

Request for Decision

Denial of Public Hall Licence Appeal - Guy & Michael Carpentier

Presented To: Hearing Committee

Presented: Wednesday, Sep 21, 2016

Report Date: Wednesday, Aug 24, 2016

Type: Public Hearings

Resolution

THAT the City of Greater Sudbury upholds the denial of the Business Licence for a Public Hall to MC Services, Guy and Michael Carpentier, owners of 131 Regent Street, City of Greater Sudbury.

Background

The City of Greater Sudbury Business Licensing By-Law 2004-350, Part VI, requires all public halls with a seating capacity of more than 100 people to obtain an annual business licence with the municipality.

The subject property located at 131 Regent Street, City of Greater Sudbury, was formerly a place of worship and had been operated as such for many years. Within the main building, apart from the place of worship, was another room utilized as a hall.

During the time that the facility was a place of worship, the hall was not required to be licenced by the City of Greater Sudbury.

The subject property, is zoned Institutional and as per the Zoning By-Law a Public Hall would be permitted only if the property is operated by a Non-Profit or Charitable Institution.

Facts and Evidence Supporting the Licence Denial - Presented by Licensing Officer Teresa Labelle

An application was received from Mr. Guy CARPENTIER on February 10, 2015 at the City of Greater Sudbury Compliance and Enforcement Division, requesting a Business Licence for a Public Hall with a potential capacity of more than 100 persons in the name of MC Services, owners Guy and Michael CARPENTIER.

On February 13, 2015, the Department Approval was directed to By-Law Enforcement Officer Stephen HOLT in order to assess the Zoning of the location. The Zoning was confirmed as Institutional.

Officer Holt inspected the location of 131 Regent Street to determine if the location met the criteria required to operate as a Public Hall under the City of Greater Sudbury Business Licensing By-Law 2004-235. The

Signed By

Report Prepared By

Teresa Labelle
Licensing Enforcement Officer
Digitally Signed Aug 24, 16

Division Review

Brendan Adair
Manager of Security and By-Law
Digitally Signed Aug 24, 16

Recommended by the Department

Caroline Hallsworth
Executive Director, Administrative
Services/City Clerk
Digitally Signed Aug 24, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 26, 16

inspection showed that the location did meet the physical requirements of the Business Licensing By-Law.

However, in consultation with the Chief Building Official, Guido MAZZA, it was determined that in order to obtain a Public Hall Licence the property must be owned and operated by a Non Profit or Charitable Institution. Since the subject property is not being operated by a Non Profit or Charitable Institution the Department Approval for the Public Hall was denied.

Part II, Section 2(17) of the City of Greater Sudbury Business Licensing By-Law 2004-350 prohibits a Licence to be issued if the operation of the business is in violation of any City By-Law. A Public Hall is a non-permitted use for this location and issuance of the Licence would constitute a violation of the City of Greater Zoning By-Law thus the application was denied.

On May 5, 2015 the Issuer of Licences Darlene Barker, sent the Letter of Denial to the registered property owner via registered mail.

On July 08, 2015 the Manager of Security and By-Law Services Mr. ADAIR, the Chief Building Official Mr. MAZZA, Officer HOLT, and the Ward Councillor SIGNORETTI met with the applicant Mr. Guy CARPENTIER to review challenges associated with the operation of a Public Hall as per Zoning. At this meeting the applicant was encouraged to investigate options for re-zoning so as to permit the operation of a public hall.

That same day, the applicant submitted an appeal to the Hearing Committee. In the interest of allowing the applicant an opportunity to seek the assistance of the Planning Department in making an application for re-zoning, this matter was not immediately scheduled for a Hearing.

The Issuer of Licences recommends that the denial of the Business Licence for a Public Hall be upheld by the Committee and the applicant be directed again to submit an application for re-zoning.

