

STAFF REPORT TO COUNCIL

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DATE: May 17, 2022

TO: MAYOR AND COUNCIL

NAME AND TITLE: Deanna Wasnik, Director of Planning and Development

SUBJECT: Liquor License Application No. LL100181

APPLICANT: Walter McCue for Tandoori Nation Restaurants Ltd., Inc. No. BC0955630
LOCATION: 1244-1232 3rd Avenue

ATTACHMENT(S): Location and Existing Zoning Map
Supporting Document
Existing Licence & Occupancy Drawings

RECOMMENDATION(S):

THAT Council:

1. CONFIRMS that its comments on the Liquor and Cannabis Regulation Branch's prescribed considerations are as set out in the report dated May 17, 2022 from Deanna Wasnik, Director of Planning and Development for Liquor License Application LL100181;
2. CONFIRMS the methods used to gather the views of potentially affected property owners were in accordance with the *Liquor Control and Licensing Act* and that the views of affected residents are as summarized in the minutes of the Council Meeting held on June 13th, 2022; and
3. SUPPORTS the approval of the Liquor License Application to change hours of Liquor service to 9:00 am to 3:00 am Monday to Sunday for Ignite Night Club located at 1244-1232 3rd Avenue, for the following reasons:

This application is not expected to have a negative impact on the community or produce any significant negative land use impacts on adjacent properties.

PURPOSE:

The applicant has applied to the Liquor and Cannabis Regulation Branch (LCRB) for a change to their existing Liquor Primary Establishment located at 1244-1232 3rd Avenue. This application will facilitate an increase in liquor service by two hours, by extending hours of operation from 1:00 am to 3:00 am, for the Ignite Night Club (previously known as Generator Entertainment Services Limited). The applicant has outlined the proposed business details, which is attached as a supporting document.

The LCRB is the authority for liquor licensing, and must therefore approve changes to liquor and food primary licenses. The LCRB requires that the local government review the application, gather the views of residents that will be affected by the proposal and pass a resolution on the application. Once Council reviews this application, the resolution will be forwarded to the LCRB

Background

Site Characteristics

Location	1244-1232 3 rd Avenue
Legal Description	Lots 13 & 14, Block 44, District Lot 343, Cariboo District, Plan 1268
Current Use	Vacant Building (Previously a Night Club)
Site Area	629.5 m ²
Zoning	C1I: Downtown

Liquor and Cannabis License

Type of License	Liquor Primary
Current Hours of Service	Monday-Sunday: 9:00 am to 1:00 am
Proposed Hours of Service	Monday-Sunday: 9:00 am to 3:00 am

Relevant Applications:

Liquor License Application No. LL100166: On August 17, 2020, Council approved the Liquor Primary License at the subject property under the name Generator Entertainment Services Limited. The previously approved hours were 9:00 am to 1:00 am Monday to Sunday. Please find enclosed the existing Liquor Primary Licence # 310088.

POLICY / REGULATORY ANALYSIS:

Liquor and Cannabis Regulation Branch

The LCRB is the authority for liquor licensing, and must therefore approve all liquor license applications. All liquor licenses and changes to existing licenses are approved and issued by the LCRB. The applicant has concurrently submitted an application to the LCRB for the proposed increase in hours.

City of Prince George Liquor and Cannabis License Policy

The [City of Prince George Liquor and Cannabis Licensing Policy](#) (LCLP) establishes guidelines for the operation of licensed liquor establishments and cannabis retail stores within the City. The LCLP provides guidelines on hours of operation and location. Administration has evaluated the criteria outlined in the LCLP and have considered their relevance to this application, as noted below.

Hours of Liquor Service

The LCLP guidelines allow Liquor Primary Establishments within the downtown to have hours of liquor service between 9:00 am to 3:00 am. This application proposes to change the hours of liquor service from 9:00 am to 1:00 am to the proposed hours of 9:00 am to 3:00 am.

