



LEGISLATIVE AND COURT SERVICES MEMORANDUM

TO: MAYOR J. LEHMAN, AND MEMBERS OF COUNCIL

FROM: W. COOKE, CITY CLERK/DIRECTOR OF LEGISLATIVE AND COURT SERVICES

RE: LIQUOR LICENCE APPLICATION REVIEW – EAST SIDE MARIO’S – 451 BRYNE DRIVE

DATE: JANUARY 28, 2019

The purpose of this Memorandum is to advise members of Council that a Municipal Information Form and an associated City of Barrie Liquor Licence Application Questionnaire were received on Monday, January 21, 2019 from an establishment named the East Side Mario's located at 451 Bryne Drive, Barrie. The documents were circulated to City Departments and community stakeholders upon receipt.

Concerns regarding zoning, non-compliance with by-laws, or general objections to the application may be directed to the Alcohol and Gaming Commission of Ontario (the issuer of liquor licences) through the City Clerk by Monday, February 4, 2019 as follows:

Alcohol and Gaming Commission of Ontario
c/o Wendy Cooke, City Clerk/Director of Legislative and Court Services
The City of Barrie
P.O. Box 400
70 Collier Street
Barrie ON L4M 4T5
Fax: (705) 739-4206
Email: cityclerks@barrie.ca

All comments received as of the deadline, will be compiled and submitted to the Alcohol and Gaming Commission of Ontario for its review and consideration as part of the Commission's liquor licence issuance process.

APPENDIX "A" MUNICIPAL INFORMATION FORM CITY OF BARRIE LIQUOR LICENCE APPLICATION QUESTIONNAIRE



Alcohol and Gaming Commission of Ontario
Licensing and Registration
90 SHEPPARD AVE E SUITE 200
TORONTO ON M2N 0A4
Fax: 416-326-8711
Tel: 416-326-8700 or 1-800-522-2876 toll free in Ontario

Municipal Information

The information requested below is required in support of all applications for a new Liquor Sales Licence or outdoor areas being added to an existing Liquor Sales Licence.

Section 1 - Application Details

Premises Name <i>EAST SIDE MARIU'S</i>	Premises Telephone Number <i>705-719-9699</i>		
Contact Name <i>Michael Mulrany</i>	Contact's Telephone Number	Email Address	
Address <i>451 Bayview Dr.</i>	City / Town <i>BARRIE</i>	Province / State <i>ON</i>	Postal Code <i>L4N 6C8</i>

Does the application for a Liquor Sales Licence include:

- ☒ Indoor areas
☐ Outdoor areas

Section 2 - Municipal Clerk's Official Notice of Application for a Liquor Sales Licence in your Municipality

Municipal Clerk:

Please confirm the "Wet/Damp/Dry" status below.

Name of village, town, township or city where taxes are paid: (If the area where the establishment is located was annexed or amalgamated, provide the name of the Village, Town, Township or City was known as) <i>City of Barrie</i>
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Is the area where the establishment is located:

- ☒ Wet (for spirits, beer, wine) ☐ Damp (for beer and wine only) ☐ Dry

Note:

Specific concerns regarding zoning or non-compliance with by-laws must be clearly outlined in a separate submission or letter within 30 days of this notification.

Signature of Municipal Official	Title
Address of Municipal Office	Date YYYY MM DD



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Liquor Licence Application Questionnaire

GENERAL INFORMATION

Name of Establishment: (Registered name and Operating name, if different)	Norlum Inc. O/A East Side Marios
Street Address of Establishment:	451 Bryne Dr
Closest Intersection:	Bryne Dr / Mapleview Dr
Mailing Address: (If different from the location of the establishment)	
Name of Owner: (Indicate individual sole proprietor, partnership or corporation, as appropriate) If partnership or corporation, provide names and contact information for all shareholders	Michelle and Mike Mulroy
Name of Applicant: (if different from owner)	/
Mailing Address for Applicant:	
Applicant Business Phone/Fax Number:	
Applicant Business E-mail address:	

Purpose of the Liquor Licence Application:

☐ New establishment

☒ New owner/operator of existing establishment

Name of previous business East Side Marios

☐ Change to indoor occupant load/seating capacity (including addition or alteration to interior)

☐ Change to outdoor occupant load/seating capacity (including addition or alteration to outdoor patio)

☐ Other. Describe below

The City of
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Liquor Licence Application Questionnaire

OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS

Hours of Operation of the business: Indoor Area _____ Outdoor Area _____

Hours associated with alcohol sales Indoor Area 11am - 12pm Outdoor Area 11am - 12pm

What is the primary nature of the establishment? (i.e. family restaurant, fine dining, lounge/nightclub, bar/tavern, coffee house, etc) Family restaurant.

