



COMMUNITY STANDARDS & LICENCE APPEAL COMMITTEE SELECTION SHEET/AGENDA

February 27, 2014 – Churchill Building

9:30 a.m.
12 noon

Call to Order
Adjournment

MEMBERS

S. McKeen, M. Oshry, B. Anderson

ITEM		ACTION
1.	CALL TO ORDER AND RELATED BUSINESS	
1.1	Call to Order	
1.2	Adoption of Minutes	
	<ul style="list-style-type: none"> January 23, 2014, Community Standards and Licence Appeal Committee meeting minutes. 	
2.	EXPLANATION OF APPEAL HEARING PROCESS	
3.	COMMUNITY STANDARDS AND LICENCE APPEAL COMMITTEE MATTERS	
3.1	Appeal of Order - B.M., 12204 - 113 Avenue NW, Order Pursuant to Section 546(1)(c) of the <i>Municipal Government Act</i>.	Postponement Request
4.	ADJOURNMENT	

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**COMMUNITY STANDARDS AND
LICENCE APPEAL COMMITTEE**

MINUTES

January 23, 2014 – Churchill Building

PRESENT

T. Caterina, S. McKeen, M. Oshry

ALSO IN ATTENDANCE

S. McDonald, Office of the City Clerk
C. Ashmore, Law Branch
I. Russell, Office of the City Clerk

TABLE OF CONTENTS

ITEM		PAGE	DECISION
1.	CALL TO ORDER AND RELATED BUSINESS	1	
1.1	Call to Order	1	
1.2	Adoption of Minutes	2	Carried
2.	EXPLANATION OF APPEAL HEARING PROCESS	2	See Minutes
3.	COMMUNITY STANDARDS AND LICENCE APPEAL COMMITTEE MATTERS	2	
3.1	Appeal of Order – C. P., 11339 – 70 Street NW Order Pursuant to Section 546(1)(c) of the <i>Municipal Government Act</i> .	2	Withdrawn
3.2	Appeal of Order – B. M., 12204 - 113 Avenue NW Order Pursuant to Section 546(1)(c) of the <i>Municipal Government Act</i> .	3	Postponement
3.3	Appeal of Decision to Cancel Business Licence 102751290-005 issued to 1694838 Alberta Ltd. o/a New York Pizza and Donair	4	Action
3.4	Appeal of Order - B. B., 184 Humberstone Road NW, Order Pursuant to Section 545(1) of the <i>Municipal Government Act</i> .	2	Withdrawn
3.5	Appeal of Order - Condominium Corporation No. 1024320, 10617 - 107 Street NW, Order Pursuant to Section 546(1)(c) of the <i>Municipal Government Act</i> .	3	Action
3.6	Appeal of Order – Cockralls Auto Body Ltd., 11744 – 96 Street NW, Order Pursuant to Section 545(1) of the <i>Municipal Government Act</i>	3	Withdrawn
4.	ADJOURNMENT	5	

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DECISION SUMMARY

ITEM		DECISION
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1.	CALL TO ORDER AND RELATED BUSINESS	
1.1	Call to Order	

Moved M. Oshry:

That the Items on the Agenda that have not been withdrawn be heard in the following order: 3.5, 3.2, 3.3

In Favour:

Carried

T. Caterina, S. McKeen, M. Oshry

1.2	Adoption of Minutes	
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Moved S. McKeen:

That the November 8, 2013, Community Standards and Licence Appeal Committee meeting minutes be adopted.

In Favour:

Carried

T. Caterina, S. McKeen, M. Oshry

2.	EXPLANATION OF APPEAL HEARING PROCESS	
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Councillor Caterina explained the appeal hearing process and asked if anyone objected to any Member of the Community Standards and Licence Appeal Committee hearing the appeals. No one objected.

3.	COMMUNITY STANDARDS AND LICENCE APPEAL COMMITTEE MATTERS	
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3.1	Appeal of Order - C. P., 11339 - 70 Street NW, Edmonton, Alberta, Order Pursuant to Section 546(1)(c) of the <i>Municipal Government Act</i>.	
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S. McDonald, Office of the City Clerk, advised the Committee that pursuant to an inspection conducted on the property, Administration has withdrawn the Order against this property.

3.4	Appeal of Order - B. B., 184 Humberstone Road NW, Edmonton, Alberta, Order Pursuant to Section 545(1) of the <i>Municipal Government Act</i>.	
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S. McDonald, Office of the City Clerk, advised the Committee that pursuant to an inspection conducted on the

property, Administration has withdrawn the Order against this property.

