THE LICENSING COMMITTEE PRESENTS REPORT 08-003 AND RESPECTFULLY RECOMMENDS:

1. Appeal – Mogul Holdings Inc., 180 Ottawa Street North, Hamilton Multiple Establishment Licence – Restaurant and Place of Amusement (Item 4.1)

   (a) That the application for a Multiple Establishment Licence for a Restaurant and Place of Amusement, to be submitted by Mogul Holdings Inc., for the establishment to be known as Queens Sports Bar and Restaurant, located
at 180 Ottawa Street North, Hamilton, Ontario, be accepted and issued; provided that Mogul Holdings Inc. satisfies all necessary requirements, as set out in Licensing Code By-law 07-170.

(b) That the following conditions be placed upon the Multiple Establishment Licence for a Restaurant and Place of Amusement, for Mogul Holdings Inc., for the establishment to be known as Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario:

(i) That Mr. Shabbir Khan, President of Mogul Holdings Inc., provide the Issuer of Licences with an up-to-date list of employees every six (6) months for a one year period, upon opening of any portion of Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario.

(ii) That the Issuer of Licenses be directed to refer any persistent complaint or failure to comply matters with regard to the City of Hamilton Licensing Code By-law 07-170 or any other law, respecting the establishment to be known as Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario, to the Licensing Committee for a show cause hearing.

(iii) That the Issuer of Licences be directed to review any and all unresolved noise or police matters, relevant to the Multiple Establishment Licence for a Restaurant and Place of Amusement, for Mogul Holdings Inc., for the establishment to be known as Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario, at the four (4) month, eight (8) month and twelve (12) month intervals for a one (1) year period, upon opening of any portion of Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario.

(iv) That the hours of operation for the establishment to be known as Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario be from 11:00 a.m. to 11:00p.m.

(v) That Mogul Holdings Inc. post a notice to patrons at the front entrance to Queens Sports Bar and Restaurant, located at 180 Ottawa Street North, Hamilton, Ontario, advising that By-law 01-218, a By-law to Regulate On-Street Parking, and By-law 01-220, a By-law to Regulate the Parking of Motor Vehicles on Private and Municipal Property, are strictly enforced.
FOR THE INFORMATION OF COUNCIL:

(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 March 28, 2008, meeting of the City of Hamilton Licensing Committee were approved, as presented.

(d) Appeal – Mogul Holdings Inc., 180 Ottawa Street North, Hamilton Multiple Establishment Licence – Restaurant and Place of Amusement (Item 4.1)

Subsequent to providing its recommendations, outlined in Item 1 above, the Licensing Committee thanked the appellant, Mr. Shabbir Khan, for his willingness to remove the existing signage from the building, located at 180 Ottawa Street North, Hamilton, Ontario, during the week of April 21, 2008. The Committee then advised Mr. Shabbir Khan, President of Mogul Holdings Inc., that when new signs or advertising for the building are erected, they must be in compliance with By-law 06-243, a By-law Respecting Signs and Other Advertising Devices within the City of Hamilton.

Committee also strongly advised, Mr. Khan that, once issued a Multiple Establishment Licence for a Restaurant and Place of Amusement, for Queens Sports Bar and Grill, located at 180 Ottawa Street North, Hamilton, Ontario, that that licence would not provide for live music, dancing or banquets.

That should Mr. Khan wish to pursue these activities (live music, dancing or banquets), at 180 Ottawa Street North, Hamilton, Ontario, he must first apply for the proper zoning and a “public hall” licence for that property.

(e) PRIVATE & CONFIDENTIAL – APPROVAL OF CLOSED SESSION MINUTES (Item 5.1)

As the Committee determined that no discussion or amendments, respecting the Closed Session Minutes of the March 28, 2008, meeting of the City of Hamilton Licensing Committee were required, the Minutes were approved in Open Session, as shown below:

Council – April 23, 2008
The Closed Session Minutes of the March 28, 2008, meeting of the Licensing Committee were approved, as presented.

That the Closed Session Minutes of the March 28, 2008 Licensing Committee, remain confidential and restricted from public disclosure, in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act."

(f) ADJOURNMENT (Item 10)

There being no further business, the Committee adjourned at 3:45 p.m.

Respectfully submitted,

Councillor B. Clark, Acting Chair
City of Hamilton Licensing Committee

Stephanie Paparella
Legislative Assistant
April 11, 2008