Attachments:

1. Business Licence Application with Departmental Approval Forms dated February 10, 2015 including;
 - a) Completed Application Form
 - b) By-Law Zoning Departmental Approval with zoning maps
 - c) Sudbury District Health Unit Department Approval
 - d) Fire Services Department Approval
 - e) Insurance Certificate
 - f) Acknowledgement of police record check
2. Email from Jennifer DIMMEL, Licensing Officer at time of application February 10, 2015
3. Letter of Denial issued by Darlene BARKER, Issuer of Licences, Manager of Compliance and Enforcement, dated May 05, 2015
4. Letter of Appeal from subject property owner, Guy CARPENTIER, dated July 08, 2015

City of Greater Sudbury • Licensing/Compliance – Enforcement Services
P.O. Box 5000, STN A • 280 Brady Street • Sudbury, ON P3A 5P3

☎: 3-1-1 • ☎: 705-674-4433 ext 2469/2320 • Fax: 705-671-0871

- ☒ Zoning
- ☒ Police
- ☐ Health
- ☐ Fire *Scary*
- ☐ Building
- ☐ C of Q
- ☐ WSIB
- ☐ Liability
- ☐ Other

APPLICATION FOR BUSINESS LICENCE

TO BE COMPLETED BY ALL APPLICANTS

This is an application for (check one)

- ☐ New Business
- ☐ Renewal of Business
- ☒ Change of Ownership (New Application)
- ☐ Change of Name: Previous Name _____
- ☐ Change of Address: Previous Address _____

BUSINESS INFORMATION

NAME OF BUSINESS MC Services

TYPE OF BUSINESS, TRADE OR OCCUPATION (check all applicable)

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <ul style="list-style-type: none"> <input type="checkbox"/> Auctioneer <input type="checkbox"/> Building Renovator <input type="checkbox"/> Chimney Repairer <input type="checkbox"/> Convenience Store <input type="checkbox"/> Drainlayer/Septic Tank Installer <input type="checkbox"/> Gold Purchaser <input type="checkbox"/> Hawker/Pedlar, Class 1 - Day Sales <input type="checkbox"/> Hawker/Pedlar, Class 2 - Temporary Sales <input type="checkbox"/> Hawker/Pedlar, Class 3 - Door-to-Door Sales <input type="checkbox"/> Hawker/Pedlar, Class 4 - Door-to-Door Salesperson <input type="checkbox"/> Hawker/Pedlar, Class 5 - Antique & Collectible Shows <input type="checkbox"/> Hawker/Pedlar, Class 6 - Craft Show <input type="checkbox"/> Hawker/Pedlar, Class 7 - Trade Show <input type="checkbox"/> Hawker/Pedlar, Class 8 - General <input type="checkbox"/> Heating Contractor <input type="checkbox"/> Kennel <input type="checkbox"/> Master Steam & Hot Water Heating Installer <input type="checkbox"/> Master Warm Air Heating Installer <input type="checkbox"/> Home Occupation (type) _____ <input type="checkbox"/> Insulation Installer | <ul style="list-style-type: none"> <input type="checkbox"/> Midways _____ <input type="checkbox"/> Mobile Home Park <input type="checkbox"/> Mobile Sign Dealer <input type="checkbox"/> Motor Vehicle Racing/Motorcycle Racing <input type="checkbox"/> Place of Amusement, Circus and Midway <input type="checkbox"/> Place of Amusement, except Circuses & Midways <input type="checkbox"/> Public Presentation, Movie & Live Theatre <input type="checkbox"/> Plumbing Contractor <input type="checkbox"/> Master Plumber <input checked="" type="checkbox"/> Public Hall (seating capacity over 100) <input type="checkbox"/> Public Presentation, except Movie & Live Theatre <input type="checkbox"/> Retail Sales of Cigars, Cigarettes & Tobacco <input type="checkbox"/> Shooting Galleries and Ranges <input type="checkbox"/> Sign Painter <input type="checkbox"/> Special Sales <input type="checkbox"/> Street Sale Permit \$248.48 <input type="checkbox"/> Tourist Camp <input type="checkbox"/> Travel Trailer Park <input type="checkbox"/> Other _____ |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

BUSINESS INFORMATION (Cont'd)

Address of Location to be Registered (Number & Street, Town/City, Postal Code)

131 Regent St Sudbury Ontario P3C-4C1

Mailing Address (if different than above)

P.O. Box 1452 Sudbury Ontario P3E-5K4

Telephone Number

705-561-9725

Fax Number

705-621-1255

E-mail Address

guy-carpenter@hotmail.com

Internet Address

Length of Time Operated Business at Said Location

Location of Other Branches in the City of Greater Sudbury

STREET SALE PERMIT

Location on Municipal Sidewalk or Municipal Property – Attach map of specified location

