

KK/
Windsor, Ontario October 22, 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 Dilkens
Councillor Jo-Anne Gignac
Councillor Ed Sleiman
Jack Fathers

Also present are the following resource personnel:

Valerie Critchley, City Clerk/Licence Commissioner
Gary Cian, Senior Manager of Policy, Gaming, Licensing & By-law Enforcement & Deputy Licence Commissioner
Mike Coste, Fire Prevention Officer
Ann Kalinowski, Manager of By-law Enforcement
John Lee, Fire Prevention Officer
Matt McCulloch, Zoning Coordinator
Craig Robertson, Supervisor of Licensing (A)
Rob Vani, Manager of Inspections
Janna Tetler, Senior Licence Issuer
Karen Kadour, Committee Coordinator

1. CALL TO ORDER

The Chair calls the meeting to order at 9:30 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 Councillor Sleiman, seconded by Councillor Gignac,
That the minutes of the Windsor Licensing Commission of its meeting held September 24, 2014 **BE ADOPTED** as presented.
Carried.

3. DISCLOSURE OF INTEREST

None disclosed.

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

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
That the matter (*Item 7f*) relating to the Hospitality Food Service Licence #14 176269
for 1839552 Ontario Inc. o/a Adriatic Family Dining located at 2590 Howard Avenue
BE WITHDRAWN as the applicant has resolved the outstanding issues with Windsor Fire &
Rescue Services and is now in compliance.

Carried.

5. **COMMUNICATIONS**

None.

6. **LICENCE TRANSFERS**

None.

7. **APPLICATIONS/HEARINGS**

(a) **Mary Ferrar – Fantasy Playhouse – Body Rub Parlour**

No one is present to speak to the matter.

In response to a question asked by Councillor Gignac regarding if the body rub parlour
is operating, C. Robertson responds the business is intermittent.

Moved by Councillor Gignac, seconded by J. Fathers,
WLC13/14 That the application for a Body Rub Parlour – Owner licence at 555 Pelissier
Street, Windsor, Ontario submitted by Mary Ferrar o/a Playhouse Massage + **BE REFUSED**.
Carried.

(b) **2427716 Ontario Ltd. o/a Royal Limousines of Essex County – Livery Vehicle
(Class “C” – Executive)**

No one is present to speak to the matter.

C. Robertson states there are currently seven Class “C” Livery Vehicles licensed in the
City of Windsor. He notes if the licence is approved, the decision made would be in compliance
with the regulations pertaining to Class “C” Livery plates allowed, being fifteen. An inspection
of the proposed livery vehicle was conducted by By-law Enforcement and the vehicle was
determined to be in “excellent” condition.

Councillor Gignac requests the applicant be made aware that the vehicle must be replaced within twelve years.

Moved by Councillor Sleiman, seconded by Councillor Dilkens,
WLC14/14 That the application for a Class "C" Livery Vehicle plate holder licence, submitted by Ryan Eagen, 2427716 Ontario Ltd. o/a Royal Limousines of Essex County, 995 Puce Road East, Lakeshore, Ontario **BE APPROVED** for the following vehicle:

- **2005 Lincoln Town Car** VIN # **1LNHM85W75Y648846**

Carried.

(c) **1830062 Ontario Inc. o/a RJ Wrigley's Sports Lounge and Grill – Hospitality Food Service – Liquor Service Ancillary**

No one is present to speak to the matter.

In response to a question asked by Councillor Gignac regarding if the business is operating, C. Robertson responds affirmatively.

It is noted on August 12, 2014, the Fire Prevention Officer attended the premises at 1521 Riverside Drive West and determined the business was non-compliant. Fire Prevention Officer Mike Costs indicated – *"No fire safety plan. Hoods need to be cleaned. Fire suppression system needs to be tested. No records on site. Alarms need to be done. Pull alarm signage needs to be put above all pull alarms"*. On September 16, 2014, the Fire Prevention Officer re-attends the premises and reports that the deficiencies in the initial inspection were not corrected.

Moved by Councillor Gignac, seconded by J. Fathers,
WLC15/14 That the application for a Hospitality Food Service – Liquor Service Ancillary licence submitted by 183062 Ontario Inc. o/a RJ Wrigley's Sports Lounge and Grill at 1521 Riverside Drive West **BE REFUSED**.

Carried.

