



# WHISTLER

## MINUTES

### REGULAR MEETING OF LIQUOR LICENCE ADVISORY COMMITTEE

THURSDAY, APRIL 13, 2017, STARTING AT 8:45 A.M.

**At Municipal Hall – Flute Room  
4325 Blackcomb Way, Whistler, BC V0N 1B4**

#### **PRESENT:**

Food & Beverage Sector Representative – Pubs, Mike Wilson  
Food & Beverage Sector Representative – Nightclubs, Terry Clark  
Whistler Community Services Society Representative, Cheryl Skribe  
Whistler Fire Rescue Service Representative, Geoff Playfair  
Public Safety Department Representative, RCMP, Scott Langtry  
RMOW Staff Representative, Secretary, Frank Savage  
Food & Beverage Representative – Restaurants, Vice-Chair, Kevin Wallace  
Liquor Control and Licensing Branch (LCLB) Inspector, Holly Glenn  
Councillor, Steve Anderson  
Recording Secretary, Karen Olineck

#### **REGRETS:**

Accommodation Sector Representative, Chair, Colin Hedderson

#### **ADOPTION OF AGENDA**

Moved by Terry Clark  
Seconded by Cheryl Skribe

**That** Liquor Licence Advisory Committee adopt the Liquor Licence Advisory Committee agenda of April 13, 2017.

CARRIED

#### **ADOPTION OF MINUTES**

Moved by Terry Clark  
Seconded by Cheryl Skribe

**That** Liquor Licence Advisory Committee adopt the Liquor Licence Advisory Committee minutes of March 9, 2017.

CARRIED

#### **COUNCIL UPDATE**

Councillor Steve Anderson provided an update of current topics being discussed by Council.

Mike Wilson entered the room at 8:50 a.m.

Amendments to Council  
Policy G-17, Municipal  
Liquor Licensing Policy  
File No. 8292.03

## PRESENTATIONS/DELEGATIONS

Frank Savage presented to the LLAC the proposed amendments to Council Policy G-17, *Municipal Liquor Licensing Policy*:

### **Council Policy G-17**

- Council Policy G-17 defines the role of Council and that of the LLAC and is the guiding document for liquor licensing and policy matters for the community.
- The municipal policy was last updated in 2013 and during this period there has been significant changes to provincial liquor policy.
- Both Council and the LLAC have been regularly updated on the implementation of provincial liquor policy changes.
- The majority of the provincial policy changes have been implemented and it is now time to update the municipal liquor policy.
- There are now two new types of liquor licence applications that may be received:
  - Applications for a dual licence (both a food primary licence and a liquor primary licence)
  - Applications from other types of businesses for a food primary licence or a liquor primary licence
- The new licences could result in an increase in applications for more liquor primary seats and new policy is needed to be able to manage such potential capacity increases.
- At the March 9th LLAC Meeting, the guiding principles for licensing decisions (Section 3.0) were discussed and were then presented at the Committee of The Whole on March 21st.
- As a result of staff review, there were changes incorporated into several of the Guiding Principles of Section 3.0. The revised wording maintained the intent of decision making framework and was satisfactory to LLAC members.
- There was a discussion about Section 5.0 Policy for Hours of Liquor Service regarding hours of service for movie theatres. It was agreed that staff would review the policy for hours of service for event-driven liquor primary licences.
- There was a discussion of Section 10.0 Policy for Occupant Load for Temporary Outdoor Licensed Events and its applicability to temporarily licensed events on existing patios. It was decided to retain the wording of existing Council Policy G-17, Schedule 3.
- There was discussion of the format of the charts of Section 13.0 and the intent of making the application review process more readable for the applicants. In addition, new language was added to reflect the application type in terms of high, medium and low potential impacts to the community. It was suggested that the policy include potential applications for winery lounges, in addition to brewery and distillery lounges.
- Section 13.0, Schedule C includes a provision for a process and fee in the event that an existing licensed establishment requests an occupant load stamp not related to another application type.

- Section 13.0, Schedule D: Temporary Changes to an Existing Licence will require Council approval and a fee if an existing establishment wants a temporary extension of licensed area for more than 500 people. This would be similar to the requirement for other large temporarily licensed events.
- Section 13.0, Schedule F: Temporary Use Area (TUA) will impose a fee on TUA events with more than 500 people, similar to the one charged for large Special Event Permit and catering licensed events.

**Liquor Licence Application Processing Fee Bylaw No. 2035, 2013:**

- Existing bylaw must be amended to match the fees in the amended Council Policy G-17
- A new fee bylaw will be submitted for adoption by Council once the amended liquor policy is adopted

**LLAC Member Questions and Comments:**

- Q: Can exotic dancing and gaming be allowed if alcohol isn't being served?  
A: The existing two bylaws refer only to licensed establishments
- Q: Is there a clear definition of exotic dancing?  
A: The definition is in the Exotic Dancing Control Bylaw No. 1408, 1999.
- Q: What is considered gaming?  
A: A definition is in the Business Regulation Bylaw
- Q: If no one from the public comes forward against a liquor licence application proposal, does that mean the community is in support?  
A: Municipal policy allows for a 30-day public notification period with two newspaper ads and a sign at the site. If there are no written comments submitted during that period, then it is concluded that there is no opposition to the application and that the community supports it.
- Q: If a business is licensed liquor primary, why must it be family friendly?  
A: Municipal staff and Council support having a range of food and beverage establishments, including pubs and lounges, which will provide food service to families with minors until 10 p.m. The choice to permit minors into a liquor primary establishment is still up to that establishment.
- Q: Who determines whether an application is "high impact"?  
A: Current Council Policy G-17, supported by the LLAC and Council, has determined that certain types of liquor licence applications, including all that involve increases in liquor primary capacity, should have a full review and recommendation by the LLAC prior to being considered by Council. The proposed amended policy Section 13 Schedule A refers to these as "applications with high potential for impacts." Applications for permanent changes to hours of liquor sales within municipal policy guidelines have been determined by the LLAC and Council to have a lower potential for impact and undergo a streamlined LLAC review (two-week e-mail referral to LLAC members for comment) prior to being considered by Council. The proposed

amended policy Section 13 Schedule B refers to these as  
“applications with medium potential for impacts.”

**Next Steps for Amendments to Council Policy G-17**

During the discussion of the proposed amended policy, there had been several potential changes that required staff review prior to seeking final support from the LLAC. Therefore, it was agreed that staff would prepare changes to the draft Council Policy G-17 and Liquor Licence Application Processing Fee Bylaw and submit the revised documents for an e-mail vote by LLAC members prior to seeking Council adoption of the policy and bylaw.

**OTHER BUSINESS**

None

**ADJOURNMENT**

Moved by Kevin Wallace

**That** Liquor Licence Advisory Committee adjourn the April 13, 2017 meeting at 10:25 a.m.

CARRIED

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ACTING CHAIR: Kevin Wallace

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SECRETARY: Frank Savage