



To: Richmond City Council

Date: January 9, 2007

From: Amarjeet S Rattan
Chief Licence Inspector

File:

Re: 0755774 BC Ltd. dba: QK Karaoke Studio – Licence Cancellation

Staff Recommendation

That Council cancel the business licence of 0755774 BC Ltd. dba: QK Karaoke Studio operating from premises located at Unit # 230 – 4231 Hazelbridge Way, Richmond, B.C., for the following reason(s):

By violating the Liquor Control and Licensing Act and Regulations, this business has also violated the Business Licence Bylaw No 7360 at section 5.1 (b) & (d) and Business Licence Regulations Bylaw No 7538 at section 22.1 (b) & (d) by failing to comply with any of the provisions of these two bylaws, or any other bylaw or applicable statute and by failing to maintain the standard of qualification required for the issuance of a business licence. Further, this business has permitted smoking inside the premise, contrary to Public Health Protection Bylaw No. 6989, section 6.1.1.1(a) to (k).

Amarjeet S Rattan
Chief Licence Inspector
(4686)

FOR ORIGINATING DEPARTMENT USE ONLY			
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER	
Law	<i>MS</i> Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	<i>A. Rattan</i>	
REVIEWED BY TAG	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	REVIEWED BY CAO	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>

Staff Report

Origin

The City of Richmond continues to enforce its Business Licence bylaws and Public Health Protection bylaws with an emphasis on the operating hours and permissive functions within the business complex. This enforcement is part of our continuous effort to promote community, customer and employee safety and to ensure that all businesses are operating in a consistent manner so as to prevent one business gaining an unfair operational advantage over another business in the same business category.

This report will deal with 0755774 BC Ltd., doing business as, and herein after referred to as, QK Karaoke Studio operating from premises located at Unit # 230 – 4231 Hazelbridge Way, Richmond, B.C.

Analysis

QK Karaoke Studio has two licences, an SU (Service Use), business licence for providing Karaoke box room type entertainment and an A1 (Assembly Use Group 1), business licence for food service. This premise is not a liquor establishment whereby, they are not the holders of a food primary or a liquor primary liquor license, issued by the Liquor Control and Licensing Branch, or the City of Richmond for liquor service. **QK Karaoke** Studio has been operating under the ownership of Samuel Lee, in the City of Richmond since May 01, 2006.

On November 22, 2006, a Show Cause Hearing was held in front of the Chief Licence Inspector. Present were:

Mr. Samuel Lee, the Principal Owner of QK Karaoke Studio,

Cpl. Brian Edwards of the Richmond City RCMP detachment

Mr. Victor Duarte, City Business Licence Inspector.

The following is an account of the information presented at the Show Cause Hearing:

On October 1, 2006, at approximately 03:30 hrs., three RCMP Officers attended QK Karaoke Studio and found liquor in the premises. According to information provided by the RCMP, a number of patrons appeared intoxicated and significant quantities of liquor were found throughout the business premises. Several patrons were observed vomiting throughout the premises and in one instance a grossly intoxicated patron had to be transported to RGH emergency while a second intoxicated patron was arrested for interfering with EHS members.

Employees of the business were aware that liquor was being consumed in the premises and employees also had key access to a locked roof area where quantities of liquor were stored. According to the RCMP personnel in attendance, “the persons employed by QK Karaoke were aware that significant quantities of alcohol were being consumed on the business premises” and

“that the employees had been instructed to facilitate this consumption by either allowing the patrons to bring liquor or selling”. With the exception of two employees, there was no management personnel present in the business premises. One employee advised RCMP that he had not see “the boss” for two weeks.

On November 10, 2006, a Business Licence Contraventions and Licence Review Hearing notice was hand delivered to this business premise, advising of a hearing scheduled for November 22, 2006.

On November 11, 2006, at approximately 02:02 hrs., four RCMP Officers attended at QK Karaoke Studio and found continuing liquor violations.

RCMP members observed approximately 25-30 patrons throughout the premises and found quantities of liquor inside all four karaoke rooms as well as in the common bar area. RCMP members also noted the strong smell of burning marijuana and cigarettes. One RCMP member observed two patrons smoking at a table in the common area and also found alcohol and “several joints” on the table.

One employee advised the RCMP that the owner was Samuel Lee but did not know his telephone number. The employee also advised that Alice Lau was the manager but he had not seen her for two months.

According to the RCMP, “the observed violations were extremely overt. There appeared to be little if any attempt to observe either criminal or provincial statutory laws. Both employees admitted to being aware about the use of both drugs and alcohol yet claimed they could not control the clients. It is believed that, at present, QK karaoke, represents a significant risk to members of the general public who frequent the establishment. With no licencing or regulatory control, drugs and liquor are being consumed in the establishment with the knowledge of staff members.”

The RCMP members in attendance seized liquor from the premises and issued a \$250 MTI for smoking violations to the business establishment.

At the Show Cause hearing, the business owner, Mr. Samuel Lee acknowledged that the details pertaining to the above incidents were correct, that he did not wish to contest them and that he would accept a suspension of his business licence.

Mr. Lee advised that he was originally an employee of the premises for six months. He stated that, at the time he was an employee, he was aware that liquor was being consumed by patrons even though the establishment did not have a liquor licence. He attributed this problem to regular patrons who were “gang members”.

He subsequently purchased the business in early 2006 for \$80,000, to help out the former owner even though he “knew the business was bad”. According to Mr. Lee, shortly after purchasing QK Karaoke he had to leave for China “because of a death in the family”. He stated that he was not able to return from China until November of 2006, an absence of almost one year.

