



# SPECIAL COMMUNITY STANDARDS & LICENCE APPEAL COMMITTEE

## MINUTES

May 28, 2019 – Churchill Building

### PRESENT

M. Banga, J. Dziadyk, T. Caterina

### ALSO PRESENT

A. Chow / K. Wun, Office of the City Clerk  
 C. Ashmore, Law Branch  
 I. Russell, Office of the City Clerk

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### DECISION SUMMARY

ITEM		DECISION
1.	<b>CALL TO ORDER AND RELATED BUSINESS</b>	
1.1	Call to Order	

M. Banga called the meeting to order at 9:36 a.m.

1.2	<b>Adoption of Agenda</b>	
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**Moved T. Caterina:**

That the May 28, 2019, Agenda be adopted as amended:

Item 3.7 is added  
Item 3.2 will be heard first

**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

**1.3 Adoption of Minutes**

**Moved J. Dziadyk:**

That the April 11, 2019, Community Standards and Licence Appeal Committee minutes be adopted.

**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

**2. EXPLANATION OF APPEAL HEARING PROCESS**

M. Banga, explained the appeal hearing process regarding vehicle for hire appeals 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**

**3.2 Appeal of decision to refuse to issue a City of Edmonton Driver's Licence under the Vehicle for Hire Bylaw 17400 to J. T**

J. T Appellant, made a presentation and answered the Committee's questions.

K. Johnson, Law Branch, made a presentation on behalf of the Program Manager, Business Licensing & Vehicle for Hire and answered the Committee's questions. The acting Program Manager, W. Ramirez was also present and responded to questions from the Committee.

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

The Committee met in private at 10:12 a.m. pursuant to Section 20 (Disclosure harmful to law enforcement) of the Freedom of Information and Protection of Privacy Act.

The Committee met in public at 10:45 a.m.

**Moved J. Dziadyk:**

The licence will be granted for the period

applied for in the application. Written reasons to follow.

**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

3.1 **Appeal of Decision to refuse to issue a City of Edmonton Driver's Licence under the Vehicle for Hire Bylaw, Bylaw 17400 to M. S [REDACTED]**

A. Attia, Barrister and Solicitor, appeared to represent M. S [REDACTED] who was also present. Mr. Attia made a presentation and answered the Committee's questions.

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

K. Johnson, Law Branch, made a presentation on behalf of the Program Manager, Business Licensing & Vehicle for Hire and answered the Committee's questions. The acting Program Manager, W. Ramirez was also present and responded to questions from the Committee.

The Committee met in private at 11:49 a.m., pursuant to Section 20 (Disclosure harmful to law enforcement) of the Freedom of Information and Protection of Privacy Act.

The Committee met in public at 12:15 p.m.

**Moved M. Banga:**

That the decision to refuse to issue a City of Edmonton Driver's Licence to M. S [REDACTED] be upheld. The conviction relates to the duties and functions of the operation of a Vehicle for Hire. Written reasons to follow.

**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

3.3 **Appeal of Order - 4787861 Alberta Ltd., 15815 - Stony Plain Road, Edmonton; Order pursuant to Section 546(1) of the *Municipal Government Act*.**

The Appellant, R. Colistro, submitted a letter advising that he was withdrawing his appeal. The hearing of this matter has therefore been cancelled.

3.4 **Appeal of Order, M. B [REDACTED], 4605 - 117 Avenue, Edmonton;**

**Order pursuant to Section 545(1) of the *Municipal Government Act*.**

M. Banga, explained the appeal hearing process regarding appeals pertaining to MGA Orders and asked if anyone objected to any Member of the Community Standards and Licence Appeal Committee hearing the appeals. No one objected.

M. B [redacted], Appellant, did not appear and the Committee relied on his written submissions.

C. Perizzolo, Community Standards Branch, made a presentation and answered the Committee's questions.

Two sets of photographs dated October 17, 2018 and November 1, 2018, were provided to the Appellant, members of the Committee and the Office of the City Clerk.

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

The Committee met in private at 2.07 p.m., pursuant to Section 20 (Disclosure harmful to law enforcement) of the Freedom of Information and Protection of Privacy Act.

The Committee met in public at 2.25 p.m.

**Moved T. Caterina:**

That the Committee uphold the Order.

**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

**3.5 Appeal of Order – C [redacted] J [redacted] W [redacted] and P [redacted] FI [redacted], 3508 - 41A Avenue NW, Edmonton; Order pursuant to Section 546(1)(c) of the *Municipal Government Act*.**

[redacted], Appellant, advised she had only taken the morning off of work and was unable to stay for the afternoon.

She requested a Postponement to another date.

C. Perizzolo, Community Standards Branch, agreed to a postponement to the next Community Standards and Licence Appeal Committee meeting scheduled for June 27, 2019.

**Moved T. Caterina:**

The Committee grants a Postponement to June 27, 2019.	
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**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

P. F subsequently requested a further postponement to August 22, 2019.

C. Perizzolo, Community Standards Branch opposed this request.

**Moved T. Caterina:**

That a further Postponement be granted to August 22, 2019.	
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**In Favour:**

**Lost**

(None)

**Opposed:**

M. Banga, J. Dziadyk, T. Caterina

**3.6 Appeal of Order - K. H [redacted], 5905 - 90A Avenue NW, Edmonton; Order pursuant to Section 545(1) of the *Municipal Government Act*.**

The Appellant was unable to attend today's hearing due to medical issues and submitted a written postponement request.

C. Perizzolo, Community Standards, had no objections to the Postponement request.

**Moved J. Dziadyk:**

That a Postponement be granted and the appeal hearing be scheduled for August 22, 2019	
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**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

**3.7 Appeal of Order - M. and J. C [redacted]; 7604 - 132 Avenue NW, Edmonton; Order pursuant to Section 545(1) of the *Municipal Government Act*.**

**Government Act.**

This item was to be scheduled to the June 27, 2018, Community Standards and Licence Appeal Committee. The Appellants requested a postponement as they are part of a wedding party at that time. They submitted a written postponement request.

C. Perizzolo, Community Standards had no objections to the postponement.

**Moved T. Caterina:**

That a Postponement be granted and the appeal hearing be scheduled for August 22, 2019.	
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**In Favour:**

**Carried**

M. Banga, J. Dziadyk, T. Caterina

**4. ADJOURNMENT**

The meeting was adjourned at 2:29 pm

  
Vice Chair

  
City Clerk