Present were: Chair G. Lorentz, L. Armstrong, K. Seiling, and J. Wideman

Members absent: D. Craig, and J. Mitchell

DECLARATIONS OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST ACT

None declared.

Chair G. Lorentz provided opening remarks regarding the purpose of the hearings and the general manner in which the taxi hearings would be conducted.

MOTION TO GO INTO CLOSED SESSION

MOVED by L. Armstrong
SECONDED by J. Wideman

THAT a closed meeting of the Licensing and Retail Committee be held on December 3, 2013 in Regional Council Chambers in accordance with Rule 26 of the Licensing and Retail Committee for the Regional Municipality of Waterloo – Rules of Procedure and in accordance with Section 239 of the Municipal Act, 2001, for the purposes of considering the following subject matters:

a) Personal matters about an identifiable individual;
b) A matter in respect of which committee may hold a closed meeting under another Act.

CARRIED

MOTION TO RECONVENE INTO OPEN SESSION

MOVED by L. Armstrong
SECONDED by K. Seiling

THAT the meeting reconvene into open session.

CARRIED

LICENSING HEARING – COMMITTEE DECISIONS

MOVED by L. Armstrong
SECONDED by J. Wideman

THAT the decision regarding A. Tamas be accepted in the open session of the Licensing and Retail Committee meeting.
CARRIED

Chair G. Lorentz read the decision of the Committee with respect to A. Tamas:

THAT The Regional Municipality of Waterloo suspend Taxi-cab Driver Licence 5769 of Alexandar Tamas for a period of three calendar days, commencing at the beginning of the day on Wednesday, December 4th and concluding at the end of the day on Friday, December 6th,

AND THAT Alexandar Tamas, Taxi-cab Driver Licence 5769, be placed on probation for a period of one year after the suspension ends wherein he shall comply with the terms of the Taxi-cab Meter By-law;

Reason for the Decision

The Committee believed that the decision was a fair penalty based on the information presented namely a failure to comply with provisions of the by-law. They were particularly concerned that A. Tamas had not reported incidents affecting the status of his licence to Regional Offices in a timely manner.

MOVED by L. Armstrong
SECONDED by J. Wideman

THAT this decision regarding M. Lazarevic be accepted in the open session of the Licensing and Retail Committee meeting.

CARRIED

Chair G. Lorentz read the decision of the Committee with respect to M. Lazarevic:

THAT The Regional Municipality of Waterloo deny the application of Momir Lazarevic for a Taxi-cab Driver Licence for so long as the peace bond of the Ontario Court of Justice, dated July 8, 2013, is in effect;

AND THAT any application thereafter of Momir Lazarevic for a Taxi-cab Driver Licence come back before this Committee for further consideration.

Reason for the Decision

The Committee believed that the decision was a fair penalty based on the contents of the peace bond and that a publication ban exists on the peace bond. The Committee noted that M. Lazarevic had co-operated with the Region to date.

G. Lorentz explained that the defendants may appeal the decisions to Regional Council if they provide written notice to Regional Clerk by December 18, 2013.

REPORTS – Corporate Resources

a) CR-CLK-LIC-13-001, By-Law Amendments – Licence Fees and Charges

MOVED by K. Seiling
SECONDED by J. Wideman

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THAT the Regional Municipality of Waterloo establish by By-law the proposed fees outlined in Appendix “A” of report CR-CLK-LIC-13-001 dated December 3, 2013;

AND THAT By-law 04-072, as amended, be repealed upon enactment of the new By-law.

CARRIED

b) CR-CLK-LIC-13-002, Delegating Licensing Hearings

MOVED by J. Wideman
SECONDED by L. Armstrong

THAT The Regional Municipality of Waterloo amend:

the Taxi-cab Meter By-law, Special Transportation Taxi-cab By-law and Limousine Taxi-cab By-law in accordance with Appendix “A”, “B” and “C”, respectively; and

the Licensing and Retail Committee for the Regional Municipality of Waterloo Rules of Procedure by adding the following section:

“5.1 These Rules shall also apply to all proceedings before the Region’s Clerk, and for the purposes of such proceedings, the term “Region’s Clerk” shall be substituted for the term “Licensing and Retail Committee”, accordingly.”

so the authority to hold hearings in relation to convictions and demerit points pursuant to the Highway Traffic Act are delegated to the Regional Clerk, pursuant to Report CR-CLK-LIC-13-002, dated December 3, 2013.

CARRIED

c) CR-CLK-LIC-13-003, Amendments to the Salvage and Second-Hand Goods By-Laws

MOVED by L. Armstrong
SECONDED by J. Wideman

THAT The Regional Municipality of Waterloo amend the Second-Hands Good By-law and the Salvage By-law in accordance with Appendix “A” and “B”, respectively, pursuant to Report CR-CLK-LIC-13-003, dated December 3, 2013.

CARRIED

d) Memo: United Taxi Charging User Surcharge

In response to a question from the Committee Angelo Apfelbaum, Manager, Licensing and Enforcement, clarified that these surcharges had been addressed by the court system.

Received for Information.

NEXT MEETING – To be announced

ADJOURN
MOVED by K. Seiling
SECONDED by L. Armstrong

THAT the meeting adjourn at 5:57 p.m.

CARRIED

COMMITTEE CHAIR, G. Lorentz

COMMITTEE CLERK, T. Brubacher