Present: Councillors S. Merulla (Chair), T. Whitehead (Vice Chair), B. Bratina, B. Kelly and D. Mitchell

Also Present: D. Rose, Manager, Standards & Licensing
R. Charlton, Coordinator, Standards and Licensing
J. Woloszyn, Tobacco Enforcement Officer
S. Walsh, Public Health Inspector
S. Yung, Manager of Environmental Health
R. Sabo, Assistant City Solicitor
S. Paparella, Legislative Assistant, City Clerk's Office

THE CITY OF HAMILTON LICENSING COMMITTEE PRESENTS REPORT 06-004 AND RESPECTFULLY RECOMMENDS:

1. Mr. Mahadi A. Kazzam, Request to Reapply for a Taxicab Driver Licence (Item 4.1)

(a) That an application for a Taxicab Driver Licence, to be submitted by Mr. Mahadi A. Kazzam, be accepted and issued; provided that Mr. Kazzam satisfies all necessary requirements, as set out in By-law 01-156.

(b) That a new driver abstract be submitted, by Mr. Kazzam, every three (3) months for a one year period.

Council – May 10, 2006
2. Mr. Jovan Miscevic for 6028845 Canada Inc. o/a Memento Café, 334 Queenston Road Hamilton, ON – Restaurant Licence – Non-compliance with Smoking By-law 02-054 (Item 4.2)

   (a) That, as the penalty issued by the Ontario Court of Justice is deemed sufficient and all fines have been paid, the establishment known as 6028845 Canada Inc., o/a Memento Café, 334 Queenston Road Hamilton, ON, be permitted to continue its operations as a restaurant.

   (b) That the establishment abide by the City of Hamilton Smoking By-law 02-054.

   (c) That Tobacco Enforcement Officers and/or Public Health Inspectors attend the site to ensure that the establishment is in compliance with Smoking By-law 02-054.

FOR THE INFORMATION OF THE COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk noted the following changes, which were approved:

(i) Added as Item 7.1 – the Pink Planet Spa, 185 Young Street, Hamilton

(ii) Added as Item 8.1 – A Private and Confidential Matter subject to Solicitor/Client Privilege

(b) DECLARATIONS OF INTEREST (Item 2)

None were declared.

(c) MINUTES OF MEETINGS (Item 3)

The Minutes of the March 9, 2006, meeting of the City of Hamilton Licensing Committee were received and adopted, as presented.

(d) Private and Confidential – Background Material

Private and confidential background material respecting Items 4.1 and 4.2 was provided to members of Committee under separate cover.
(e) Mr. Jovan Miscevic for 6028845 Canada Inc. o/a Memento Café, 334 Queenston Road Hamilton, ON – Restaurant Licence – Non-compliance with Smoking By-law 02-054 (Item 4.2)

Committee moved In Camera to receive advice from Legal Council and reconvened in Open Session.

(f) Pink Planet Spa, 185 Young Street, Hamilton (Item 7.1)

Councillor Bratina raised strong concerns respecting alleged, illegal conduct by employees at the Pink Planet Spa located at 185 Young Street, Hamilton, as the establishment is located in a the Corktown residential area close to a playground and school.

The establishment known as the Pink Planet Spa currently holds a Public Bath Licence.

(g) PRIVATE & CONFIDENTIAL (Item 8.1)

Committee moved In Camera with respect to a matter that is subject to Solicitor/Client privilege and reconvened in Open Session.

(h) ADJOURNMENT (Item 9)

There being no further business, the meeting adjourned at 3:05 p.m.

Respectfully submitted,

Councillor S. Merulla, Chair

Stephanie Paparella
Legislative Assistant
May 4, 2006