

COMMITTEE OF THE WHOLE REPORT
FROM THE MEETING HELD JANUARY 6, 2022

For the Council meeting of January 20, 2021, the Committee recommends the following:

E.2 726 Johnson Street: Application for a New Liquor Primary Licence for The Vicious Poodle

That Council direct staff to provide the following response to the Liquor and Cannabis Regulation Branch:

1. That Council, after conducting a review with respect to noise and community impacts, does support the application of The Vicious Poodle located at 726 Johnson Street for a new liquor primary licence having hours of operation from 9am to 2am daily with outdoor patio hours of 9am to 11:30pm, and having a total occupant load of 140 people including a 17-person outdoor patio.

The following comments are provided regarding the prescribed considerations:

The impact of noise on the community near the establishment was considered in relation to the request, and the recommended hours, occupant load, and location are compatible with the area. Approval of the licence is not expected to result in unacceptable levels of noise.

- a) If the application is approved, it is anticipated to have a positive economic impact on the community as the approval supports the viability of the business as a local employer.
- b) The views of residents were solicited through a mailout to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. In response to the notification that went to 846 owners and occupants, the City received five letters in response to the notification: four responses expressed concern regarding the liquor primary establishment, and one was supportive of the application and was from the Downtown Residents Association.
- c) Council recommends to the Province that the liquor primary licence be approved as proposed.

E.4 Liquor Licence Application for 1234 Wharf - Victoria Regent Hotel

That Council direct staff to provide the following response to the Liquor and Cannabis Regulation Branch:

1. That Council, after conducting a review with respect to noise and community impacts, does support the application of Victoria Regent Hotel located at 1234 Wharf Street for a new liquor primary licence to provide in-room minibar service with no assigned occupant load and 24 hours of service each day.

The following comments are provided regarding the prescribed considerations:

The impact of noise on the community near the establishment was considered in relation to the request, and the provision of in-room minibar service at the location

would reasonably be expected in conjunction with normal operations of the hotel. Approval of the licence is not expected to result in unacceptable levels of noise.

- a) If the application is approved, it is anticipated to have a positive economic impact on the community as the approval supports the viability of the business as a local employer.
- b) The views of residents were solicited through a mailout to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. In response to the notification that went to 331 owners and occupants, the City received two letters in response to the notification that expressed support for the application where one was from the Downtown Residents Association.
- c) Council recommends to the Province that the liquor primary licence be approved as proposed.

E.1 1245 Wharf Street: Application for Extended Hours for a Food Primary Licence for J R Slims

That Council recommends to the Province that it supports the operating hours inside the establishment only of 1:00 a.m. on Thursday, Friday and Saturday, and midnight the rest of the week, to more substantially address concerns raised by neighbours. And that the patio remain open until no longer than midnight every night as currently permitted.

E.3 1515 Douglas Street: Application for a Patron Participation Entertainment Endorsement and Extended Hours for a Food Primary Licence for Toptable Victoria

That Council direct staff to provide the following response to the Liquor and Cannabis Regulation Branch:

1. That Council, after conducting a review with respect to noise and community impacts, supports the application of Toptable Victoria at 1515 Douglas Street to obtain a patron participation entertainment endorsement for their food primary licence and have extended hours of licenced service to 1am daily with an occupant load of 177 people that includes the 38-person outdoor patio where the outdoor patio is closed by 12am daily.

The following comments are provided regarding the prescribed considerations:

- a) The impact of noise on the community near the establishment was considered in relation to the request, and the recommended hours and occupant load at this location are compatible with the area. If approved, the establishment is not expected to result in unacceptable levels of noise where activities permitted by the endorsement are required to end by midnight and patio hours are reduced to 12am daily.
- b) Approval of the endorsement is not expected to contribute to the likelihood that the service area will be operated in a manner that is contrary to the primary purpose.

- c) If the application is approved, it is anticipated to have a positive economic impact on the community as the approval supports the viability of the business as a local employer.
- d) The views of residents were solicited through a mailout to neighbouring property owners and occupiers within 100 metres of the licenced location and a notice posted at the property. In response to the notification that went to 747 owners and occupants, the City received 13 letters in response to the notification which included a letter from the Downtown Residents Association; 11 expressed concern for the application and two expressed support regarding the application for a patron participation entertainment endorsement and extended hours.
- e) Council recommends to the Province that the food primary licence be approved as recommended.