Before 10 PM: Family Restaurant

After 10 PM: Family Restaurant

Describe your target market: Our target market is families.

Describe the proposed security both internally and exterior to the establishment (i.e. total number of staff, training or experience of staff, number of security persons):

Before 10 PM: _____

After 10 PM: _____

Note: If you require more space please attach additional documentation to this form.

Are all security personnel trained and licensed? Yes _____ No _____ Describe (i.e. in-house or hired service) _____

Note: If you require more space please attach additional documentation to this form.

Are exterior line ups (queues) anticipated for your establishment? Yes _____ No ☒ _____

OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS (Continued)

Describe any musical entertainment to be provided (i.e. dance floor, live/recorded music, amplified sound, etc)	<u>Indoor Area Only</u>		
	Dance Floor		
	Yes _____ No <input checked="" type="checkbox"/>		
	Live Music		
	Yes _____ No <input checked="" type="checkbox"/>		
	Recorded Music		
	Yes <input checked="" type="checkbox"/> No _____	Satellite music	
	Amplified Sound		
	Yes _____ No <input checked="" type="checkbox"/>		
	Unamplified Sound		
	Yes _____ No <input checked="" type="checkbox"/>		
	<u>Outdoor Area Only</u>		
	Dance Floor		
	Yes _____ No <input checked="" type="checkbox"/>		
Live Music			
Yes _____ No <input checked="" type="checkbox"/>			
Recorded Music			
Yes <input checked="" type="checkbox"/> No _____	Satellite music,		
Amplified Sound			
Yes _____ No <input checked="" type="checkbox"/>			
Unamplified Sound			
Yes _____ No <input checked="" type="checkbox"/>			

OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS (Continued)

Describe the nature of the proposed seating for the venue (i.e. dining tables, cocktail tables, stand up bar):	Indoor Area	dining tables, cocktail tables bar top
	Outdoor Area	dining tables
Describe any food preparation facilities for the venue:	Indoor Area	Full kitchen, Ovens, grill, fridges, Sauté
	Outdoor Area	Ø
Describe any other type of business to be operated from the establishment on a permanent basis, or from time to time (i.e. bakeshop, variety store, grocery store, billiard hall, take-out restaurant, adult entertainment, non-motorized refreshment vehicles, etc?):	Indoor Area	take-out
	Outdoor Area	Ø
If yes, are the businesses physically separated from the licensed area(s) so that access or exits to and from the other business are not through the licensed area(s)? Provide full details:	Indoor Area	no
	Outdoor Area	
Entertainment (i.e. video games, pool tables, etc):	Indoor Area	Ø
	Outdoor Area	Ø



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OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS (Continued)

Is either internal or external video surveillance planned for the establishment?
Yes ☒ No ☐ Describe

Note: If you require more space please attach additional documentation to this form.

Describe your plans for crowd management:

Before 10 PM:

We don't expect crowds
Restaurant is only capable of
seating it's capacity.

Note: If you require more space please attach additional documentation to this form.

After 10 PM:

11 11

Is a cover charge to enter the premises proposed? Yes ☐ No ☒ (routinely / special events)

What is the anticipated percentage of liquor sales to gross sales? 90 food
10 alcohol



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OWNERSHIP/MANAGEMENT INFORMATION

Describe the owner or operator's performance record including any by-law violations, building, health, fire code deficiencies noted on an inspection report, and any pending charges or convictions or liquor licence offences within the last 3 years:

We have been in business with an active East Side Marios in Pickering. We have never had any violations.