3.6 **Appeal of Order - Cockralls Auto Body Ltd., 11744 - 96 Street NW, Order Pursuant to Section 545(1) of the *Municipal Government Act*.**

S. McDonald, Office of the City Clerk, advised the Committee that pursuant to an inspection conducted on the property, Administration has withdrawn the Order against this property.

3.5 **Appeal of Order - Condominium Corporation No. 1024320, 10617 - 107 Street NW, Edmonton, Alberta, Order Pursuant to Section 546(1)(c) of the *Municipal Government Act***

The Appellant was not present.

C. Ashmore, Law Branch, answered the committee's questions.

T. Courtoreille, Community Services Department, made a presentation and answered the Committee's questions.

Three sets of photographs dated November 25, 2013, December 12, 2013, and January 21, 2014, were presented to the Committee and Office of the City Clerk.

The Committee reviewed the original letter of appeal dated December 17, 2013, submitted by J. S., Appellant.

Moved S. McKeen:

<p>The Committee upholds the order. You are therefore ordered to: Remove all furniture, mattresses, wood, cardboard, boxes, plastics, electronics, loose litter and debris and other assorted materials from the entire property and take any actions or remove any other items that are contributing to the unsightly condition of the property. And thereafter maintain the property to prevent the reoccurrence of any unsightly condition detrimental to the surrounding area.</p>	<p>Community Services Dept. Due Date: December 27, 2013</p>
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In Favour:

Carried

T. Caterina, S. McKeen, M. Oshry

3.2 **Appeal of Order - B. M., 12204 - 113 Avenue NW, Order Pursuant to Section 546(1)(c) of the *Municipal Government Act*.**

B. M., Appellant requested a postponement and answered

the Committee's questions.

C. Ashmore, Law Branch, answered the Committee's questions.

T. Courtoreille, Community Services Department, answered the Committee's questions.

Moved M. Oshry:

That the Committee grant the Postponement Request.	
The appeal has been rescheduled to 9:30 a.m., Thursday, February 27, 2014.	

In Favour:

Carried

T. Caterina, S. McKeen, M. Oshry

3.3

Appeal of Decision to Cancel Business Licence 102751290-005 issued to 1694838 Alberta Ltd. o/a New York Pizza and Donair

C. Caterina explained the appeal hearing process for business licence appeals.

A. Persi, Student at Law, Snyder & Associates, confirmed he is the representative of the Appellant and requested a postponement. He answered the committee's questions.

C. Ashmore, Law Branch, answered the committee's questions.

T. Courtoreille, Respondent, requested that the Postponement request be denied and answered the Committee's questions. T. Courtoreille submitted a written request to the Committee to revoke the stay should the Postponement request be denied.

A recess was granted at 10:17 a.m. in order to allow A. Persi to meet privately with his Client.

The Committee reconvened at 10:43 a.m.

A. Persi confirmed he is seeking a Postponement on behalf of his client but opposes revoking the stay.

The Committee met in private at 11:06 a.m. pursuant to Section 20 of the *Freedom of Information and Protection of Privacy Act*.

The Committee reconvened at 11:44 a.m.

Moved T. Caterina:

That the Committee deny the Postponement Request.	
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In Favour:

Carried

T. Caterina, M. Oshry

Opposed:

S. McKeen

The Committee will reconvene at 1:00 p.m. to hear the appeal.

The Committee reconvened at 1:03 p.m.

C. Caterina reviewed the hearing process regarding business licence appeals.

A. Persi, representative of the Appellant, made a presentation and answered the Committee's questions. The Committee allowed A. Persi a short recess at 1:29 p.m. to consult with his client in private. The meeting reconvened at 1:33 p.m. A. Persi provided some further clarifications.

T. Courtoreille, Respondent, made a presentation and answered the Committee's questions.

C. Ashmore, Law Branch, answered the Committee's questions.

N. Jacobsen, legal counsel for the Respondent, clarified legislation regarding time lines for registration of a change of Director for a Corporation.

T. Caterina directed the record reflect that Mr. Courtereille was the Respondent, not Mr. Corduroy as per the audio.

The Committee met in private at 2:14 p.m., pursuant to Section 20 of the *Freedom of Information and Protection of Privacy Act*.

The Committee met in public at 3:02 p.m.

