REPORT 07-005
CITY OF HAMILTON LICENSING COMMITTEE
Thursday, September 6, 2007
9:30 a.m., Room 110
City Hall, 1st Floor
71 Main Street West, Hamilton

Present: Councillors B. Bratina (Vice Chair), B. Clark, S. Duvall and R. Pasuta

Absent with Regrets: Councillor T. Whitehead (Chair) – FCM, New Brunswick

Also Present: Martin B. Hazell, Director, Parking and By-law Services
Paul Buckle, Acting Coordinator, Municipal Law Enforcement
Lisa Pasternak, Senior Solicitor, City of Hamilton
Stephanie Paparella, Legislative Assistant, City Clerk’s Office

Appellants Present: Mohammad Babar Khan, Appellant (Item 5.1)
Percy S. Hampson, Appellant (Item 5.2)

THE CITY OF HAMILTON LICENSING COMMITTEE PRESENTS REPORT 07-005
AND RESPECTFULLY RECOMMENDS:

1. Mohammad Babar Khan – Appeal respecting the Refusal of a City of Hamilton Taxicab Driver Licence (Item 5.1)

   That, in the interest of public safety, the issuance of a Taxicab Driver License to Mohammad Babar Khan be denied, at this time.

2. Percy S. Hampson – Appeal respecting the Refusal of a City of Hamilton Taxicab Driver Licence (Item 5.2)

   That, in the interest of public safety, the issuance of a Taxicab Driver Licence to Percy S. Hampson be denied, at this time.

Council – September 12, 2007
FOR THE INFORMATION OF COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

There were no changes to the agenda.

(b) DECLARATIONS OF INTEREST (Item 2)

There were none declared.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

The minutes of the August 2, 2007, meeting of the City of Hamilton Licensing Committee were approved, as presented.

(d) PRIVATE AND CONFIDENTIAL – BACKGROUND MATERIAL

Private and Confidential background material, respecting Items 4.1, 5.1 and 5.2, was provided to members of Committee under separate cover.

(e) PRIVATE & CONFIDENTIAL – APPROVAL OF CLOSED SESSION MINUTES (Item 4.1)

As the Committee determined that no discussion or amendments, respecting the Closed Session Minutes of the August 2, 2007, meeting of the City of Hamilton Licensing Committee was required, the Minutes were approved in Open Session, as shown below:

The Closed Session Minutes of the August 2, 2007, meeting of the Licensing Committee were approved, as presented.

(f) Mohammad Babar Khan – Appeal respecting the Refusal of a City of Hamilton Taxicab Driver Licence (Item 5.1)

Committee moved into Closed Session, at 9:40 a.m., to hear Item 5.1, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 03-301, and Section 239, Sub-section (b) of the Ontario Municipal Act, 2001, as the subject matter pertains to personal matters about an identifiable individual, including municipal or local board employees.
Committee reconvened in Open Session, at 9:55 a.m.

Having heard and considered the submissions of the parties, the Committee provided its recommendation in Open Session, as shown in Item 1 above.

(g) Percy S. Hampson – Appeal respecting the Refusal of a City of Hamilton Taxicab Driver Licence (Item 5.2)

Committee moved into Closed Session, at 10:00 a.m., to hear Item 5.2, pursuant to Section 8.1, Sub-section (b) of the City’s Procedural By-law 03-301, and Section 239, Sub-section (b) of the Ontario Municipal Act, 2001, as the subject matter pertains to personal matters about an identifiable individual, including municipal or local board employees.

Committee reconvened in Open Session, at 10:20 a.m.

Having heard and considered the submissions of the parties, the Committee provided its recommendation in Open Session, as shown in Item 2 above.

(h) Ban of Hand Held Cell Phones and Other Similar Devises by Taxicab Drivers (Item 8.1)

The General Manager of the Planning and Economic Development Department was directed to investigate the possibility of a by-law that would ban hand held cell phones and other similar devices (e.g. blackberries) by taxicab drivers while operating a moving taxicab, and report back to the Economic Development & Planning Committee.

(i) ADJOURNMENT (Item 10)

There being no further business, the Committee adjourned at 10:50 a.m.

Respectfully submitted,

Councillor B. Bratina, Vice Chair
City of Hamilton Licensing Committee

Stephanie Paparella
Legislative Assistant
September 6, 2007