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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, 3rd floor, City Hall, there being present the following members:

Councillor Ron Jones, Chair
Councillor Drew Dilkins
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 Dilkins,
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 ADMINISTRATIVE 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, 3rd floor, City Hall.

12. **ADJOURNMENT**

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

CHAIR

SECRETARY

AGENDA

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
3rd 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 (4th 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