Mr. Lee further stated that now he was back, he was determined to “manage the business every night, get new clientele and make my \$80,000 back”. He also stated that he “fired” one employee for selling liquor to patrons.

A statement from the Business Licence Inspector and detailed reports and photos provided by the RCMP are attached for Council review. (Attachment 1)

There appears to be a very serious and disturbing lack of care and control of QK Karaoke Studio on the part of the principal owner, Mr. Samuel Lee. Based on information provided by the RCMP as well as the owner of the business, QK Karaoke Studio has allowed ongoing consumption of liquor by patrons. The overall conduct of the business, in relation to standard business practise, is extremely disturbing. There is significant evidence to show the business knowingly engaged in misconduct which put the safety of patrons and the community at risk.

By violating the Liquor Control and Licensing Act and Regulations, this business has also violated the Business Licence Bylaw No 7360 at section 5.1 (b) & (d) and Business Licence Regulations Bylaw No 7538 at section 22.1 (b) & (d) by failing to comply with any of the provisions of these two bylaws, or any other bylaw or applicable statute and by failing to maintain the standard of qualification required for the issuance of a business licence. Further, this business has permitted smoking inside the premise, contrary to Public Health Protection Bylaw No. 6989, section 6.1.1.1(a) to (k). A copy of the relevant sections of the City and Public Health Bylaws are attached.

Having completed the review and taking into consideration, information received from the principal owner, the RCMP and the City’s Business Licence Inspector, it is the opinion of the Chief Licence Inspector that this business should have their business licence cancelled.

Financial Impact

QK Karaoke Studio current business licence is valid until Jan 1, 2008. If the business licence were not cancelled, the licence fee owing for the 2008 licence year would be approximately \$260.00. The cost to the City of RCMP resources to monitor and attend to violations at this premises should also be considered.

Conclusion

QK Karaoke Studio has repeatedly contravened the City Business Licence Bylaw, the Business Regulation Bylaw and the Public Health Protection Bylaw. As such, their non compliance warrants a cancellation of their business licence.



Amarjeet S Rattan
Chief Licence Inspector
(4686)

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RCMP REPORTS AND PHOTOS

QK KARAOKE STUDIO

REPORT to Bylaw Inspector

Submitted by: Cpl Brian Edwards
Premises: QK Karaoke
Violations: Serving Liquor without a Permit
Offence Date: 2006 Oct 01
File Number: 06-36192

SYNOPSIS

On 2006-Oct-01 at approximately 03:40 hrs, Richmond RCMP members attended at Karaoke Box 230-4231 Hazelbridge Way. Upon arrival members noted several intoxicated patrons and alcohol throughout the establishment. One patron was arrested for intoxicated in a public place - a second had to be transported to hospital for being grossly intoxicated. Alcohol was located outside a hallway door that provided access to the roof of the building.

OFFICER WILL STATES

Cpl Edwards will state:

On 2006-Oct-01 at approximately 03:30 hrs, the writer Cpl EDWARDS, accompanied by Csts YEE and LANDERS attended QK Karaoke Box located at 230-4231 Hazelbridge Way.

Cpl EDWARDS will state as follows:

That when he walked into the business he proceeded behind the till area to a counter area which allows a view to a large karaoke room on the north side location;

That upon entering this area he noticed a mixed group of Asian males and females in the room;

That there was approximately 10 persons in this group and he observed an Asian male wearing a white shirt, later identified as Justin LAI, attempting to hide a large bottle of wine;

That he directed Cst YEE to retrieve the bottle of wine which was later identified as Lindeman's Cabernet Sauvignon;

That one male was vomiting and could not stand up;

That he had to call EHS to transport after the same male became unconscious due to the high level of intoxication;

Licensed Premises Checks

That another male was asleep on a couch in this same room and appeared intoxicated;

That there was alcohol, red wine and Chivas/Green Tea, on the table on this room;

That he directed Cst CLAYTON to arrest an intoxicated male who was interfering with the efforts of EHS and Fire in aiding the unconscious male;

That he spoke with Cst YEE who advised that liquor was observed outside a roof access door;

That he spoke with employee Man HUI who produced a key that provided access to the roof area;

That he attended the roof area and observed several types of alcohol being stored;

That he spoke with one employee at the location, Ivan YEUN who stated as follows:

That his boss is Alice but she was currently out of town;

That he last saw Alice approximately 2 weeks ago;

That the owner is Samuel LEE but he doesn't know his phone number;

That he does not know of a way to contact LEE;

That he has been an employee for approximately 1 month;

That a previous employee told him that when people bring in liquor that he is to open the outside door which allows access to the roof and allow patrons to place their liquor there;

That he talks to Alice - she phones him - she is a Cantonese speaker;

That he believes that Alice;

That he spoke with another employee , Man HUI, who advised the following:

That he has been an employee for approximately one month;

That he was advised by a previous employee to have people place their liquor outside the door which allows access to the roof

That he directed that all remaining patrons leave the restaurant and ensured the location was shut down for the evening.

Cst Yee Will State

On October 1, 2006 at approximately 03:30 hours Cst. YEE observed approximately 8 vehicles parked in the parking lot located at Unit 230-4231 Hazelbridge. Cst. YEE observed that there were 2 persons outside the glass door of the shopping mall. Cst. YEE observed one person bent over and appeared to be dry heaving in front of the door. The other male had entered the unlocked mall door. The male that was dry heaving later went into the front door of the mall.

Cst.YEE and Cst. LANDERS followed Cpl. EDWARDS into the unlocked glass door of the

shopping mall and up the stairs. Cpl. EDWARDS stopped to speak to a male individual that was coming down the stairs, the male indicated that there were other patrons upstairs.

