9E 2H1

#### LICENCE CATEGORY:

Dangerous Dog - "Wes"  
LiveLink #ACLD/11896

#### HEARING PARTICULARS:

Appeal of Dangerous Dog Designations

#### APPENDED MATERIALS

- Copy of Dangerous Dog Notice "Wes", being Appendix "A"
- Copy of The Windsor-Essex County Humane Society's investigative photos, being Appendix "B"

#### LICENCE COMMISSIONER'S COMMENTS

A Dangerous Dog designation appeal was submitted to the Licensing Division on April 14, 2014 by Matthew Stevenson of 2824 Academy Drive, Windsor, guardian of 1, neutered male, black, white and brown Akita/Husky mix called, "Wes".

#### REGULATORY AUTHORITY

Dangerous Dog and Mitigating Factors are defined by By-law 245-2004, a By-law for the Registration and Licensing of Dogs and for the Control of Dogs Generally within the City of Windsor as follows:

##### **"Dangerous Dog":**

"means a dog that, in the absence of any mitigating factor has attacked, bitten, or caused injury to a person or has demonstrated a propensity, tendency or disposition to do so; means a dog that, in the absence of any mitigating factor, has significantly injured a domestic animal; or means a dog, previously designated as a potentially dangerous dog, that is kept or permitted to be kept by its guardian in violation of the requirements for such dog"

##### **"Mitigating Factors":**

" means a circumstance which excuses aggressive behaviour of a dog and without limiting the generality of the foregoing, may include circumstances where:

"the dog was, at the time of the aggressive behaviour, acting in defense to an attack from a

person or domestic animal;  
the dog was, at the time of the aggressive behaviour, acting in defense of its young or reacting to a person or domestic animal trespassing on the property of its guardian; or the dog was, at the time of the aggressive behaviour, being teased, provoked or tormented”

*BY-LAW NO. 245-2004*

*17. If an Animal Control Officer designates a dog as a dangerous dog, the Animal Control Officer shall serve notice upon the Guardian, requiring the Guardian, upon receipt of such notice to comply with the following requirements:*

*a) to keep such dog confined;*

*i. within the guardian's dwelling, or*

*ii. in an enclosed pen of sufficient dimension and strength to be humane shelter for the dog and to prevent the dog from coming in contact with or making a real and substantial threat of attack on a person other than the guardian of the dog;*

*iii. conspicuously display on his or her property a sign provided by the City warning that there is a dangerous dog on the property.*

*b) to securely attach a muzzle to such dog at all times when it is not confined in accordance with section 17(a);*

*c) to obtain and maintain in force a policy of public liability insurance issued by an insurer licensed by the Province of Ontario providing third party liability coverage in an amount of not less than \$1,000,000.00 for any damage or injury caused by such dangerous dog and to provide to the Animal Control Officer a Certificate of such policy and each subsequent renewal of it. Such policy shall contain a provision requiring the insurer to immediately notify the Animal Control Officer should the policy expire, be cancelled or be terminated for any reason; and*

*d) to permit the Animal Control Officer to have a veterinarian insert a microchip implantation in such dog, at the Guardian's expense, for the purpose of identifying such dog as a dangerous dog;*

*e) To restrain the dangerous dog in accordance with any written directives which may be given by an Animal Control Officer.*

## **BACKGROUND**

- The Windsor Essex County Humane Society received a phone call concerning a dog bite incident that took place on April 11, 2014 at 2475 Alexandra Avenue in Windsor, Ontario, Canada.
- Animal Control Officer Natalie Crerar received a call that 3 loose dogs had attacked a neighbor's cat and killed it. She went to the residence of the deceased cat located at 2745 Alexandra. Officer Crerar took photographs of the deceased cat named "Tara" who was an 18 year old black Domestic Short-Hair. The owner, Joe Ofner, was not home during the attack. The cat's wounds appeared to be bite wounds and there was slobber all over the body. A neighbor, Brenda Brown, who lives at 2730 Alexandra, witnessed the attack as she was walking by with her dog. She said that the 3 dogs were up on the victim's porch eating cat

food when the Domestic Short-Hair named "Tara" came around the corner. Brenda witnessed the husky type dog attack and kill Tara. The other 2 dogs did not partake in the attack. Another neighbor went to where he thought that the dogs lived at 2824 Academy and the owner had already managed to get them back into the yard.

