



City of Hamilton

HAMILTON LICENSING TRIBUNAL

Established under the Municipal Act, 2001 and the Business Licensing By-law No. 07-170

Meeting #: 19-001
Date: March 26, 2019
Time: 10:00 a.m.
Location: Room 264, 2nd Floor, City Hall
71 Main Street West

Loren Kolar, Committee Secretary (905) 546-2424 ext. 2604

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1. **APPOINTMENT OF CHAIR AND VICE-CHAIR**
 2. **APPROVAL OF AGENDA**
(Added Items, if applicable, will be noted with *)
 3. **CONFLICTS OF INTEREST**
 4. **APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - 4.1 June 15, 2018
 5. **HEARING**
 - 5.1 **REQUEST FOR A SHOW CASE HEARING** (dated January 23, 2019) to: Tariq Lone
City of Hamilton Public Garage Multiple Use Garage Licence (Licence 15-176349 IR)
 6. **ADJOURNMENT**



CITY OF HAMILTON MINUTES

18-003

HAMILTON LICENSING TRIBUNAL

Friday, June 15 2018

10:00 a.m.

Room 264, Hamilton City Hall

71 Main Street West

Hamilton, Ontario

Present: Councillor C. Collins - Vice-Chair
Councillors, B. Johnson and R. Pasuta

Absent: Councillor T. Whitehead - Chair – Personal Councillor M. Green -
Personal

Also Present: L. Clayton, Municipal Prosecutor
J. Hidalgo, Solicitor to the Licensing Tribunal
L. Kolar, Legislative Coordinator, City Clerk's Office
L. Leduc, Legislative Coordinator, City Clerk's Office

The meeting was called to order.

1. CHANGES TO THE AGENDA (Item 1)

There were no changes to the agenda.

(B. Johnson/Pasuta)

That the agenda for the June 15, 2018 meeting of the Hamilton Licensing Tribunal be approved, as presented.

CARRIED

2. DECLARATIONS OF INTEREST (Item 2)

There were none declared.

3. HEARINGS (Item 3)**3.1 NOTICE OF REFUSAL (dated March 7, 2018) to: Mr. Petro Sosnovskiy operating as Queenston Wellness Spa**

City of Hamilton Personal Wellness Service Establishment
Application No. 17 293426

For the outcome of this matter, refer to the Notice of Decision.

3.2 REQUEST FOR A SHOW CAUSE HEARING (dated April 23, 2018) to: Harbans Kalsi

City of Hamilton Public Garage B2 Business Licence 16 290619 1R at 6
Dunbar Avenue

For the outcome of this matter, refer to the Notice of Decision.

4. TRIBUNAL BUSINESS**4.1 Minutes of the February 2, 2018 meeting**

(Pasuta/B. Johnson)

That the Minutes of the February 2, 2018 meeting of the Hamilton Licensing Tribunal, be approved.

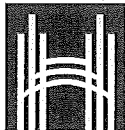
CARRIED

5. ADJOURNMENT

(Pasuta/B. Johnson)

That the meeting of the Hamilton Licensing Tribunal be adjourned at 4:17 p.m.

CARRIED



Hamilton

City of Hamilton
 Mailing Address:
 Hamilton City Hall
 71 Main St. West
 Hamilton, ON L8P 4Y5
www.hamilton.ca

Planning and Economic Development Department
 Licensing and By-law Services
 Physical Address: 77 James Street North, Suite #250
 Phone: 905.546.2782 Fax: 905.540.6280
 Email: licensing@hamilton.ca

January 23, 2019

RW 988 611 962 CA

Loren Kolar, Legislative Coordinator
 Office of the City Clerk
 City of Hamilton
 71 Main Street West
 Hamilton, ON L8P 4Y5

Dear Sir:

RE: REQUEST FOR SHOW CAUSE HEARING
Tariq LONE, Lone Auto Service
City of Hamilton Public Garage Multiple Use Garage Licence
448 HWY #8, Stoney Creek, 15-176349 1R
Expiry Date: February 28, 2019

Please be advised that pursuant to Section 12(1) of the General Provisions of the City of Hamilton Licensing By-Law 07-170, as amended ("City of Hamilton Licensing By-Law"), I am requesting that a show cause hearing be scheduled and brought before the Hamilton Licensing Tribunal to consider whether the above-referenced licence should be revoked or suspended or conditions imposed.