Cst. YEE went into the OK Karaoke Box and observed that there were patrons inside and it appeared that it was still open for business. Cst. YEE opened one karaoke room and observed a group of approximately 7 persons within. There were red coloured plastic cups on the table. Cst. YEE observed a 2 liter green tea bottle that was open and was 1/3 full of a liquid similar to in appearance to beer. Cst. YEE picked up the bottle and noted that it smelled like beer. Cst. YEE asked if the business sold it to them. One person stated that it was sold to them; however, another patron corrected her and stated that they had brought the item themselves. Another person was located in the hallway carrying a green tea bottle containing cigarette butts.

Cst. YEE attended to the larger karaoke room and observed approximately 10 people in various states of sobriety. One person was asleep on the sofa. Another patron attempted to wake him, he reacted by pushing the other person away and kept sleeping on the sofa. Cpl. EDWARDS advised Cst. YEE that another male patron attempted to hide a liquor bottle. Cst. YEE observed that the item was a wine bottle that was approximately 1/3 full. Cst. YEE requested the item and the male denied the bottle was there. Cst. YEE knocked on the bathroom door and was opened by a male. The male turned back to vomiting into the toilet. There was vomit covering the bathroom sink, floor under and beside the toilet, and all over the toilet.

Cst. YEE approached a male individual who had taken money from a patron and put the money into the till. Cst. YEE asked if he worked at the location. He denied working there. When confronted again he finally admitted that he was an employee. He provided his BC driver's licence and identified himself to be HUI, Man Ho. Cst. YEE asked him if they sold liquor. He stated that they did not sell liquor there. When questioned about the beer in the green tea bottle, he stated that the clients bring it in.

A very intoxicated male was located by Cst. LANDERS and an ambulance was requested by Cpl. EDWARDS for the male. Cst. YEE observed that the male had become responsive and was on his feet but vomiting red liquid. Cst. YEE asked the persons assisting him what the red liquid was to which they responded that it was wine.

Cst. YEE looked outside a locked doorway to an outside balcony area to find Heinekin beer bottles on the ledge and a liquor bottle in a box. Cst. YEE advised Cpl. EDWARDS. Cpl. EDWARDS asked HUI to open the door. HUI produced a key and opened the locked door.

Cst. YEE observed that there was a business licence posted on the wall above the till; however, there did not appear to be a liquor licence for the premise. Cst. YEE observed the front door, on which a sign stated, "No outside food or drink". All patrons left the Ok Karaoke Box. At 04:30 hours Cst. YEE and LANDERS left the scene.

Cst Baskette Will State

Approximately 0345 hrs CST BASKETTE attended to a request from CPL EDWARDS to assist with a crowd and a passed out male inside Karaoke Box.

CST BASKETTE noticed that there were several people inside the business including three passed out males. Two of the males seemed to have some level of consciousness (ie coming to to vomit). The third male had a very decreased level of consciousness and Emergency Health Services was contacted and attended the location.

The ambulance attended to the male identified by driver's licence as LIN. The ambulance

crew advised that the male was too drunk to go to police cells and must be transported to RGH.

CST BASKETTE left LIN in the care of the ambulance who left with him on a stretcher.

Cst Clayton Will State

At approx. 04:10 hours, Cst. CLAYTON assisted Cst. LANDERS in removing Justin LAI from the Karaoke Box at 230-4231 Hazelbridge Way, Richmond. LAI was intoxicated, belligerent, and was interfering with paramedics who were trying to assess a male who had alcohol poisoning. Cst. LANDERS arrested, Chartered, and Warned LAI for DIPP. Cst. CLAYTON transported LAI to Richmond detachment where he declined his right to counsel, and was booked into cells, to be held until sober.

POLICE COMMENTS:

It appears obvious that the persons employed by QK Karaoke were aware that significant quantities of alcohol were being consumed on the business premises. It is further clear that the employees had been instructed to facilitate this consumption by either allowing the patrons to bring liquor or selling. In any event, what is clear is that the employees made efforts to hide the liquor by placing it outside the business.

The levels of intoxication of the patrons was significant. As noted, one had to be removed by EHS to hospital. Vomit was found throughout the premises.

This business operated in a manner that overtly disregarded both municipal and provincial bylaws.

It should be noted that an infraction of this nature, for a licensed liquor establishment, would likely draw a suspension and a financial penalty in excess of \$5000.00

ATTACHMENTS

Photographs of scene

QK Karaoke Studio
Photos taken by RCMP on Nov 11, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Nov 11, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Nov 11, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Nov 11, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Nov 11, 2006



REPORT to Bylaws Inspector

Submitted by: Cpl Edwards
Premises: QK Karaoke
Violations: Liquor on premises - no liquor licence
Controlled Substances on premises
Offence Date: 2006 Nov 11
File Number: 06 - 41028

SYNOPSIS

On 2006 Nov 11 at approximately 02:02 hrs RCMP members entered QK Karaoke located at 230-4231 Hazelbridge Drive, Richmond BC. Upon entering, members noted a strong smell of marijuana being smoked. Further inspection revealed that in excess of 25 persons were inside the premises inside various karaoke rooms. Liquor was located inside each karaoke room and behind the serving counter. Liquor seized and MTI issued for smoking.

Report to Bylaws Inspector to be forwarded.