Moved T. Caterina:

The Committee upholds the decision of the Chief Licensing Officer dated November 1, 2013, to cancel Business Licence 102751290-005 issued to 1694838 Alberta Ltd. operating as New York Pizza & Donair at 9715 – 118 Avenue NW, Edmonton	Community Services Dept. Due Date: November 1, 2013
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In Favour:

T. Caterina, S. McKeen, M. Oshry

Carried

4. ADJOURNMENT

The meeting adjourned at 3:04 p.m.

**COMMUNITY STANDARDS
& LICENCE APPEAL COMMITTEE**

Office of the City Clerk
Churchill Building
10019 – 103 Ave., Edmonton, AB T5J 0G9
Ph: 780-496-5026 Fax: 780-496-8199
Email: CSLAC@edmonton.ca

**3.1 Appeal of Order 144026970-001 issued to B R M ,
12204 – 113 Avenue NW, Edmonton, AB, Order Pursuant to Section
546(1)(c) of the *Municipal Government Act***

Issues

Whether the postponement request from the Appellant should be granted or denied.

Evidence

In dealing with the request to postpone the appeal of Order 144026970-001 issued to B R M at 12204 – 113 Avenue NW, Edmonton, AB, the Community Standards and Licence Appeal Committee considered the following evidence:

1. The Committee heard from B. M , Appellant.
2. The Committee heard from T. Courtoreille, Respondent.

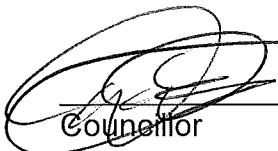
Decision

The Committee grants the postponement request and the new hearing will be on March 27, 2014.

Reasons

The Appellant has made a FOIP request for information relating to his property and said information has not yet been received.

The Respondent does not oppose the postponement request.


Councillor

March 5, 2014
Date



COMMUNITY STANDARDS AND LICENCE APPEAL COMMITTEE

MINUTES

February 27, 2014 – Churchill Building

PRESENT

S. McKeen, M. Oshry, B. Anderson

ALSO IN ATTENDANCE

S. McDonald, Office of the City Clerk
 A. Cheuk, Law Branch
 J. Rose, Office of the City Clerk

TABLE OF CONTENTS

ITEM		PAGE	DECISION
1.	CALL TO ORDER AND RELATED BUSINESS	1	
1.1	Call to Order	1	
1.2	Adoption of Minutes	1	
2.	EXPLANATION OF APPEAL HEARING PROCESS	2	
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3.1	Appeal of Order – B.M., 12204 - 113 Avenue NW Order Pursuant to Section 546(1)(c) of the <i>Municipal Government Act.</i>	3	
4.	ADJOURNMENT	2	

DECISION SUMMARY

ITEM		DECISION
1.	CALL TO ORDER AND RELATED BUSINESS	
1.1	Call to Order	

Councillor McKeen called the meeting to order at 9:32 am.

1.2 [Adoption of Minutes](#)

Moved B. Anderson:

That the January 23, 2014 Community Standards and Licence Appeal Committee meeting minutes be adopted.

In Favour:

S. McKeen, M. Oshry, B. Anderson

Carried

2. EXPLANATION OF APPEAL HEARING PROCESS

Councillor McKeen explained the appeal hearing process and asked if anyone objected to any Member of the Community Standards and Licence Appeal Committee hearing the appeals.

B.M., Appellant, objected to Councillor Anderson sitting on the Committee when dealing with the merits of his appeal, but not on the postponement.

The Committee first heard and decided on the postponement request.

3. COMMUNITY STANDARDS AND LICENCE APPEAL COMMITTEE MATTERS

3.1 [Appeal of Order - B. M., 12204 - 113 Avenue NW, Order Pursuant to Section 546\(1\)\(c\) of the *Municipal Government Act*.](#)

B.M., Appellant, requested a postponement and answered the Committee's questions.

T. Courtoreille, Community Services Department, spoke to the postponement request and answered the Committee's questions.

Moved B. Anderson:

That the Appeal hearing for 12204 - 113 Avenue NW, Edmonton – Order Pursuant to Section 546(1)(c) of the *Municipal Government Act*, be postponed to the March 27, 2014 Community Standards and Licence Appeal Committee meeting at 9:30 a.m and that Councillor Anderson be excused from the panel.

In Favour:

S. McKeen, M. Oshry, B. Anderson

Carried

4. ADJOURNMENT

The meeting adjourned at 9:50 am.

Chair

City Clerk