(d) **Windsor Croatian Centre Limited – Public Hall & Hospitality Food Service – Liquor Service Ancillary**

Matthew Pavelich, Secretary and Monica Babic, Manager, Windsor Croatian Centre are present and available to answer questions. Monica Babic requests a one month extension of time to complete the Fire Plan (she alleges was never required in the past) and to correct the deficiencies. She notes the Centre is operating at a loss, hence there are financial implications.

C. Robertson advises Fire & Rescue Services cited numerous violations and as of October 21, 2014, none of the deficiencies were corrected.

Councillor Gignac states a Public Hall Licence has been issued since 1997 and asks if there have been issues prior to this matter. C. Robertson reports there were no outstanding deficiencies in the past that would warrant the refusal of the licence.

In response to a question asked by Councillor Gignac regarding the cost of a Fire Plan, M. Coste responds the Plan ranges from \$400 to \$1,500 and notes it takes approximately one month to complete.

V. Critchley indicates initially the Windsor Croatian Centre held a Public Hall Licence and issues arose when an application was made for a Hospitality Food Service and Liquor Service Ancillary Licence.

J. Fathers questions the "DO NOT OCCUPY" directive by Windsor Fire & Rescue Services noted in deficiency #11 as follows: "*structural issue at roof of storage room west of west hall (southend of 5243 Tecumseh Road East) – DO NOT OCCUPY until repaired – OTR being issued to address 5243*". R. Vani responds the area in question is a mezzanine area and notes by storing material on top the roof, there is a potential for collapse.

Moved by Councillor Dilkens, seconded by Councillor Gignac,
WLC16/14 That an extension of time to November 22, 2014 **BE GRANTED** to allow for the applicant Matthew Pavelich, Windsor Croatian Centre Limited, 5659 Tecumseh Road East, Windsor, Ontario to operate the Public Hall and to correct the deficiencies as outlined by Windsor Fire & Rescue Services, including the creation of a Fire Plan and failing that, that the following recommendation **BE UPHOLD**:

That the Windsor Licensing Commission REFUSE TO RENEW the Public Hall licence and that the application for Hospitality Food Service – Liquor Service Ancillary submitted by Windsor Croatian Centre Limited BE REFUSED.

Carried.

(e) **Happy Days Diner – Hospitality Food Service**

No one is present to speak to the matter.

C. Robertson states it is not in the public interest to issue a licence as there are outstanding issues with Windsor Fire & Rescue Services. He advises the business is currently operating.

Moved by Councillor Gignac, seconded by J. Fathers,
WLC17/14 That the Windsor Licensing Commission **REFUSE TO RENEW** a Hospitality Food Service licence to Alex Jabbour o/a Happy Days Diner located at 2421 Walker Road.

Carried.

(f) **1839552 Ontario Inc. o/a Adriatic Family Dining – Hospitality Food Service**

This item is withdrawn.

8. **REPORTS AND ADMINISTRATIVE MATTERS**

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

Moved by Councillor Gignac, seconded by J. Fathers,
That the report of the Acting Supervisor of Licensing dated October 10, 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 November 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 9:50 o'clock a.m.

CHAIR

SECRETARY

A G E N D A

WINDSOR LICENSING COMMISSION

For a meeting on Wednesday, October 22, 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 September 24, 2014 (copy attached).

3. DISCLOSURE OF INTEREST

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

5. COMMUNICATIONS

6. LICENCE TRANSFERS

None.

7. APPLICATIONS/HEARINGS

- (a) Mary Ferrar – Fantasy Playhouse – Body Rub Parlour
- (b) 2427716 Ontario Ltd. o/a Royal Limousines of Essex County – Livery Vehicle (Class “C” – Executive)
- (c) 1830062 Ontario Inc. o/a RJ Wrigley’s Sports Lounge and Grill – Hospitality Food Service – Liquor Service Ancillary

- (d) Windsor Croatian Centre Limited – Public Hall & Hospitality Food Service
- Liquor Service Ancillary
- (e) Happy Days Diner – Hospitality Food Service
- (f) 1839552 Ontario Inc. o/a Adriatic Family Dining – Hospitality Food
Service

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 next meeting of the Commission will be held on November 26, 2014 at 9:30 a.m. in the Council Chambers, 3rd floor, City Hall.

12. ADJOURNMENT