OFFICER WILL STATES

Cpl Edwards will state

That he attended at QK Karaoke at approximately 02:02 on 2006-Nov-11 for premises checks in the company of Cpl SESSON, Cst DOHERTY and Cst MATSUMOTO;

That upon entering he noticed a strong smell of burnt marijuana;

That he observed QK Karaoke employee Ivan YUEN holding a box containing a bottle of Chivas Regal Scotch while standing at the front counter;

That he went into the serving room behind the front counter and observed an unknown male from a karaoke room handing 2 red plastic cups to the second employee, Chung TSANG;

That as the unknown male handed the cups to TSANG it was heard that he said "cops are here" to TSANG;

That he smelled the cups and they both contained an alcohol mix drink;

That he went into all four karaoke rooms and noted that each contained alcohol in red cups - each was either mix type alcohol drink or beer;

That there were approximately 25 persons inside the premises in different groups;

That he spoke with employee Ivan YUEN who stated as follows:

That YUEN has worked at the location approximately 2 months;

That the owner is Sameul LEE but YUEN does not know his number;

That Alice LAU is the manager but YUEN never sees her;

That YUEN cannot control the clients;

That YUEN stated that he told the clients to stop smoking weed but they would not;

That YUEN did not call the police;

That the clients brought their own liquor and he placed it behind the counter;

That YUEN last saw Alice 2 months ago;

That he then spoke with employee Chung TSANG who stated as follows:

That TSANG is paid by Alice but he does not usually see her;

That TSANG has worked there for about 2 months;

That TSANG said he believed that QK Karaoke has a liquor licence;

That TSANG told the customers not to smoke weed but he could not do anything about it because some are gangsters;

That some customers brought liquor with them and TSANG put it behind the counter for them.

That he took several pictures inside the location in addition to a mpeg movie;

Cst Doherty will state:

That CST.DOHERTY is a Regular member of the Royal Canadian Mounted Police since February 2006;

That on 2006-11-11, at approximately 0157 hrs, CST. MATSUMOTO, CPL.SESSAN, CPL.EDWARDS and CST.DOHERTY attended QK karaoke for a Liquor inspection;

That when they entered in the lobby, CST.DOHERTY and the other officers smelled a strong odor of smoke and marijuana - QK Karaoke is located on the second floor of the building;

That approximately 4 groups of people divided in 4 rooms were in the premise, a total of approximately 30 people;

That CST.DOHERTY opened the door of the 1st room and observed several persons sitting in front of a TV,, open liquor everywhere on the table;

That CST.DOHERTY went in the 2nd room and observed the same as the 1st one;

That CST.DOHERTY went to the bar and observed a group of approximately 7 peoples sitting around the table, 2 of them were smoking cigarettes;

That the clerk was approximately 10 feet from them on the other side of the desk;

That a strong odor of marijuana was smelled in this place, and that several joints were located on the table next to the group;

That several glasses of liquor were on the table in front of these people;

That the clerk responsible for the premises was Chung Ho TSANG who was present in the establishment;

That there was one other server also present in the premise, serving customers;

That CST.DOHERTY served a Municipal Ticket Information to CHAN for permitting smoking in a establishment according to the Public Health Protection (MIT : M 16475);

That liquor and cans of beer were found behind the front desk;

That the liquor was seized by the officers;

That pictures of the premise, the open liquor were taken;

That at approximately 0225 hrs, all the customers had left the premise.

At approximately 0435 hrs, CST.DOHERTY lodged all the liquor that was in the premise at the time of the inspection into exhibits.

This concludes Cst DOHERTY's involvement in this investigation.

Police Comments:

It should be noted that this is a repeat incident at this location. On 2006-Oct-01 Cpl EDWARDS attended this location to find significant amounts of alcohol within the premises and intoxicated persons. A report has been forwarded to Richmond City Bylaws concerning that incident.

On 2006-Nov-11 the observed violations were extremely overt. There appeared to be little if any attempt to observe either criminal or provincial statutory laws. Both employees admitted to being aware about the use of both drugs and alcohol yet claimed they could not control the clients. That being said, neither individual made any attempt to contact police to assist with the situation.

On 2006-Oct-01 Cpl EDWARDS explained the nature of liquor violations to YUEN. It appears to have no effect on changing his, or the business', behaviour, on monitoring clients.

It should be noted that businesses holding a valid liquor licence are required to meet significant regulatory standards. One of these standards is a 'fit and proper' test that looks at the background of the individuals applying for the licence. In comparison, QK Karaoke, on the previous 2 inspections by Cpl EDWARDS, is essentially operating as a licenced liquor establishment - with no oversight by

the Liquor Control and Licencing Branch. It is believed that, at present, QK Karaoke, represents a significant risk to members of the general public who frequent the establishment. With no licencing or regulatory control, drugs and liquor are being consumed in the establishment with the knowledge of staff members.