- After speaking to the witness Officer Crerar went to the dog's residence at 2824 Academy to speak with the guardian named Matthew Stevenson. He was very apologetic and said that a contractor working on the home had left the gate open allowing the dogs to escape. "Wes" is current on his dog license, and rabies.
- After speaking with the witness it was determined that no mitigating factors were present and the 8 year old Akita/Husky mix named "Wes" should be deemed dangerous in accordance with the Windsor By-law 245-2004 as amended.

## **SUMMARY**

The Windsor/Essex County Humane Society investigation led to the conclusion that "Wes" attacked "Tara" an eighteen year old cat without mitigating factors. We are recommending that the designations of dangerous dog remain in place.

## **RECOMMENDATION:**

That a DANGEROUS DOG designation BE PLACED on the Husky/Akita mix dog known as "Wes" which currently reside with guardian Matthew Stevenson at 2824 Academy Drive, Windsor, Ontario, and further, THAT the following actions BE REQUIRED as a result of this designation:

1. To keep such dog, when in or on the property of another person with the person's consent, on a leash and under the control of that person who is sixteen years of age or more.
2. Conspicuously display on his or her property a sign provided by the city warning that there is a dangerous dog on the property.
3. To securely attach a muzzle to such a dog at all times when it is not confined in accordance with section 17(a).
4. To obtain and maintain in force a policy of public liability insurance issued by an insurer licensed by the Province of Ontario providing third party liability coverage in an amount of not less than \$1,000,000.00 for any damage or injury caused by such potentially dangerous dog and to provide to the Animal Control Officer a Certificate of such policy and each subsequent renewal of it
5. To insert a microchip implantation in such dog, at the Guardian's expense, for the purpose of identifying such dog as a dangerous dog.
6. To restrain the dangerous dog in accordance with any written directives which may be given by an Animal Control Officer.

## **DISPOSITION:**





THE CORPORATION OF THE CITY OF WINDSOR

DANGEROUS DOG NOTICE
CORPORATION OF THE CITY OF WINDSOR
WINDSOR LICENSING COMMISSION
IN THE MATTER OF THE DESIGNATION OF DANGEROUS DOG.

I Natalie Crozier upon reasonable belief, and in the absence of mitigating factors; serve
ANIMAL CONTROL OFFICER

a DANGEROUS DOG NOTICE to Matthew Stevenson, the GUARDIAN of
GUARDIAN (full name)

WES, which has been deemed DANGEROUS DOG, as defined under City of
NAME OF DOG

RECEIVED

APR 14 2014

Windsor By-Law 245-2004 Section 1(i).

Further that,

The said GUARDIAN shall, upon receipt of such notice, comply with the POLICY GAMING & LICENSING outlined under City
of Windsor By-Law 245-2004 Section 17.

Natalie Crozier
SIGNATURE OF ANIMAL CONTROL OFFICER

Matthew Stevenson
SIGNATURE OF GUARDIAN

"Guardian" means any person who owns, keeps, possesses or harbours a dog or dogs and "own", "owns" or "owned" have a
corresponding meaning, and where the guardian is a minor means the parent, guardian or person having custody of the minor.

Table with 2 columns and 6 rows detailing requirements for Dangerous Dog: 1. To keep such dog confined... 2. Conspicuously display... 3. To securely attach a muzzle... 4. Obtain and maintain a policy of public liability insurance... 5. Insert a microchip... 6. To restrain the dangerous dog...

Assessment for Dangerous Dog form with fields for Date of Assessment, Guardian's Name, Dog's Name, Address, Telephone, Description of Dog, Breed of Dog, Rabies Tag No., City of Windsor Tag No., Microchip No., and a grid for Complaints, Bite of Attack, At Large, Surrendered, Seized, Quarantined, Police Report, and Witness.

Appeal Dangerous Dog Notice form with text: In accordance with By-Law 245-2004 Section 18(c), you may request, within three working days of receipt of the Animal Control Officer's notice, and are entitled to, a hearing by the Appeal Committee, which is the Windsor Licensing Commission.