Type of Permit

TYPE OF APPLICANT

- Individual - Complete Section A
- Partnership-Limited-Complete Section B
- Partnership-General - Complete Section B
- Corporation - Complete Section C
- Other - Complete Section D

SECTION A - INDIVIDUAL

Full Legal Name

Applicant's Title

Home Address (Number, Street and Town/City, Postal Code)

Mailing Address (if different than above)

Telephone Number

Fax Number

E-Mail Address

Internet Address

SECTION B
PARTNERSHIPS (To be completed by those operating as Partnerships)

NAME AND RESIDENCE ADDRESS OF EACH PARTNER

Full Legal Name

Guy Carpentier

Address (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-Mail Address

Internet Address

Full Legal Name

Michael Carpentier

Address (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-mail Address

Internet Address

Full Legal Name

Address (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-mail Address

Internet Address

ATTACH AN ADDITIONAL SHEET IF NECESSARY

SECTION D

OTHER (To be completed by those operating as another type of business entity)

Complete Name of Business Entity

Address of Head Office (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-Mail Address

Internet Address

LIST OF THOSE PERSONS AUTHORIZED TO LEGALLY BIND THE BUSINESS ENTITY

Name *Guy Carpenter* Title *Owner*

Address (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-mail Address

Internet Address

Name *Michael Carpenter* Title *Owner*

Address (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-mail Address

Internet Address

Name Title

Address (Number and Street)

City, Province, Postal Code

Telephone Number

Fax Number

E-mail Address

Internet Address

ATTACH AN ADDITIONAL SHEET IF NECESSARY

ADDITIONAL INFORMATION

Have you ever had a licence or registration cancelled, suspended or revoked in any other municipality in Ontario or other Province? ☐ YES ☒ NO

NOTICE UNDER THE MUNICIPAL FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT

Personal information and confidential third party information is being collected by the City of Greater Sudbury under the authority of the *Municipal Act, 2001* and will be used, maintained and disclosed in accordance with the *Municipal Freedom of Information and Protection of Privacy Act*.

Information collected on this form will be used directly and indirectly for the following purposes:

- 1) To determine the eligibility of the applicant for business registration or licensing.
- 2) Information submitted by applicants may be shared with officials of the City of Greater Sudbury, the Greater Sudbury Police Services and/or the Sudbury and District Health Unit who are assisting the Issuer of Licences.

Any questions or concerns pertaining to the collection and disclosure of information can be directed to: Legislative Compliance Co-ordinator, Office of the City Clerk, 2nd Floor, Tom Davies Square, 200 Brady Street, Sudbury, Ontario P3A 5P3; ☎: 3-1-1; ☎: Long distance 705-671-2489; Fax: 705-671-8118

ACKNOWLEDGMENT AND CONSENT

The applicant(s) signed this application on the 10TH day of February, 2015 and certifies that all information and statements made herein and supporting schedules and documentation are accurate and complete, to the best of my/our knowledge and belief, are true and is a true and complete statement in accordance with law.

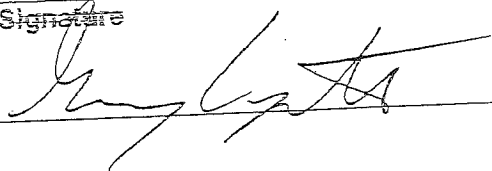
I/We acknowledge that I/we are eighteen (18) years of age or older.

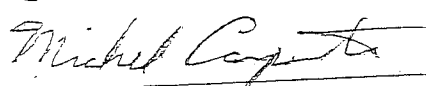
I/We have read and understand the above **NOTICE UNDER THE MUNICIPAL FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT** and consent to the indirect collection of personal information by the City of Greater Sudbury and consent to the use and disclosure of such personal information as described in the above **NOTICE**.

I/We also acknowledge that employees of the City of Greater Sudbury, the Greater Sudbury Police Service and/or the Sudbury and District Health Unit or their authorized representatives may enter the subject business during hours of normal operation in order to conduct inspections and monitor facility operations to verify compliance with the City's by-laws and regulations.