City of Hamilton Licensing By-Law 07-170, Section 12 (1)(c)(vi), as amended: The Director of Licensing and By-Law shall refuse to issue a licence or may recommend the suspension or revocation of a licence when, in the opinion of the Director:

1. The operation of the applicant's or licensee's business would put the public's safety at risk.
2. The operation of the applicant's or licensee's business is not or will not be carried on in compliance with the law; or
3. The conduct of the applicant or licensee affords reasonable grounds for belief that the applicant or licensee will not carry on or engage in the business in accordance with the law or with honesty or integrity

Namely,

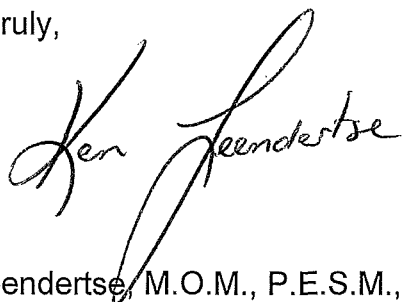
- That seven (7) vehicles that were inspected and certified by Tariq Lone of Lone Auto Services, Licence #15-176349 between the months of May 2018 to November 2018, failed to meet the minimum requirements prescribed by the

Ministry of Transportation's regulated inspection process and required substantial repairs before being road-worthy.

You will be notified by the Legislative Co-ordinator of the Hamilton Licensing Tribunal of the scheduled hearing before the Hamilton Licensing Tribunal. A hearing shall be commenced by the Hamilton Licensing Tribunal within sixty (60) days from the date of generation of this letter.

If you have any questions regarding this matter, please contact Tiffany Gardner, Supervisor of Licensing Administration, at 905 546 2424 ext. 1789.

Yours truly,

A handwritten signature in black ink that reads "Ken Leendertse". The signature is written in a cursive style with a large, sweeping flourish at the end.

Ken Leendertse, M.O.M., P.E.S.M., BA
Director, Licensing and By-Law Services

KL/tg

CC: Tariq Lone
Linda Clayton - Prosecutor
Adam Palmieri – Supervisor Licensing
Tiffany Gardner – Supervisor Licensing
Dawn Johnson – Manager Licensing



CITY OF HAMILTON

HEARING NOTICE

HAMILTON LICENSING TRIBUNAL

established under the *Municipal Act, 2001* and the *Business Licensing By-law No. 07-170*

A hearing will be held before the Hamilton Licensing Tribunal on **Tuesday, March 26 at 10:00 a.m. in Room 264 at Hamilton City Hall, 71 Main Street West, Hamilton, Ontario**, to consider the following:

The Director of Licensing's request, made January 23, 2019, under Section 12 (1) of the City of Hamilton's Licensing By-law 07-170, for a Show Cause Hearing respecting a City of Hamilton Public Garage Multiple Use Garage Licence (Licence 15-176349 IR).

At the hearing the Tribunal will decide whether or not to uphold the refusal, and/or to revoke, suspend or have conditions imposed on your business licence. The hearing will be conducted in accordance with the *Municipal Act, 2001*, the Business Licensing By-law No. 07-170 and the *Statutory Powers Procedure Act*. Additional information respecting the appeal process can be obtained online at <https://www.hamilton.ca/council-committee/council-committee-meetings/hamilton-licensing-tribunal> or in person at the Office of the City Clerk, 71 Main Street West, First Floor.

If either you and/or your legal representative do not attend the hearing at the date, place and time indicated, the Hamilton Licensing Tribunal may proceed in your absence to render any decision or recommendation within its jurisdiction, and you will not be entitled to further notice of the proceeding.

The Tribunal may commence to hear a matter at any time from **10:00 a.m.** onward. Once a matter has commenced it may continue to be heard after regular business hours, until such later time as determined by the Tribunal.

Please advise the Legislative Coordinator if you require any special accommodations, including language translation services, as soon as possible.

Issued on January 25th, 2019 to:

Appellant:

Director of Licensing:

Tariq Lone
Lone Auto Service

Ken Leendertse

RW 742 906 506 A

Please direct any questions to: **Loren Kolar, Secretary**
Hamilton Licensing Tribunal
loren.kolar@hamilton.ca