(Licensing and Enforcement Department's copy - white)
(Animal Control Officer's copy - yellow)
(Guardian's copy - pink)











**THE CORPORATION OF THE CITY OF WINDSOR  
OFFICE OF THE CITY CLERK  
LICENSING DIVISION**

**MISSION STATEMENT:**

*"The City of Windsor, with the involvement of its citizens, will deliver effective and responsive municipal services, and will mobilize innovative community partnerships"*

<b>Livelihood: Report #</b>	<b>Report Date: May 5, 2014</b>
<b>Author's Name: Craig Robertson Acting Supervisor of Licensing</b>	<b>Date to Commission: May 28, 2014</b>
<b>Author's Phone: 519 255-6100, Ext. 6869</b>	<b>Classification #:</b>
<b>Author's E-mail: crobertson@city.windsor.on.ca</b>	

**To: Windsor Licensing Commission**

**Subject: Expired Application(s) for Business Licence**

**1. RECOMMENDATION: City Wide:  Ward(s): \_\_\_\_\_**

To the Commission for information.

**EXECUTIVE SUMMARY:**

**2. BACKGROUND:**

Various business licence application(s) are submitted to the Licensing Division annually for either the renewal of a licence or for a new business.

Section 3.20 of Business Licensing By-law 395-2004 states:

**"3.20 Licence – application deemed expired**

Any business licence application that has not received approvals from all municipal or provincial departments or agencies as the Licence Commissioner deems necessary within 60 days from the date of the filing of the application, because of the applicant's inability to comply with the requirements to become licensed, shall be deemed to have expired unless the application is referred to the Windsor Licensing Commission under section 3.28 of this by-law."

### **3. DISCUSSION:**

An application(s) for a business licence was submitted by the following:

<b><u>APPLICANT</u></b>	<b><u>LOCATION</u></b>	<b><u>LICENCE CATEGORY</u></b>	<b><u>DATE OF APPLICATION</u></b>
St. Cyril Slovak Centre	1520 Chandler Road	Public Hall	February 27, 2013
2305854 Ontario Ltd. o/a Mauro's on Erie	999 Erie Street East	Hospitality Food/Liquor Service	July 31, 2013
Per Bacco Ristorante & Lounge	1199 Ottawa Street	Hospitality Food/Liquor Service	June 4, 2013
Inspired Uniforms	3165 Sandwich Street	Retail/Resale	December 23, 2013
Bobcats Sports Bar & Grill	1353 Wyandotte Street East	Hospitality Liquor/Food Service	March 12, 2013
Caribbean Heat and Canadian Twist	397 Wyandotte Street East	Hospitality Food Service	May 31, 2013
171017 Ontario Ltd. o/a Rockhead Pub	1444 Ottawa Street	Entertainment Lounge	February 27, 2013
Sorrento Cafe 2005 Inc. o/a Buon Giorno Bistro	541 Erie Street East	Hospitality Liquor/Food Service	February 27, 2013

The above mentioned applications have been pending for more than 60 days, and the applicant has not complied with the requirements of Business Licensing By-law 395-2004.

A letter has been sent to the above applicant(s) advising that their application has expired and is no longer valid.

### **4. FINANCIAL MATTERS:**

### **5. COMMUNITY STRATEGIC PLAN:**

### **6. CONSULTATIONS:**

### **7. CONCLUSION:**

The application(s) listed above shall be deemed to have expired.

  
**Craig Robertson**  
**Acting Supervisor of Licensing**

**APPENDICES:**

**DEPARTMENTS/OTHERS CONSULTED:**  
**Name:**  
**Phone #: 519          Ext.**

**NOTIFICATION :**

Name	Address	Email Address	Telephone	FAX



THE CORPORATION OF THE CITY OF WINDSOR  
 OFFICE OF THE CITY ENGINEER  
 BUILDING DEPARTMENT

**APR 22 2014**



**MISSION STATEMENT:**

"The City of Windsor, with the involvement of its citizens, will deliver effective and responsive municipal services, and will mobilize innovative community partnerships"

Report Livelink No.: 17135	Date of Report: April 1, 2014
Author's Name: Ann Kalinowski, Manager of By-law Enforcement	Date to Commission: April 23, 2014
Author's Phone: 519-255-6100 ext. 1931	Classification #: Communication
Author's E-mail: akalinowski@city.windsor.on.ca	

To: Windsor Licensing Commission

Subject: Taxicab Meter Seals

**ADDITIONAL INFORMATION**

**ITEM NO. REPORT NO. 183**  
**ENVIRONMENT, TRANSPORTATION + PUBLIC SAFETY**  
**STAND. CMTE.**

1. **RECOMMENDATION:**

City Wide: X Ward(s):           

To the Windsor Licensing Commission for additional information to report No. 183 of the Environment, Transportation & Public Safety Standing Committee.