ATTACHMENTS

Photographs of scene

MPEG of scene

Officer Notes

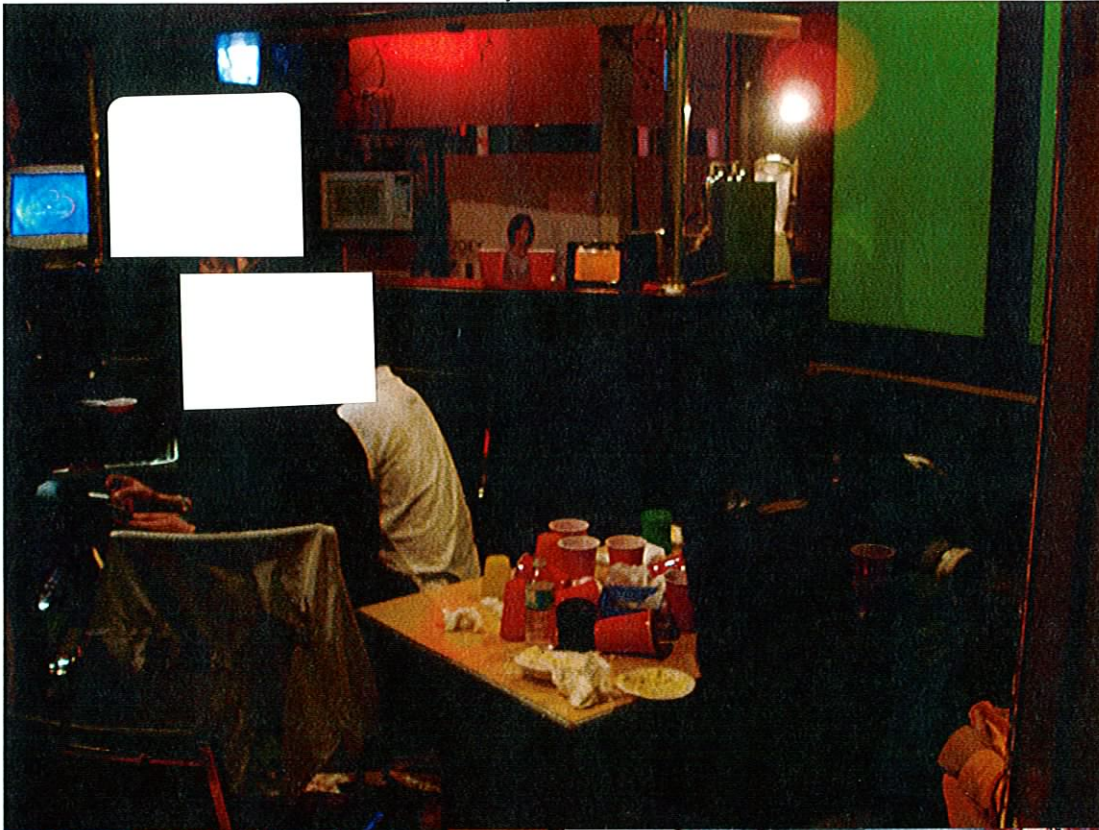
Copy of MTI

SEIZURES / EXHIBITS

1. 14 cans of Coors Light;
2. 8 cans of Budweiser;
3. 1.75 L of Chivas Regal (3/4 full);
4. 750 ml of Chival Regal (1/2 full);
5. 1 L Scotch / Whisky - Ballantines Finest.

END

QK Karaoke Studio
Photos taken by RCMP on Oct. 01, 2006



QK Karaoke Studio-Cont.

Photos taken by RCMP on Oct. 01, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Oct. 01, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Oct. 01, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Oct. 01, 2006



QK Karaoke Studio-Cont.
Photos taken by RCMP on Oct. 01, 2006





Government of Canada

Gouvernement du Canada

ACTION REQUEST

FICHE DE SERVICE

To - A

Date

Time - Heure

From - De

Language spoken - Langue utilisée

English
Anglais

French
Français

Telephone No. - N° de téléphone

Extension
Poste

Please call
Prière d'appeler

Returned your call
Vous a rappelé

Will call again
Vous rappellera

Wants to see you
Désire vous voir

Action
Donner suite

Approval
Approbation

Note and return
Noter et retourner

Comments
Commentaires

Draft reply
Projet de réponse

Note and forward
Noter et faire suivre

As requested
Comme demandé

Signature

Note and file
Noter et classer

File No. - N° de dossier

Message taken by - Message reçu par

GC 218 (88/08)

7540-21-907-5351

NOTES OF CPL EDWARDS

0202 Inside QK - KARAOKE

WAGYEN, YRONGY FIN

86-03-25

5515 SPERRAWE ST
VANCOUVER, BC V5W3M7

Inside location - accidentally
smell of marijuana recently
smoked. Large room on
N side.

0208 EE holding check 70

@ FEAT AESTK

46 TREN, 1046 KING

FBI 85-09-12

1305 - ELEC Greenville Ave

Richmond, SC 29241

cell 604-771-8698

ACDL 7497745

4

speaking to him - work here about
2 months + career

SAMUEL COT -

says does not know SA's

4. Alice LAU - is the
manager. Never see her

Says comm. + control

the perfect checks says

told them to stop smiling

would let they would

met. Says check brought

in alcohol - could not

control. Put it behind

the counter. (I see

beer + chairs behind

counter)

6 15 cans roots

1 bottle of chairs +

1 sealed bottle be

holding when I walked

in

last saw SA's 2 months.

Says told Alice about last

time. Pays her \$10 per

hour. Works on THUR, FR!

+ SAT (4 3)

when told Alice last

71

her. she told him to check the
apartment more often.

Says he never talks to Sammie.
Talks to Alice - did speak
w. her today @ 21:00. Said
was to work.

