

RESORT MUNICIPALITY OF WHISTLER

LIQUOR LICENCE AND CANNABIS RETAIL LICENCE APPLICATION PROCESSING FEE BYLAW NO. 2374, 2022

A BYLAW TO IMPOSE FEES FOR REVIEWING AND PROVIDING COMMENT ON LIQUOR LICENCE AND CANNABIS RETAIL LICENCE APPLICATIONS

WHEREAS a local government that provides comments and recommendations to the Liquor and Cannabis Regulation Branch on an application for the issue or amendment of a licence under the *Liquor Control and Licensing Act*, SBC 2015, c. 19 and the *Cannabis Control and Licensing Act*, SBC 2018, c. 29 may, by bylaw, impose fees on the applicant in order to recover the costs incurred by the local government in assessing the application and the fees imposed may be different for different classes of applications, and different methods used to conduct the assessments, pursuant to Section 41 of the *Liquor Control and Licensing Act* and Section 35 of the *Cannabis Control and Licensing Act*.

NOW THEREFORE the Council of the Resort Municipality of Whistler, in open meeting assembled, **ENACTS AS FOLLOWS:**

CITATION

1. This Bylaw may be cited as "Liquor Licence and Cannabis Retail Licence Application Processing Fee Bylaw No. 2374, 2022".

FEES

2. There are hereby established the following fees in respect of liquor licence applications and cannabis retail store licence applications referred to the Resort Municipality of Whistler:
3. Applications for a New Liquor Licence
 - a. New or relocated liquor primary licence \$2,000.00
 - b. New brewery, distillery or winery lounge and/or special event area \$2,000.00
 - c. New Temporary Use Area endorsement for downhill ski property or golf course \$2,000.00
 - d. New or relocated food primary licence with hours of liquor service past midnight \$1,300.00
 - e. New or relocated food primary licence with patron participation entertainment (may also include hours of liquor service past midnight) \$1,500.00
 - f. New food primary licence with hours of liquor service up to midnight and no patron participation entertainment \$350.00

4. Applications for a Permanent Change to an Existing Liquor Licence

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| a. | Structural change to liquor primary licence to add a new outdoor patio area (may also include a change in hours of liquor service outside the hours currently approved) | \$1,500.00 |
| b. | Structural change to liquor primary licence (other than a new patio area) resulting in an increase in total occupant load (may also include a change in hours of liquor service outside the hours currently approved) | \$1,500.00 |
| c. | Structural change to brewery, distillery or winery lounge and/or special event area to add a new outdoor patio (may also include change in hours of liquor service outside the hours currently approved) | \$1,500.00 |
| d. | Structural change to brewery, distillery or winery lounge and/or special event area (other than a new patio area) resulting in an increase in total occupant load (may also include change in hours of liquor service outside the hours currently approved) | \$1,500.00 |
| e. | Change to existing Temporary Use Area to add a new area or increase occupant load of an existing area | \$1,500.00 |
| f. | Permanent change to liquor primary licence hours of liquor service outside the hours currently approved | \$900.00 |
| g. | Permanent change to food primary licence hours of liquor service past midnight | \$900.00 |
| h. | Permanent change to food primary licence to add patron participation entertainment (may also include change in hours of liquor service past midnight) | \$1,300.00 |
| i. | Structural change to food primary licence to add a new interior or patio area or to make an alteration to an existing interior or patio area | \$350.00 |
| j. | Permanent change to manufacturer lounge or special event area hours of liquor service outside the hours currently approved | \$900.00 |
| k. | Permanent change to event driven liquor primary licence terms and conditions requiring a resolution from Council | \$900.00 |

5. Applications for a Temporary Change to an Existing Liquor Service

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| a. | Temporary change to a food primary or liquor primary licence for hours of liquor service past 2 a.m. | \$540.00 |
| b. | Temporary change to a brewery, distillery or winery lounge or special event area for hours of liquor service past 2 a.m. | \$540.00 |
| c. | Temporary extension of a food primary or liquor primary licensed area or change in location for 500 or more people | \$540.00 |
| d. | Temporary change to a liquor primary licence for hours of | \$240.00 |

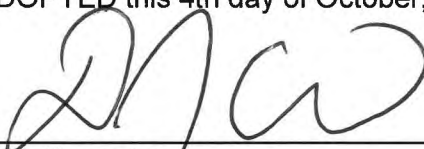
liquor service up to 2 a.m.

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| e. | Temporary change to a food primary licence for hours of liquor service past midnight up to 2 a.m. | \$240.00 |
| f. | Temporary change to a brewery, distillery or winery lounge or special event area for hours of liquor service up to 2 a.m. | \$240.00 |
| g. | Temporary change to a food primary licence to add patron participation entertainment. | \$240.00 |
| h. | Temporary extension of a food primary or liquor primary licensed area or change in location for fewer than 500 people | \$240.00 |
| i. | Temporary extension to a brewery, distillery or winery lounge or special event area licensed area for fewer than 500 people | \$240.00 |
| 6. | <u>Special Event Permit (SEP) or Catering Licensed Events</u> | |
| a. | SEP or catering licensed event with hours of liquor service past 2 a.m. | \$540.00 |
| b. | Outdoor SEP or catering licensed event for 500 or more people | \$540.00 |
| c. | Indoor SEP or catering licensed event for 500 or more people in normally unlicensed venue | \$540.00 |
| 7. | <u>Temporary Use Area (TUA) Licensed Events</u> | |
| a. | "Urban" TUA event for 500 or more people | \$540.00 |
| 8. | <u>Applications for a Cannabis Retail Store Licence</u> | |
| a. | New cannabis retail store licence | \$2,000.00 |
| b. | Relocated cannabis retail store licence | \$2,000.00 |
| 9. | <u>Other</u> | |
| a. | Occupant load stamp for an existing licensed establishment – not related to one of the other application types | \$200.00 |
| 10. | If a public hearing is required there will be a fixed cost of \$1,200.00 to cover newspaper advertising and the professional and clerical staff time to arrange and conduct a hearing. All other direct costs associated with the hearing (including notification and legal services) will be billed to the applicant in accordance with Resort Municipality of Whistler Land Use Procedures and Fees Bylaw No. 2019, 2012. | |
| 11. | Each application shall be completed on the appropriate application form and shall be accompanied by the appropriate application fee for the category of application established above. | |

12. If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this bylaw.
13. Reference to another bylaw or enactment in this bylaw is a reference to that bylaw or enactment as it may be amended, replaced or in effect from time to time.
14. This bylaw repeals and replaces "Liquor Licence Application Processing Fee Bylaw No. 2224, 2019", and all amending bylaws.

GIVEN FIRST, SECOND and THIRD READINGS this 20th day of September, 2022.

ADOPTED this 4th day of October, 2022.



Jack Crompton,
Mayor

Pauline Lysaght,
Corporate Officer

I HEREBY CERTIFY that this is a true copy of "Liquor Licence and Cannabis Retail Licence Application Processing Fee Bylaw No. 2374, 2022".