IF A CORPORATION, PRESIDENT AND ONE DULY AUTHORIZED OFFICER MUST SIGN
IF A LIMITED LIABILITY PARTNERSHIP, ALL MEMBERS MUST SIGN
IF A PARTNERSHIP, ALL PARTNERS MUST SIGN
IF A SOLE PROPRIETORSHIP, THE OWNER MUST SIGN

ATTACH AN ADDITIONAL SHEET IF NECESSARY

| | |
|--------------------------------------------------------------------------------------------------|----------------|
| Signature  | Title owner |
|--------------------------------------------------------------------------------------------------|----------------|

| | |
|--------------------------------------------------------------------------------------------------|----------------|
| Signature  | Title owner |
|--------------------------------------------------------------------------------------------------|----------------|

| | |
|-----------|-------|
| Signature | Title |
|-----------|-------|

| | |
|-----------|-------|
| Signature | Title |
|-----------|-------|

LICENSE APPLICATION
FOR
DEPARTMENT APPROVAL

V#13627
BUILDING DEPT.
883320.

131 REGENT SUDBURY, ON, CANADA P3E 5K4
ADDRESS

PHONE

NAME OF BUSINESS MC SERVICES

OWNER'S NAME GUY CARPENTIER

OWNER'S ADDRESS

PUBLIC HALL (OVER 100 PEOPLE)

LICENSE APPLIED FOR

DATE OF APPLICATION 13/Feb/2015

ZONING

NEW

☒

RENEWAL

☐

TRANSFER

☐

THIS IS NOT A LICENSE. It is an offence to operate a business without a license. No license shall be issued until all the requirements of all City Departments have been completed. The requirements of this Department are:

I OK w/in parameters of bus. license
by law.