**EXECUTIVE SUMMARY:**

N/A

2. **BACKGROUND:**

On April 8, 2013 City Council adopted Report NO. 119 of the Environment, Transportation & Public Safety Standing Committee to cancel the delivery of the bi annual Taxicab Course and Vehicle Standards Inspection Lanes conducted by By-law Enforcement Officers and endorsed by the Windsor Licensing Commission.

On February 19, 2014 the Environment, Transportation & Public Safety Standing Committee adopted the following resolution in response to Amendments to Schedule 5 of Public Vehicles Licensing By-law 137-2007:

*"THAT City Council ADOPT By-law \_\_\_ attached hereto as Appendix A, approving amendments to Public Vehicles Licensing By-law 137-2007 which are necessary as a result of By-law Enforcement no longer providing the taxicab driver training course and no longer conducting semi-annual vehicle standards inspections on taxi vehicles in the City of Windsor, and further*

*THAT Administration MEET with the taxi-cab industry and BRING FORWARD a recommendation to address fare meter accuracy and calibration".*

### 3. DISCUSSION:

Taxicab Meter is described in the By-law as follows:

*“taxicab meter” means a measuring device approved by the Licence Commissioner and used in a taxicab or a taxicab wheelchair accessible vehicle to calculate, among other things, the rate payable for a trip;*

The meter seal inspection process consists of the taxicab vehicle being driven from pole 54 at the corner of Tuscarora and McDougall (with the meter showing \$3.50) and ending at pole 84 with the meter reading \$5.10. If the meter reading is not correct, the taxicab vehicle is sent to the brokerage company to be calibrated.

Prior to May 2013, By-law Enforcement Officers conducted Taxicab Vehicle Inspection Lanes twice a year during the Spring and Fall to ensure compliance with the By-law. During these inspections taxicab meters would be checked to ensure they were calibrated correctly and not over or under charging customers. After Taxicab Vehicle Inspection Lanes were completed in the Spring and Fall, reports outlining successes and failures were prepared and submitted to the WLC for information.

A review of the last four Taxicab Vehicle Inspection Lane reports conclude that out of 835 taxicab inspections only 9 vehicles had taxicab meter seal issues (too fast or too slow).

Inspection Lane	Year	Cabs Inspected	Meter Seal Issues (fast/Slow)
Fall	2011	209	2
Spring	2012	207	3
Fall	2012	210	1
Spring	2013	209	3
<b>TOTAL</b>		<b>835</b>	<b>9</b>

This is largely due to the fact that taxicab vehicles are checked by the plate holder/vehicle owner/driver to ensure compliance prior to attending scheduled Taxicab Vehicle Inspection Lanes.

As a follow up to the January 31<sup>st</sup> Windsor Licensing Commission meeting, Administration met with the Taxicab Industry to discuss fare meter accuracy and calibration. Having considered all the options, and in order to ensure the integrity of the by-law and adequate protection of the public, the following enforcement strategies will continue to take place:

- All meter seals are installed and inspected by By-law Enforcement Officers for every newly licensed taxicab or new replacement vehicle. They are calibrated by the industry.
- All reported and proactively observed broken meter seals are re-attached by By-law Enforcement Officers and calibrated by the industry.
- All complaints of overcharging are investigated by By-law Enforcement Officers to ensure meters are reading correctly.
- Blitz enforcement will be scheduled from time to time to ensure meter seals are not broken.

- By-law Enforcement Officers will test all taxicab meters twice a year to ensure meter accuracy.

4. **RISK ANALYSIS:**

Meter seal inspections will only be scheduled twice a year and therefore does not guarantee reduced risk. However, meter seal inspections, proactive inspections as well as complaint driven requests will continue to occur and assist with ensuring Windsor taxicab meters are calibrated correctly.

5. **FINANCIAL MATTERS:**

Costs will be contained within the current operating budget.