4

0275. 2nd CC TSN 4, CHONG
MO 2400-5112
London City Ltd vox 445
85-7.1-27
cell 778-855-2827
dl 7538446

says Alice pays him.
usually does not see
her. would be about

2 months. Said he
believed they had a
liquor license. Says he told
them not to make weed but
could not do anything about
it if she sometimes gives them
says customer brought up
liquor & put it in wheel
barrow

7

0277 seized 8 x 1/2 liter cans
2 x (brown bottles)
1 x full mugger book

m 16775 smoking (Liberty)

#

06 - 41028

230 - 4231 Hazelbridge

Way OK Kante



07

RCMP GRC



Cst. S. (Sebastien) DOHERTY

Richmond City Detachment

6900 Minoru Boulevard

Richmond, B.C. V6Y 1Y3

File No. _____

Telephone: 604-278-1212 Voice Mail: 2324

Facsimile: 604-278-6773

Email: sebastien.doherty@rcmp-grc.gc.ca



Royal Canadian Mounted Police

Gendarmerie royale du Canada

Canada

0157 BK Kinkadee Studio
0755779 BC LTD
880-4231 Hazelbridge way
Richmond, BC V6X 3L7
JAN 07

- Beer
- 3 persons smoking
- small marijuana 79
- old POT batch

- 25 presents
- Asian / low EI
- 4 rooms

0205 All customers left the parking lot.

Chung Ho TSANG
1985-07-27 ✓

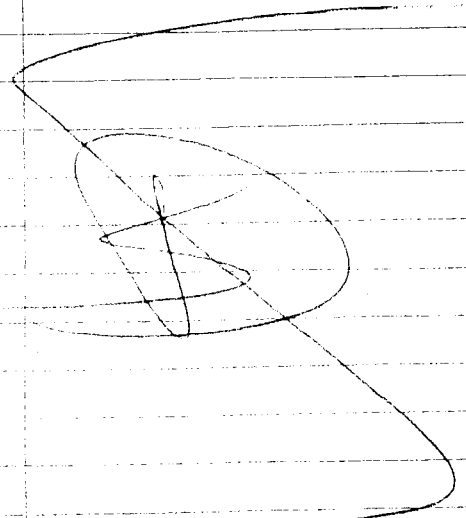
VT = M 16475


06-41028

1435 06-41028

LODRD shirts

- 14 cans Coors light
- 8 cans Budweiser
- 1.75L Chival Regal
- 750ml Chival Regal
- 1L scotch whisky
Ballantine's Finest




RCMP · GRC 

ROYAL CANADIAN MOUNTED POLICE · GENDARMERIE ROYALE DU CANADA

Cst. S. (Sebastien) DOHERTY
 Richmond City Detachment
 6900 Minoru Boulevard
 Richmond, B.C. V6Y 1Y3 File No. _____

Telephone: 604-278-1212 Voice Mail: 2324
 Facsimile: 604-278-6773
 Email: sebastien.doherty@rcmp-grc.gc.ca

 Royal Canadian Mounted Police Gendarmerie royale du Canada

Canada

City of
Richmond

M 16475

Community Charter

MUNICIPAL TICKET INFORMATION

ISSUED TO:

SURNAME OR CORPORATE NAME QK KACAKKE Studio		<input type="checkbox"/> YOUNG PERSON	
GIVEN NAME(S) (OR CORPORATE NAME CONTINUED) 0755 774 BC LTD		GENDER M/F	YY MM DD 06 11 11
ADDRESS 230-4231 Hazelbridge way			
CITY Richmond	PROVINCE BC	POSTAL CODE V6X 3L7	

THE BYLAW ENFORCEMENT OFFICER SAYS THAT HE OR SHE HAS REASONABLE AND PROBABLE GROUNDS TO BELIEVE, AND DOES BELIEVE THAT THE ABOVE NAMED

ON OR ABOUT **06 11 11** AT THE TIME OF **02:00**
 AT OR NEAR **4231 Hazelbridge way** CITY OF RICHMOND,
 STREET ADDRESS PROVINCE OF BRITISH COLUMBIA

DID COMMIT THE OFFENCE INDICATED, UNDER THE FOLLOWING BYLAW
Public Health protection By-law 6789
 BYLAW NAME

DESCRIPTION OF OFFENCE	SECTION	FINE AMOUNT
3 PEKATOR Permitting Smoking	6.1-1.1 (a) to (k)	\$250.00

IF YOU WISH TO DISPUTE THE ALLEGATION CONTAINED IN THIS TICKET, YOU MAY APPEAR AT THE FOLLOWING LOCATION TO GIVE NOTICE OF DISPUTE:

Richmond Provincial Court
7577 Elmbidge Way
Richmond, B.C. V6X 2Z8

OR DELIVER, HAVE DELIVERED, OR MAIL A NOTICE OF DISPUTE TO THE ABOVE ADDRESS AS DESCRIBED ON THE REVERSE.
THE FINE AMOUNT MAY BE PAID AT THE ABOVE ADDRESS IN ACCORDANCE WITH THE PRESCRIBED INSTRUCTIONS (SEE REVERSE).

DISPOSITION:	FOR COURT USE	DATE
NOT DISPUTED	AT TRIAL	YY MM DD
<input type="checkbox"/> CONVICTED AND FINE SET BY BYLAW IMPOSED	<input type="checkbox"/> CONVICTED	
<input type="checkbox"/> QUASHED	FINE AMOUNT IMPOSED \$	
	<input type="checkbox"/> DISMISSED	

SIGNATURE OF JUDGE/JUSTICE

BYLAW ENFORCEMENT OFFICER'S NAME OR NUMBER CST. S. DOHERTY	DATE OF SERVICE 06 11 11
--	------------------------------------

AREAS OF THIS TICKET CONTAINED IN BOLD BLACK ARE NOT PART OF THE OFFENCE CHARGED
 BYLAW ENFORCEMENT OFFICER'S SIGNATURE

IF THE FINE IS NOT PAID OR THE ALLEGATION CONTAINED IN THIS TICKET IS NOT DISPUTED (SEE REVERSE) WITHIN 14 DAYS, THIS TICKET WILL BE TREATED AS NOT DISPUTED, YOU MAY BE CONTACTED BY YOUR ARRESTOR AND WITHOUT A HEARING AND WITHOUT A HEARING, THE FINE AMOUNT WILL BE IMPOSED FOR THE OFFENCE CHARGED.