There are no further changes proposed to the existing liquor license. Administration is supportive of this application as the proposed hours of liquor service are consistent with the LCLP for establishments within the downtown.

Location of Establishment

As indicated previously, the subject property is located within the Downtown. The Official Community Plan (OCP) states that the downtown should be the primary entertainment and cultural center of the City. Please refer to the table below summarizing the surrounding land uses.

Surrounding Land Use Table

North	Laneway; Parking lot; 2 nd Avenue
South	3 rd Avenue; Commercial tenancies (Nancy O's, Homework, Betulla Burning, TLC Family Law Practice, White Goose Bistro)
East	Vacant commercial building with apartments above; Second Hand Store; Dominion Street
West	Vacant land; H&R Block Canada; Intersect Youth and Family Services; Quebec Street

The surrounding land uses are primarily commercial with a vacant undeveloped parcel to the west of the subject property. The proposed extension to liquor service hours is not expected to significantly impact the surrounding commercial land uses.

Community Impacts

In addition to the above, Administration has considered typical land use impacts associated with extending the liquor service hours including proliferation, noise, parking and traffic.

Proliferation of Uses

The nearest liquor primary establishment is the Lambda Cabaret (1177 3rd Avenue), which is located approximately 65 m east of the subject property. Both the subject property and Lambda Cabaret, have existing licenses for Liquor Primary Establishments. The LCLP does not require a minimum separation between Liquor Primary Establishments in the downtown. Administration does not anticipate conflicts with the surrounding and adjacent land uses.

Noise

The subject property is bordered by a laneway (north), 3rd Avenue (south), an undeveloped parcel (west), and commercial tenancies (east). Through the consideration of the previously approved Liquor License Application on the subject property, the applicant advised there are sound abatement measures in the existing building, which will reduce potential noise impacts to the surrounding uses. Further to this typical hours of operation will be outside of standard business hours (i.e. 9:00am to 5:00pm)

The LCLP supports the proposed hours of operation between 9:00 am and 3:00 am Monday to Sunday. It is not anticipated that the proposed increase in hours will disrupt surrounding land uses through increased noise.

Parking and Traffic

The subject property fronts approximately five parking stalls and is in close proximity to multiple on-street parking stalls and surface parking lots. An increase in hours is not expected to create adverse effects on parking or traffic circulation in the area.

Administration supports this application as the proposed extension to liquor service hours is consistent with LCLP and OCP direction and is not expected to significantly impact the surrounding uses.

Referrals

This application was referred to internal City divisions and external agencies for comments. The RCMP has indicated an overall concern with extending the hours of liquor service in the downtown for the additional two (2) hours.

Statutory Notification and Public Consultation

Members of the public wanting to provide comment on the application may submit written correspondence to Council. As per the requirements set out in the *Liquor Control and Licensing Act/Cannabis Control and Licensing Act*, the City of Prince George will mail or otherwise deliver a public notice to property owners and tenants whose

interests may be affected by this application. Written submissions received in response to the public notice for this application will be provided to Council for their consideration at the time the application and granting of the permit is being considered. Submissions received after the Council meeting agenda has been published will be provided to Council as a handout on the day of the Council meeting for consideration during deliberations on the application.

ALTERNATIVES:

1. Approve the resolution
2. Approve the resolution as amended
3. Refuse the resolution
4. Defer or otherwise deal with the resolution

Administration recommends that Council approve the resolution as written in the recommendation.

SUMMARY AND CONCLUSION:

The applicant has applied to for an extension of hours to an existing Liquor Primary License at 1232-1244 3rd Avenue. Administration recommends that Council approve the recommendations and forward it to the LCRB as the application is consistent with the LCLP.

RESPECTFULLY SUBMITTED:

Deanna Wasnik, Director of Planning and Development

PREPARED BY: Bryce Deveau, Planner 1

APPROVED:

Walter Babicz, City Manager
Meeting Date: 2022/06/13