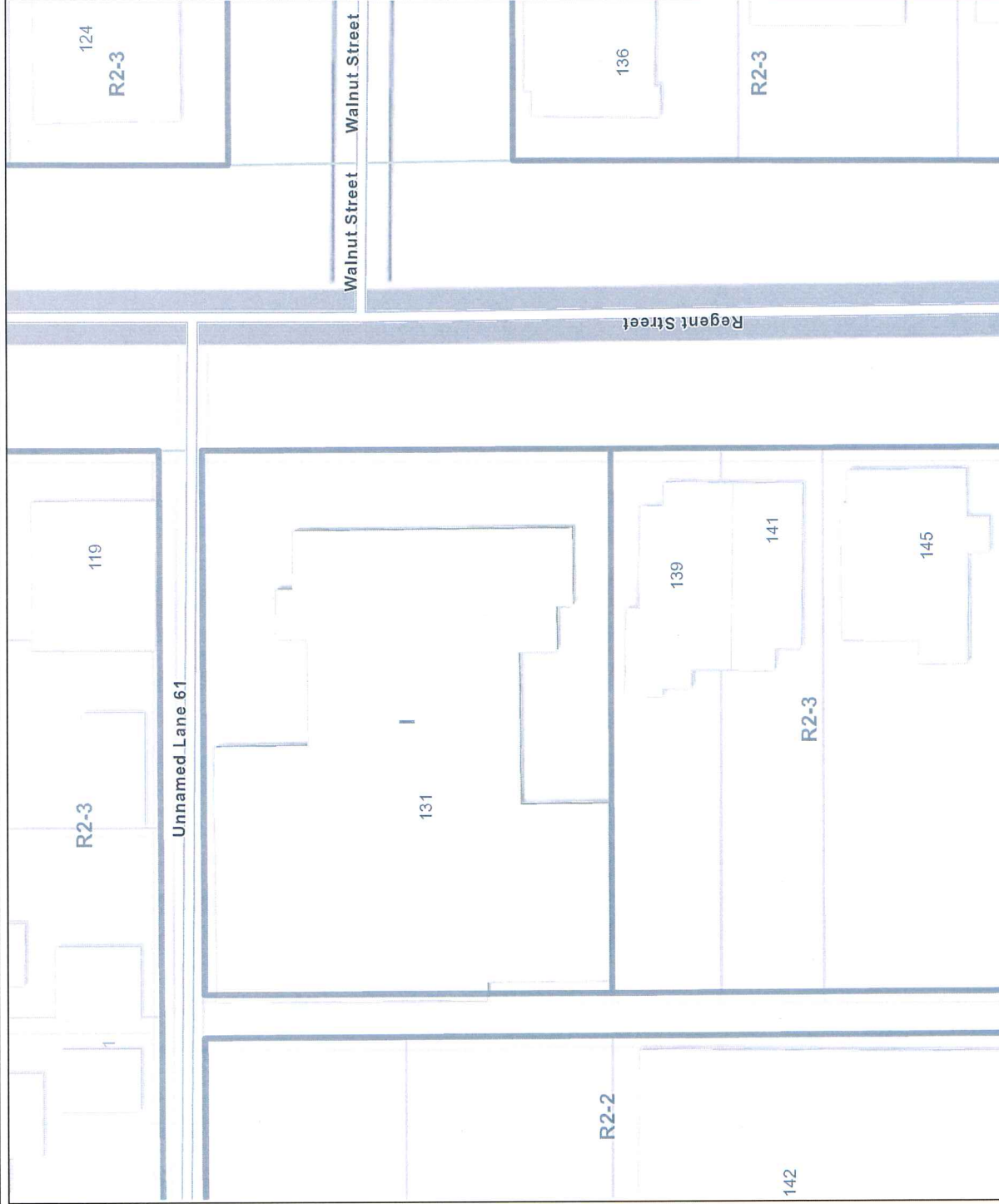
DATE OF APPROVAL

DATE OF INSPECTION

Feb. 18/15

Signature of Applicant

Signature of Inspector



31.7 0 15.87 31.7 Meters

Scale 1: 625

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

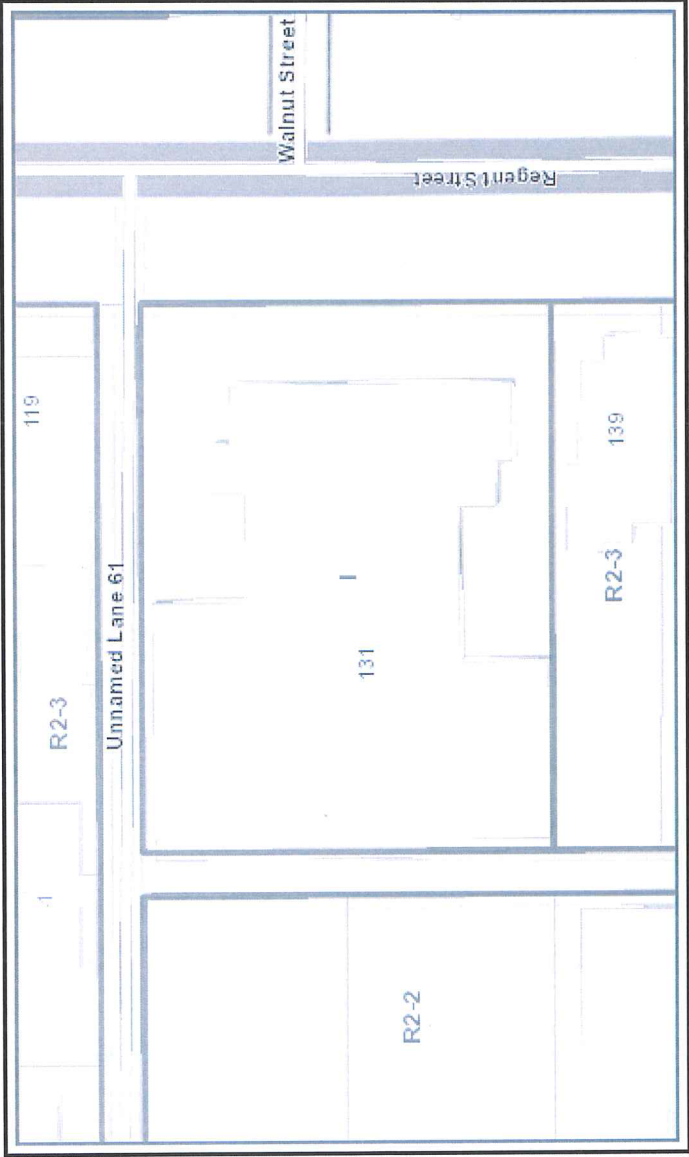
Legend

- Road Segment**
- Private, UC - Under construction
 - Private, PRP - Proposed
 - Private, OPN - Open
 - OPN - Open; Local, OPN - Open; Provincial Highway
 - Open; Ramp, OPN - Open
 - Local, UC - Under construction
 - Local, PRP - Proposed
 - Local, CLS - Closed
 - Airport Surface (AHR1-2)
 - AHR1
 - AHR2
- Temporary Zoning**
- Zoning**
- Primary Address
 - Primary Building Roofline
 - Out Building Roofline
 - Parcel Owners
 - Parcel PIN
 - Flood Plain
 - Flood Fringe and Cond. Dev. A-G
 - Flood Plain, Floodway and Cond. Dev. H

Notes

131 Regent Street

CGS Parcel Detail Report



| Parcel Details | |
|-------------------|-------------------|
| Roll : | 530704000307500 |
| Local Address : | 131 REGENT ST |
| Mailing Address : | [REDACTED] |
| Owner 1 : | CARPENTER MICHAEL |
| Owner 2 : | CARPENTER GUY |
| Owner 3 : | |

Not for Distribution

Legal Description :

MCKIM CON 3 LOT 7 PLAN 8S LOT 59 LOT 60 INST 30617 INST 40826 IRREG 12196.00SF 100.00FR 120.00D

PENDING
HEALTH DEPT.

LICENSE APPLICATION
FOR
DEPARTMENT APPROVAL

ADDRESS 131 REGENT SUDBURY, ON, CANADA P3E 5K4 PHONE [REDACTED]
NAME OF BUSINESS MC SERVICES
OWNER'S NAME GUY CARPENTIER
OWNER'S ADDRESS [REDACTED]
PUBLIC HALL (OVER 100 PEOPLE)
LICENSE APPLIED FOR

DATE OF APPLICATION 19/Feb/2015
NEW ☒ RENEWAL ☐ TRANSFER ☐