6. **CONSULTATIONS:**

Walter Bezzina, Veteran Cab Company.

Martin Kahelin, Veteran Cab Company.

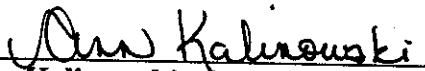
Javanshir Abdoulrahmanpour, Checker Cab.

Valerie Critchley, Corporate Leader for Public Engagement and Human Resources/City Clerk/  
Licence Commissioner.

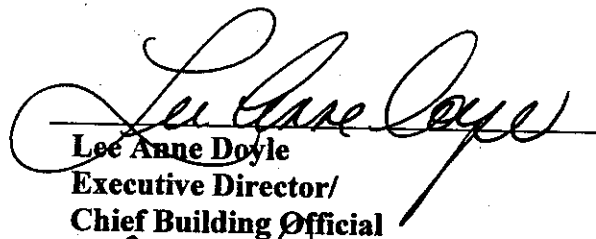
Gary Cian, Manager of policy, Gaming & Licensing/Deputy Licence Commissioner.

7. **CONCLUSION:**

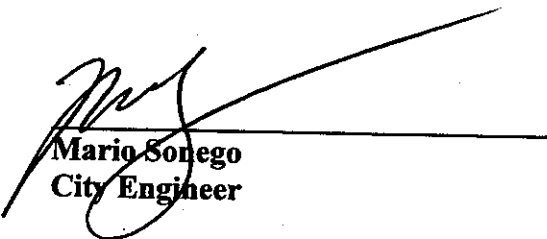
By-law Enforcement Officers will continue to conduct meter seal inspections on all licensed taxicabs twice a year to ensure meter accuracy and that the riding public are being charged correctly.



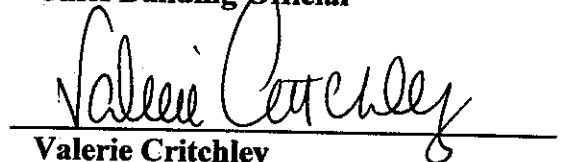
Ann Kalinowski  
Manager of By-law Enforcement



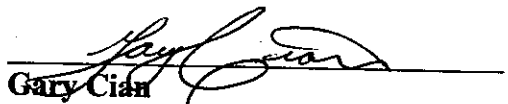
Lee Anne Doyle  
Executive Director/  
Chief Building Official



Mario Sonogo  
City Engineer



Valerie Critchley  
Corporate Leader for Public Engagement  
and Human Resources/City Clerk/  
Licence Commissioner



Gary Cian  
Manager of Policy, Gaming &

**Licensing/Deputy Licence Commissioner**

AK/ak

**APPENDICES:**

**Appendix "A" - Report No 119 of the Environment, Transportation & Public Safety Standing Committee.**

**Appendix "B" - Report No. 150 of the Windsor Licensing Commission.**

**DEPARTMENTS/OTHERS CONSULTED:**

**Licensing Department: Valerie Critchley, Gary Cian, Michael Chantler.**

**NOTIFICATION :**

<b>Name</b>	<b>Address</b>	<b>Email Address.</b>	<b>Telephone</b>	<b>Fax</b>
Walter Bezzina Vets Cab	350 Tuscarora Avenue Windsor, On N9A 3L7		519-256-1868	
Martin Kahelin Vets Cab	350 Tuscarora Avenue Windsor, On N9A 3L7		519-256-1868	
Jay Abdourahmanpour Canadian Checker Cab	506 Hanna Street East Windsor, On N8X 2N6		519-819-6666	
Stuart Caverhill Gerry's Windsor Cab	12222 Tecumseh Road Tecumseh, On N8N 1L9		519-735-3531	

Adopted by Council at its meeting held April 8, 2013 [M121-2013]  
/AA  
Windsor, Ontario April 8, 2013

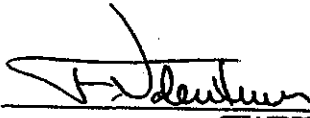
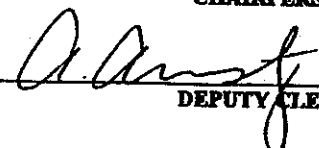
**REPORT NO. 119 of the  
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY  
STANDING COMMITTEE**  
of its meeting held February 20, 2013