Has a principal officer of the business or a manager of the business been charged with or convicted of a liquor licence related offence? Yes ☐ No ☒ If yes, provide details of any pending charge or conviction

Do any of the principal officer(s) or managers of the business have a criminal record? Yes ☐ No ☒ If yes, provide a copy of the criminal records check

Is there a pending charge or conviction against the business related to a liquor related offence? Yes ☐ No ☒ If yes, provide details

List the names and addresses of any other licensed establishments in Canada owned or operated by the same operator or owner:

East side Marios Pickering
1355 Kingston Rd Unit #102

Note: If you require more space please attach additional documentation to this form.

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SIZE AND LOCATION

What is the size (floor area) of the establishment?	<u>CURRENT</u> <u>Indoor Area</u> 175 ft ² / m ²	<u>PROPOSED</u> <u>Indoor Area</u> _____ ft ² / m ²	<u>CURRENT</u> <u>Outdoor Area</u> 70 ft ² / m ²	<u>PROPOSED</u> <u>Outdoor Area</u> _____ ft ² / m ²
What is the occupant load and/or seating capacity of the establishment?	<u>CURRENT</u> <u>Indoor Area</u> 175 occupant load 175 licensed capacity 175 seating capacity	<u>PROPOSED</u> <u>Indoor Area</u> _____ occupant load _____ licensed capacity _____ seating capacity	<u>CURRENT</u> <u>Outdoor Area</u> 80 occupant load 80 licensed capacity 80 seating capacity	<u>PROPOSED</u> <u>Outdoor Area</u> _____ occupant load _____ licensed capacity _____ seating capacity

Is the entire operation enclosed? (i.e. the operation is interior space only)
Yes _____ No ☒

An accurate diagram/scaled floor plan indicating the proposed location of the licenced area(s) (ALL licenced areas including indoor and outdoor areas) is required to be attached to this form.

What is the distance to the closest other establishment(s) serving alcohol? 200 ft/ m

Please provide the operating name(s) and describe the target market of other establishments serving alcohol within a 120 m (approximately 400 ft) radius of the proposed location:

Jack Astors - family
- casual dining
Boston Pizza - family

Note: If you require more space please attach additional documentation to this form.

What is the distance to the closest residential dwelling unit? 5000 ft/ m

Does the subject property contain residential units?
Yes _____ No ☒



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Liquor Licence Application Questionnaire

I, Michael Murray (name of applicant/owner), hereby certify that the information provided pursuant to this liquor licence application questionnaire is true, accurate and complete to the best of my knowledge and ability. I understand and acknowledge that if the information with respect to the establishment changes materially, I am responsible for completing and submitting an updated questionnaire. I further understand and acknowledge that the submission of an incomplete questionnaire or the inclusion of false statements is deemed to be a breach of any business licence issued by the City and may be grounds for such licence to be revoked

Sworn (Affirmed) before me at The City of Barrie,
in the Province of Ontario on the 18th day

January, 20 19.

Kristi Lynn Fishpool
A Commissioner, etc.

[Signature]
Signature of Applicant

Kristi Lynn Fishpool,
a Commissioner, etc.,
Province of Ontario, for the
Corporation of the City of Barrie.
Expires May 9, 2021

NOTE: This is a sworn (affirmed) affidavit of the deponent only. No investigation has been conducted by this authority to confirm or verify the above sworn information.

The CRIMINAL CODE OF CANADA provides that: everyone commits perjury who, with intent to mislead, makes before a person who is authorized by law to permit it to be made before him a false statement under oath or solemn affirmation by affidavit, solemn declaration or deposition or orally, knowing that the statement is false, is guilty of an indictable offence and liable to a term of imprisonment not exceeding fourteen years (Section 131, 132), or by summary conviction (Section 134).

Personal information on this form is collected to determine any concerns with zoning, non-compliance with any by-laws or general objections to the application by City Council, the municipality, residents, and/or organizations within the municipality. The document and any associated submissions will be made available on the City's website and distributed to various stakeholder organizations and resident associations as well as the Alcohol and Gaming Commission of Ontario. This document is a public record, despite anything in the *Municipal Freedom of Information and Protection of Privacy Act (1990)*, and, until its destruction, may be inspected by any person at the City Clerk's Office