THIS IS NOT A LICENSE. It is an offence to operate a business without a license. No license shall be issued until all the requirements of all City Departments have been completed. The requirements of this Department are:

DATE OF APPROVAL DATE OF INSPECTION

Signature of Applicant

Signature of Inspector

CSIO**CERTIFICATE OF LIABILITY INSURANCE**

This certificate is issued as a matter of information only and confers no rights upon the certificate holder and imposes no liability on the insurer.
This certificate does not amend, extend or alter the coverage afforded by the policies below.

| | |
|--------------------------------------------------|--------------------------------------------|
| 1. CERTIFICATE HOLDER - NAME AND MAILING ADDRESS | 2. INSURED'S FULL NAME AND MAILING ADDRESS |
| To Whom It May Concern | Guy Carpentier |
| | Box 1452 |
| POSTAL CODE | Sudbury, ON |
| | POSTAL CODE PSE 5K5 |

3. DESCRIPTION OF OPERATIONS/LOCATIONS/AUTOMOBILES/SPECIAL ITEMS TO WHICH THIS CERTIFICATE APPLIES (but only with respect to the operations of the Named Insured)
Operations include Hail Rents!

4. COVERAGES

This is to certify that the policies of insurance listed below have been issued to the insured named above for the policy period indicated notwithstanding any requirements, terms or conditions of any contract or other document with respect to which certificate may be issued or may pertain. The insurance afforded by the policies described herein is subject to all terms, exclusions and conditions of such policies.

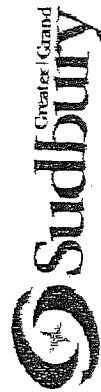
LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS

| TYPE OF INSURANCE | INSURANCE COMPANY AND POLICY NUMBER | EFFECTIVE Date YYYY/MM/DD | EXPIRY Date YYYY/MM/DD | LIMITS OF LIABILITY (Canadian dollars unless indicated otherwise) | | |
|--------------------------------------------------------------------------------------------------|-------------------------------------|------------------------------|---------------------------|-----------------------------------------------------------------------|------|---------------------|
| | | | | COVERAGE | DED. | AMOUNT OF INSURANCE |
| COMMERCIAL GENERAL LIABILITY | Intact Insurance | 14/10/02 | 15/10/02 | COMMERCIAL GENERAL LIABILITY | | |
| <input type="checkbox"/> CLAIMS MADE OR <input type="checkbox"/> OCCURRENCE | | | | BODILY INJURY AND PROPERTY DAMAGE LIABILITY | 1000 | 2000000 |
| <input type="checkbox"/> PRODUCTS AND / OR COMPLETED OPERATIONS | | | | - GENERAL AGGREGATE | | |
| <input type="checkbox"/> EMPLOYER'S LIABILITY | | | | - EACH OCCURRENCE | 1000 | 2000000 |
| <input type="checkbox"/> CROSS LIABILITY | | | | PRODUCTS AND COMPLETED OPERATIONS AGGREGATE | 1000 | 2000000 |
| <input type="checkbox"/> TENANTS LEGAL LIABILITY | | | | <input checked="" type="checkbox"/> PERSONAL INJURY LIABILITY | 1000 | 2000000 |
| <input type="checkbox"/> POLLUTION LIABILITY EXTENSION | | | | OR <input type="checkbox"/> PERSONAL AND ADVERTISING INJURY LIABILITY | | |
| <input type="checkbox"/> NON-OWNED AUTOMOBILES | | | | MEDICAL PAYMENTS | | |
| <input type="checkbox"/> HIRED AUTOMOBILES | | | | TENANTS LEGAL LIABILITY | | |
| AUTOMOBILE LIABILITY | | | | POLLUTION LIABILITY EXTENSION | | |
| <input type="checkbox"/> DESCRIBED AUTOMOBILES | | | | NON-OWNED AUTOMOBILE | | |
| <input type="checkbox"/> ALL OWNED AUTOMOBILES | | | | BODILY INJURY AND PROPERTY DAMAGE COMBINED | | |
| <input type="checkbox"/> LEASED AUTOMOBILES | | | | BODILY INJURY (PER PERSON) | | |
| * ALL AUTOMOBILES LEASED IN EXCESS OF 30 DAYS WHERE THE INSURED IS REQUIRED TO PROVIDE INSURANCE | | | | BODILY INJURY (PER ACCIDENT) | | |
| EXCESS LIABILITY | | | | PROPERTY DAMAGE | | |
| <input type="checkbox"/> UMBRELLA FORM | | | | EACH OCCURRENCE | | |
| <input type="checkbox"/> | | | | AGGREGATE | | |
| OTHER LIABILITY (SPECIFY) | Intact Insurance | 14/10/02 | 15/10/02 | Rented Equipment | 1000 | 100000 |
| <input checked="" type="checkbox"/> | | | | | | |
| <input type="checkbox"/> | | | | | | |
| <input type="checkbox"/> | | | | | | |

5. CANCELLATION

Should any of the above described policies be cancelled before the expiration date thereof, the issuing company will endeavor to mail 30 days written notice to the certificate holder named above, but failure to mail such notice shall impose no obligation or liability of any kind upon the company, its agents or representatives.

| | |
|------------------------------------------------|------------------------------------------------------------------------------------------------------------------|
| 6. BROKER/AGENCY FULL NAME AND MAILING ADDRESS | 7. ADDITIONAL INSURED NAME AND MAILING ADDRESS (but only with respect to the operations of the Named Insured) |
| DG Dunbar Insurance | |
| 255 Queens Ave., Suite 1050 | |
| London, ON | POSTAL CODE N6A 5R8 |
| BROKER CLIENT ID: CARPGU1 | POSTAL CODE |
| 8. CERTIFICATE AUTHORIZATION | |
| ISSUER DG Dunbar Insurance Broker Ltd | CONTACT NUMBER(S) |
| 255 Queens Avenue, Suite 1050 | TYPE NO. |
| London, Ontario, N6A 5R8 | TYPE NO. |
| AUTHORIZED REPRESENTATIVE Derek Anderson | TYPE NO. |
| Sigmet Riddell | DATE 15/02/18 |
| | EMAIL ADDRESS danderson@dgddunbar.com |



I, Jenessa Gabelle HAVE RECEIVED, REVIEWED AND RETURNED Guy Carpenter POLICE RECORD CHECK
(BY-LAW & LICENSING STAFF) (APPLICANT)

March 5, 2015 LOTTERY BUSINESS TAXI

Jenessa Gabelle

(SIGNATURE & DATE)

From: Jennifer Dimmel
To: Kyle Anderson; Darlene Barker
CC: Stephen Holt
Date: 3/6/2015 3:24 PM
Subject: Re: Guy Carpenter 131 Regent St.

