
CITY OF KELOWNA

MEMORANDUM

Date: April 3, 2002
File No.: 3360-20

To: City Manager

From: Planning and Development Services Department

Subject: Council Policy #255 – LIQUOR LICENSING PROCEDURES FOR A CABARET OR NEIGHBOURHOOD PUB

1.0 RECOMMENDATION

THAT Municipal Council approve amendment to Council Policy # 255 as detailed in Schedule "A" attached to the report from the Planning and Development Services Department dated April 3, 2002.

2.0 SUMMARY

Council amended Policy #255 in August, 2001 to include a provision for addressing new applications for Cabarets or Class "C" liquor licensed establishments whereas the previous policy had only addressed Neighbourhood Pubs or Class "D" liquor licensed establishments. The changes recommended in Schedule "A" attached would clarify that all changes to either Neighbourhood Pubs or Cabarets would require a Public Meeting with Council prior to a recommendation being approved by Council.

Although there are significant changes in process with the Provincial liquor licensing regulations, the amended policy should be easily adapted to the future scenario where there will be only two main classes of liquor licensing. It is anticipated that the amended policy would apply to all "liquor primary" license categories in the future. Any changes to the wording of the Council policy will be reviewed once the new regulations have been fully disclosed and an effective date has been set.

Andrew Bruce
Current Planning Manager

Approved for inclusion

R.L. (Ron) Mattiussi, A.C.P., M.C.I.P.
Director of Planning & Development Services

Schedule “A”

Current wording of first paragraph of Council Policy # 255

SUBJECT: LIQUOR LICENSING PROCEDURES FOR A CABARET OR NEIGHBOURHOOD PUB

That an application be made in writing to the Director of Planning and Development Services. In all cases, pre-clearance, (Preliminary Site and Applicant Approval), from the Liquor Control and Licensing Branch must be granted prior to any municipal considerations. As well, if approval is required by the Land Reserve Commission, this must be presented in writing to City staff at the time of application to the Director of Planning and Development Services.

Recommended amendment: Delete first paragraph and replace with the following;

SUBJECT: LIQUOR LICENSING PROCEDURES FOR A CABARET OR NEIGHBOURHOOD PUB

City of Kelowna Municipal Council has an interest to hear from the public prior to Council's decision on all new liquor license applications for Class “D” Neighbourhood Pubs and Class “C” Cabarets. Council is also concerned with changes to existing Class “D” and Class “C” liquor licenses such as increases to seating capacity, transfer in location or change in operating hours. Therefore, all new liquor license applications and all proposed changes to existing liquor licenses for Class “D” and Class “C” establishments, shall only be considered by Council by way of a City of Kelowna Liquor License Application. Furthermore, all liquor license applications for Class “D” and Class “C” establishments will be subject to a public meeting (or a Public Hearing where the application is being considered concurrently with a rezoning application).

For all new and proposed changes to Class “D and Class “C” liquor licenses, an application be made in writing to the Director of Planning and Development Services. In cases where the application is for a new license, pre-clearance, (Preliminary Site and Applicant Approval), from the Liquor Control and Licensing Branch, must be granted prior to any municipal considerations. As well, if approval is required by the Land Reserve Commission, this must be presented in writing to City Staff at the time of application to the Director of Planning and Development Services.