THE CITY OF HAMILTON LICENSING COMMITTEE PRESENTS REPORT 06-001 AND RESPECTFULLY RECOMMENDS:

1. Mr. Steve Ascah, Application for a Master Plumbing Licensing Show Cause Hearing (Item 4.1)

That the application for a Master Plumbing Licence, for Mr. Steve Ascah, be approved with the condition that a new criminal abstract be submitted to the City of Hamilton, Standards & Licensing Section in six (6) months.
2. Mr. Nirihuejit Dhaliwal for 1356869 Ontario Inc. o/a Golden Auto Centre, 35 Parkdale Avenue North, Hamilton, Ontario respecting acceptance of Safety Standard Certificates (Item 4.2)

That effective immediately the Safety Standards Certificates from 1356869 Ontario Inc. o/a Golden Auto Centre, 35 Parkdale Avenue North, Hamilton, be accepted.

3. Mr. Anthony Rizzuto for 1140424 Ontario Inc. o/a Blue Line Transportation Ltd., 373 Wentworth Street North, Hamilton, Ontario respecting acceptance of Safety Standard Certificates (Item 4.3)

That effective immediately the Safety Standards Certificates from 1140424 Ontario Inc. o/a Blue Line Transportation, 373 Wentworth Street North, Hamilton, be accepted.

4. Mr. Sharn Jit Singh for One to One Auto Service, 565 Parkdale Avenue North, Hamilton, Ontario respecting acceptance of Safety Standard Certificates (Item 4.4)

That effective immediately the Safety Standards Certificates from One to One Auto Service, 565 Parkdale Avenue North, Hamilton, be accepted.

5. 1371961 Ontario Inc. o/a Bar 2000, 460 Barton Street East, Hamilton, Ontario – City of Hamilton Restaurant and Tobacco Sales Licences (Item 5.2)

That 1371961 Ontario Inc. o/a Bar 2000, 460 Barton Street East, Hamilton, Ontario be requested to attend a second Show Cause hearing with respect to the non-compliance of the following resolution approved, by Council (Licensing Committee Report 05-009, as amended) on November 10, 2005:

2. Mr. Manuel Antunes for 1371961 Ontario Inc. o/a Bar 2000, 460 Barton Street East, Hamilton, Ontario – City of Hamilton Restaurant and Tobacco Sales Licences Show Cause Hearing (Item 6.2)

(a) That the Establishment (Restaurant) and Tobacco Sales Licences for 1371961 Ontario Inc. o/a Bar 2000, 460 Barton Street East, Hamilton, Ontario, be suspended for a period of two (2) weeks commencing Friday, November 11, 2005, at 11:00 a.m. to be reinstated on Friday, November 25, 2005 at 11:00 a.m.
(b) That after said licences are reinstated 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 the suspension; and, once the said licences are reinstated, to ensure compliance with Smoking By-law 02-054.

6. Disposition of Taxi Plates (Item 5.3)

That once Taxi Owner Plates have expired, the plate be returned to the City of Hamilton, Standards & Licensing Section before a new plate can be issued.

7. 1631110 Ontario Inc. o/a 163 Auto Garage, 162 Barton Street West, Hamilton, Ontario – Show Cause Hearing Scheduled for the February 1, 2006 Licensing Committee

(a) That the Show Cause Hearing scheduled for February 1, 2006, respecting 1631110 Ontario Inc. o/a 163 Auto Garage, 162 Barton Street West, Hamilton, Ontario be cancelled and removed from that agenda.

(b) That effective immediately the Safety Standards Certificates from 1631110 Ontario Inc. o/a 163 Auto Garage, 162 Barton Street West, Hamilton, Ontario, be accepted.

FOR THE INFORMATION OF THE COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk noted the following changes to the agenda, which were approved:

(i) Tom Redmond, Director of Building and Licensing, will summarize Licensing Bulletin #05-01, prior to Item 4.2.

(ii) The addition of Private and Confidential Item 7.1 respecting a personnel matter.

(iii) Item 7 – Adjournment will become Item 8.

(iv) In order to better accommodate the appellants, the agenda order will be changed as follows: Item 4.4 will become 4.2, Item 4.2 will become 4.3, and Item 4.3 will become 4.4.
(b) DECLARATIONS OF INTEREST (Item 2)

There were none declared.

(c) MINUTES OF MEETINGS (Item 3)

The Minutes of the November 3, 2005, 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 through 4.4, was provided to members of Committee under separate cover.

(e) Mr. Steve Ascah, Application for a Master Plumbing Licensing Show Cause Hearing (Item 4.1) – Private and Confidential – In Camera

Committee moved In Camera, as the matter pertained to personal matters about an identifiable individual and reconvened in Open Session.

(f) Oath – Mr. Steve Ascah: Application for a Master Plumbing Licensing Show Cause Hearing (Item 4.1)

The appellant, Mr. Steve Ascah, was sworn under Oath, prior to providing his testimony.

(g) Licensing Bulletin #05-01 respecting Qualified and Licensed Automobile Mechanics – Verbal Overview

Tom Redmond, Director of Building and Licensing, provided the Committee with an overview of Licensing Bulletin #05-01 respecting Qualified and Licensed Automobile Mechanics and answered questions, with respect to the Bulletin, from both the Committee and Mr. Manfred Rudolph, legal counsel for Mr. Nirihuejit Dhaliwal, 1356869 Ontario Inc. o/a Golden Auto Centre, 35 Parkdale Avenue, North, Hamilton, Ontario.

(h) 1555835 Ontario Inc. o/a Haley’s Corner Restaurant, 2200 Rymal Road East, Hamilton, Ontario – City of Hamilton (Item 5.1)

This Item was withdrawn by staff, as notification to close was received after the date of non-compliance.
(i) Personnel Matter – Private and Confidential (Item 7.1)

Committee moved In Camera, as the matter pertained to personal matters about an identifiable individual and reconvened in Open Session.

No recommendation was provided.

(j) ADJOURNMENT (Item 7)

There being no further business, the meeting adjourned at 3:40 p.m.

Respectfully submitted,

Councillor S. Merulla, Chair

Stephanie Paparella
Legislative Assistant
January 6, 2006