COURT COPY

06-41028

06-41028

DATE _____ TIME _____

LOCATION: _____

DETAILS

B/S5 - CPL Howard, CPL SASSAN, CST.
MATSUMOTO, entered BK karaoke
for liquor inspection.

Approx. 30 people inside strong
room smoke and marijuana.

Group of 10 persons sitting in
front of bar counter, 2 of them
smoking in front of TANG.

- strong room Marijuana, small quantity
end of batch in a pot.

- liquor on table and private room.

- most Asian people, few CI

SIGNATURE OF OFFICER _____

CHECKED AS A RESULT OF _____

INFORMATION RECEIVED:

OBSERVED VIOLATION

DESCRIPTION OF ACCUSED

NAME: _____

AGE: _____ D.O.B: _____

RACE: _____ HAIR COLOUR: _____

EYE COLOUR: _____ HEIGHT: _____

BUSINESS LICENCE INSPECTOR
INFORMATION REPORT
QK KARAOKE STUDIO

Show Cause Hearing

INFORMATION:

Business: 0755774 BC Ltd. dba: QK Karaoke Studio

Address: Unit # 230-4231 Hazelbridge Way, Richmond, BC V6X 3L7

Ref. File #: 961313

Hearing Date: Wednesday, November 22, 2006

Time: 3:30 p.m.

Location: Room M.1.002, Richmond City Hall, 6911 No. 3 Road, Richmond, BC

History:

0755774 BC Ltd., doing business as, and here in after referred to as, **QK Karaoke Studio** has been operating under the ownership of Samuel LEE, in the City of Richmond since May 01, 2006. operating at Unit# 230-4231 Hazelbridge Way.

This business has two licences, an **SU, Service Use**, business licence for providing Karaoke box room type entertainment and an **A1, Assembly Use Group 1**, business licence for food service. This premise is not a liquor establishment whereby, they are not the holders of a food primary or a liquor primary liquor license, issued by the Liquor Control and Licensing Branch, or the City of Richmond for liquor service.

Current Information:

On October 1, 2006, RCMP Officers attended **QK Karaoke Studio** and found liquor in premise. This business is not licenced by the City of Richmond or the Province as a Food-Primary or a Liquor-Primary establishments.

By violating the Liquor Control and Licensing Act and Regulations, this business has also violated the Business Licence Regulations Bylaw No 7538 and Business Licence Bylaw No 7360, whereby failing to comply with any provisions of any Bylaw or applicable statute, is also a violation of the Business Licence Bylaw No. 7360, and Business Regulation Bylaw No. 7538, by failing to maintain the standard of qualification required for the issuance of their Business Licence. Further, this business has permitted smoking inside the premise, contrary to Public Health Protection Bylaw No. 6989, section 6.1.1.1(a) to (k).

Again on November 11, 2006, RCMP Officers attended at **QK Karaoke Studio** and found business continuing violations even after notification letter delivered informing **QK Karaoke Studio** of licence review hearing.

There appears to be lack of care and control on the part of the management of **QK Karaoke Studio**. This disregard was the direct result of a patron being transported to emergency by EHS Ambulance and a second transported to Richmond RCMP cells for interfering with EHS members trying to provide medical assistance to an intoxicated individual. This leads the undersigned to believe a Show Cause Hearing is warranted in order to correct the continuation of these offences.

Victor M Duarte
Business Licence Inspector

VMD:vmd

REFERENCED BYLAWS

QK KARAOKE STUDIO

4.5 Miscellaneous Business Licence Provisions

- 4.5.1 Every **licence** is considered to be personally issued to the **licencee**.
- 4.5.2 Where a **business** is carried on by two or more **persons** in partnership, only one **licence**, which must be taken out in the name of the partnership, is required.
- 4.5.3 Subject to the *Local Government Act*, the **Licence Inspector** has the power to grant, issue, renew, suspend or transfer **licences**.

PART FIVE: BYLAW VIOLATIONS AND PENALTIES

- 5.1 Any **licencee**, operator, or any other **person** who:
- (a) violates or who causes or allows any of the provisions of this bylaw to be violated; or
 - (b) fails to comply with any of the provisions of this, or any other applicable bylaw or statute; or
 - (c) neglects or refrains from doing anything required by this bylaw; or
 - (d) fails to maintain the standard of qualification required for the issuance of a **licence** under this bylaw; or
 - (e) makes any false or misleading statement,

is deemed to have committed an infraction of, or an offence against this bylaw, the **Business Regulation Bylaw** or the **Vehicle for Hire Regulation Bylaw**, whichever is applicable, and is liable on summary conviction, to the penalties provided for in the *Offence Act*, and each day that such violation is caused or allowed to continue constitutes a separate offence, and may result in the suspension, cancellation or revocation of the **licence** in question.

- 5.2 Subject to the *Local Government Act*, **Council** may:
- (a) revoke or cancel a **licence** issued under the provisions of this bylaw; and,
 - (b) refuse to grant the request of an **applicant** under this bylaw.
- 5.3 Every **licencee** must comply with the requirements of this, or any other bylaw of the **City** which governs or regulates the **business** for which such **licence** was granted, and must comply with any requirements imposed by the **Medical Health Officer**, and any **person** failing to comply with the requirements of this Part is guilty of an infraction of this bylaw and liable to the penalties specified.