**APPENDIX "A"**

**Present:**  
Councillor J. Gignac  
Councillor A. Halberstadt  
Councillor R. Jones,  
Councillor H. Payne  
Councillor F. Valentini, 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** approval **BE GIVEN** for the City of Windsor to no longer provide the Taxicab Course and Vehicle Standards Inspection Lane currently delivered by By-Law Enforcement Officers, and  
**THAT** the delivery of these programs **TAKE PLACE** effective March 1, 2013 by those expressing an interest, and further  
**THAT** the input **BE RECEIVED** from the Stakeholders at the Joint Taxi Industry Meeting held December 4, 2012.  
Carried.

  
CHAIRPERSON  
  
DEPUTY CLERK

NOTIFICATION:				
Name	Address	Email Address	Telephone	FAX
Martin Kahelin	350 Tuscarora Avenue Windsor, ON N9A 3L7			
Walter Bezzina	350 Tuscarora Avenue Windsor, ON N9A 3L7			
Bill Oag	350 Tuscarora Avenue Windsor, ON N9A 3L7			

KK/  
Windsor, Ontario February 20, 2013

**REPORT NO. 159 of the  
WINDSOR LICENSING COMMISSION  
of its meeting held November 21, 2012**

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**Present:** Councillor Ron Jones, Chairperson  
Councillor Drew Dilkens  
Councillor Percy Hatfield  
Councillor Ed Steiman

**Regrets:** Jack Fathers

That the following recommendation of the Windsor Licensing Commission **BE**  
**APPROVED:**

Moved by Councillor Dilkens, seconded by Councillor Hatfield,  
That **APPROVAL BE GIVEN** for the City of Windsor to no longer provide the  
Taxicab Course and Vehicle Standards Inspection Lane, currently delivered by By-law  
Enforcement Officers, and, that the delivery of these programs take place effective March 1,  
2013 by those expressing an interest, and further, that input **BE RECEIVED** from  
Stakeholders at the Joint Taxi Industry Meeting to be held on December 4, 2012.  
Carried.

\_\_\_\_\_  
**CHAIRPERSON**

\_\_\_\_\_  
**SECRETARY**

**REPORT NO. 183 of the  
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY  
STANDING COMMITTEE**  
of its meeting held February 19, 2014

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**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 Gignac, seconded by Councillor Halberstadt,

**THAT** City Council **ADOPT** By-law 69-2014 attached hereto as Appendix A, approving amendments to Public Vehicles Licensing By-law 137-2007 which are necessary as a result of By-law Enforcement no longer providing the taxicab driver training course and no longer conducting semi-annual vehicle standards inspections on taxi vehicles in the City of Windsor, and further

**THAT** Administration **MEET** with the taxi-cab industry and **BRING FORWARD** a recommendation to address fare meter accuracy and calibration.

Carried.

Councillor Jones was absent at the time the vote was taken.

**Livelihood #17002, AB2014**

Clerk's Note: The administrative report authored by the Supervisor of Licensing & Deputy Licence Commissioner dated January 31, 2014 entitled "*Amendments to Schedule 5 of Public Vehicles Licensing By-law #137-2007 as a result of Taxi Course and Taxicab Vehicle Standards Inspection lane no longer delivered by the Corporation of the City of Windsor*" is attached as background information.

\_\_\_\_\_  
**CHAIRPERSON**

\_\_\_\_\_  
**COUNCIL ASSISTANT**

<b>NOTIFICATION:</b>				
<b>Name</b>	<b>Address</b>	<b>Email Address</b>	<b>Phone</b>	<b>FAX</b>
Walter Bezzina		<a href="mailto:wbezzina@vetscab.com">wbezzina@vetscab.com</a>		
Mike Dunning		<a href="mailto:finance@uniforlocal195.com">finance@uniforlocal195.com</a>		
Jay Abdoulrahmanpour		<a href="mailto:ph5192547777@hotmail.com">ph5192547777@hotmail.com</a>		
Stuart Caverhill		<a href="mailto:diana@gerrystaxi.ca">diana@gerrystaxi.ca</a>		
Haidar Aouli		<a href="mailto:haidaraouli@hotmail.com">haidaraouli@hotmail.com</a>		