Hi Darlene

We do have an application that he filed on February 10th, 2015.

A licence has not been issued to date as we are still awaiting clearance for Health & Fire.

The business is called: MC Services.

Thanks

>>> Darlene Barker 3/6/2015 3:12 PM >>>

Hi Kyle,

We have scheduled a meeting with Guy Carpenter in 13A at 1 pm until 2 pm on Thursday March 12. I would appreciate you serving him after our meeting. We can discuss a method to contact you just before we are finished, so that you can be prepared.

And,

Could you please put your observations of him entering the property with groceries and goods consistent with using the property as a residence in the comments of ACR case 660720. We may require your evidence for future on this file.

Thanks,

Jen,

Do we have an application or license for this property as a public hall?

Darlene Barker
Manager of Compliance and Enforcement
City of Greater Sudbury
PO Box 5000
Stn A
200 Brady Street
Sudbury ON P3A 5P3
705.674.4455
705.671.2489 ext. 4281
705.671.0871 fax
darlene.barker@greatersudbury.ca



May 5, 2015

Guy Carpenter,
Michael Carpenter

Subject: Application for Public Hall License – MC Services
131 Regent Street, Sudbury, By-Law 2004-350

Dear Sirs:

Please be advised that your application to operate a Public Hall at 131 Regent Street in the City of Greater Sudbury dated February 10, 2015 has been denied. A license cannot be issued because the use of a public hall at the address in the application does not comply with the Zoning By-Law 2010-100Z, Section 10.

The property described in the application at 131 Regent Street is currently zoned "Institutional" pursuant to By-Law 2010-100Z, and as such, does not permit the use of this property as a commercially operated "public hall, banquet hall or place of assembly".

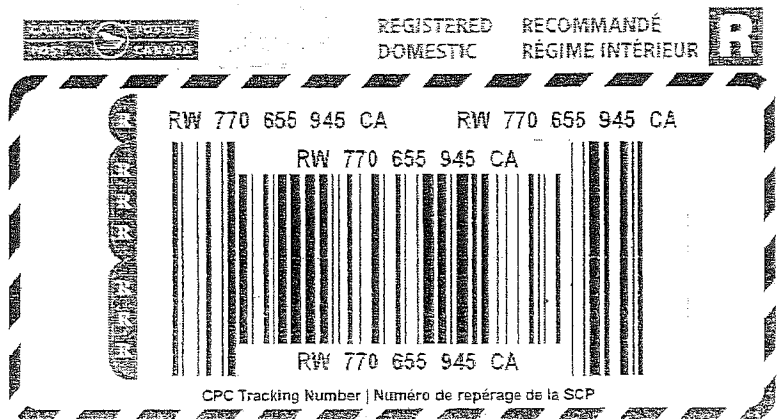
Therefore, pursuant to the City's Business Licensing By-Law 2004-350, Sections 24(b), the Issuer of Licenses has refused to issue the license because to issue the license would result in a breach of the By-Law, that being section (17). This letter is notification of non-issuance of the license pursuant to section 25. Please note you may view the By-Law online by visiting the following link.
http://www.greatersudbury.ca/content/bylaws/By_law_20_558782.pdf

Please be informed that you are entitled to refer this matter to Council for its consideration, upon making a written request to the attention of the undersigned. Alternatively, if you wish to withdrawal your application, a refund of a portion of the application fee of \$336.68 is available upon request.

If you have any questions or concerns, please

Sincerely,

Darlene Barker, Issuer of Licenses
Co-Ordinator of Compliance and Enforcement

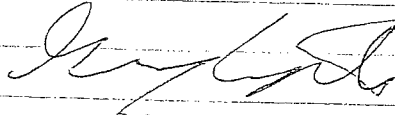


July 8/15

To Brendon A Pair

I Herby Appale The
Licensing Decision To
Council

Mc Services
131 Regent St

A handwritten signature in cursive script, appearing to read 'J. A. Pair', written over the signature line.