- (b) a **second-hand dealer/pawnbroker** may, upon **purchasing a second-hand item**, notify the **Police Chief** in writing of the **second-hand dealer/pawnbroker's** desire to resell or otherwise dispose of such item before the expiration of the 72 hour period, whereupon after giving written notification, the **second-hand dealer/pawnbroker** must hold the article for 24 hours excluding Sundays and statutory holidays, and he may dispose of such item if after that time he has received a written release from the **Police Chief**.

19.2.4 Where **second-hand items** have been **purchased** by a **second-hand dealer/pawnbroker** from another **second-hand dealer/pawnbroker** who has had such items in his possession for a period of time longer than required under clause (b) of subsection 19.2.1, the **Police Chief** may authorize the purchaser in writing to dispose of such items without holding them for that period.

PART TWENTY: TATTOO PARLOUR REGULATION

20.1 Operator Prohibitions

20.1.1 A **tattoo parlour operator** must not permit any person under the age of 18 to be tattooed, unless with the written consent of the person's parent or guardian.

PART TWENTY-ONE: TELEPHONE SALES OFFICE REGULATION

21.1 Operator Obligations

21.1.1 Every **telephone sales office operator** must advise the **Licence Inspector**, in writing, not later than 24 hours after any change has been made to any of the information which must be provided to the **Licence Inspector** to obtain a **telephone sales office licence**, as stipulated in the **Business Licence Bylaw**.

PART TWENTY-TWO: VIOLATIONS AND PENALTIES

22.1 Any **licencee, operator**, or any other person who:

- (a) violates or who causes or allows any of the provisions of this bylaw to be violated; or
- (b) fails to comply with any of the provisions of this, or any other bylaw or applicable statute; or
- (c) neglects or refrains from doing anything required under the provisions of this bylaw or the **Business Licence Bylaw**; or
- (d) fails to maintain the standard of qualification required for the issuing of a **licence**; or
- (e) makes any false or misleading statement,

is deemed to have committed an infraction of, or an offence against, this bylaw or the **Business Licence Bylaw**, whichever is applicable, and is liable on summary conviction, to the penalties provided for in the *Offence Act*, and each day that such violation is caused or allowed to continue constitutes a separate offence and may result in the suspension or cancellation of the **licence**.

PART TWENTY-THREE: ADMINISTRATION AND ENFORCEMENT

23.1 The **Licence Inspector, Building Inspector, Medical Health Officer, or Police Chief** are hereby authorized to enter at any reasonable time, the premises of any **business** regulated under this bylaw, to determine whether the provisions of this bylaw are being, or have been complied with; and it is unlawful for any person to prevent or obstruct the **Licence Inspector, Building Inspector, Medical Health Officer or Police Chief** from the carrying out of any of their duties with respect to the administration and enforcement of this bylaw.

PART TWENTY-FOUR: PREVIOUS BYLAW REPEAL

- 24.1 Milk and Cream Products Delivery Regulation Bylaw No. 1118 (adopted May, 1949), is repealed.
- 24.2 Meat and Fish Sale Bylaw No. 1218 (adopted July, 1952), and Amendment Bylaw No. 1411 (adopted June, 1956), are repealed.
- 24.3 Automobile Service Station Closing Hour Extension Bylaw No. 1912 (adopted July, 1962), is repealed.
- 24.4 Discotheque Regulation Bylaw No. 2120 (adopted March, 1965), is repealed.
- 24.5 Shop Closing Exemption Bylaw No. 2194 (adopted November, 1965), is repealed.
- 24.6 Business Regulation Bylaw No. 7148 and the following amendment bylaws are repealed:

<u>BYLAW NO.</u>	<u>ADOPTED ON</u>
Bylaw No. 7172	November 28, 2000
Bylaw No. 7188	December 11, 2000
Bylaw No. 7167	July 23, 2001
Bylaw No. 7284	October 22, 2001
Bylaw No. 7290	November 26, 2001
Bylaw No. 7298	December 10, 2001
Bylaw No. 7316	January 28, 2002
Bylaw No. 7330	March 25 th , 2002
Bylaw No. 7334	April 8 th , 2002
Bylaw No. 7390	July 8 th , 2002
Bylaw No. 7397	July 29 th , 2002
Bylaw No. 7223	October 15 th , 2002
Bylaw No. 7426	October 15 th , 2002
Bylaw No. 7557	January 13 th , 2003
Bylaw No. 7504	June 9, 2003

SUBDIVISION SIX: SMOKING CONTROL AND REGULATION

PART 6.1: AREAS OF SMOKING PROHIBITION

6.1.1 Operator Obligations

6.1.1.1 The **operator** of any of the following:

- (a) a **retail establishment**;
- (b) a **personal services establishment**;
- (c) a **bank or government office**
- (d) a hospital or health clinic;
- (e) a **food service establishment**;
- (f) a **taxicab, or a school or public bus**,
- (g) any part of a building that is generally:
 - (i) open to, and accessible by, the public; or
 - (ii) available for common use by the occupants of such building,

including, but not limited to, hallways, foyers, inside stairways, elevators, escalators, laundry rooms, washrooms, cloakrooms and amenity areas; and

- (h) a **place of public assembly**;
- (i) a billiard/pool hall;
- (j) a casino;
- (k) a **licenced establishment**,

must not permit a person to **smoke** while within any such establishment, office, premises, vehicle, or area, whichever is applicable.

6.1.1.2 The **operator** of a building, establishment or facility owned or leased by the **City**, excluding any rented City-owned one-family dwelling, must not permit any person to smoke in such building.

6.1.1.3 The **operator** of any premises where smoking is not permitted must post signs which comply with the requirements of Part 6.2.