



**City of Richmond**

**Report to Committee**

**To:** General Purposes Committee *To General Purposes - Nov 20, 2006*  
**From:** Amarjeet S Rattan **Date:** November 9, 2006  
 Manager, Business Liaison **File:** 8060-20-8156  
8060-20-8164  
**Re:** **Business Regulation Bylaw No. 7538, Amendment Bylaw No. 8156 and  
 Municipal Ticket Authorization Bylaw No 7321, Amendment Bylaw No. 8164**

**Staff Recommendation**

- 1) That Business Regulation Amendment Bylaw No. 8156, be forwarded to Council for first, second and third readings, which;
  - a) repeals and replaces Part 10, Karaoke Box Room Regulations of the Business Regulation Bylaw No. 7538;
  - b) regulates hours of operating for karaoke establishments.
- 2) That Municipal Ticket Authorization Amendment Bylaw No. 8164, be forwarded to Council for first, second and third readings, which, introduces new ticketable offences and establishes fines for the Municipal Ticket Authorization Bylaw.

Amarjeet S Rattan  
Manager, Business Liaison  
(4686)

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|-------------------------------------|---|---------------------------------------|---|
| <b>ROUTED TO:</b>                   | <b>CONCURRENCE</b>  | <b>CONCURRENCE OF GENERAL MANAGER</b> |   |
| Law .....                           | Y <input checked="" type="checkbox"/> N <input type="checkbox"/>    | <i>A. Rattan</i>                      |   |
| R.C.M.P. ....                       | Y <input checked="" type="checkbox"/> N <input type="checkbox"/>    |                                       |   |
| <b>REVIEWED BY TAG</b>              | YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> | <b>REVIEWED BY CAO</b>                | YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> |
|                                     | <i>DWR</i>  |                                       | <i>CDV</i>  |

## Staff Report

### Origin

At the Regular Council Meeting held on June 26<sup>th</sup>, 2006, Council considered a Staff Report (REDMS # 1814079) that recommended a temporary Liquor-Primary licence and a temporary Food-Primary licence for two karaoke establishments. Included in the Staff Report were three future options for dealing with new karaoke applications.

- Option 1 - was to do nothing
- Option 2 - was to investigate the feasibility of regulating hours of operation of karaoke establishments
- Option 3 - was to investigate the feasibility of regulating the location of karaoke establishments.

After reviewing the three options included in the Staff Report, Council adopted the following resolution:

- *“That staff investigate options for regulating hours of operation of karaoke establishments in the City.”*

### Findings Of Fact

There are three types of karaoke establishments permitted to operate in the City of Richmond.

- 1) Those licensed as a Liquor-Primary liquor establishment
- 2) Those licensed as a Food-Primary liquor establishment
- 3) Those with No Liquor Sales.

There are currently no City regulations on hours of operations for karaoke establishments. However, karaoke establishments that are licensed under the Liquor Control and Licensing Act and Regulations as ‘Liquor-Primary’ establishments, are regulated by Provincial Liquor Regulations and must clear patrons within ½ hour after the time stated on the licence for the hours of liquor service.

Karaoke establishments that are licensed under the Liquor Control and Licensing Act and Regulations as ‘Food-Primary’ establishments, are regulated by Provincial Liquor Regulations and must ensure liquor is taken from patrons within ½ hour after the time stated on the licence for the hours of liquor service. These establishments may remain open as long as no liquor service is provided.

Karaoke establishments that have ‘No Liquor Sales’, are not licensed under the Liquor Control and licensing Act and Regulations, and have no restrictions on hours of operation.

Liquor Inspectors, RCMP and City Staff, are encountering increasing problems with karaoke establishments that are Food-Primary liquor establishments as well as those that offer no liquor sales.

These premises are not regulated by hours of operation and patrons frequent these locations after leaving locations that must close due to liquor license requirements. In some cases, operators of Food-Primary licenses continue serving liquor outside permitted hours. Some non-licensed establishments have also been found with liquor in the premise.

### **Analysis**

Staff, in consultation with the RCMP, have discussed the need for reducing liquor related occurrences in City karaoke establishments by regulating their hours of operation. The City currently regulates operating hours for pool halls, amusement centres and body-rub studios, under the Business Regulation Bylaw No 7538. This bylaw, which has Karaoke Box Room Regulations, can be amended to regulate operating hours for the three types of karaoke establishments described above.

The proposed new bylaw amendments will repeal current Part Ten: Karaoke Box Room Regulation and introduce the new Karaoke Box Room Regulations. These amendments will address operating hours for the Liquor-Primary karaoke's, Food-Primary karaoke's and the Non-Licensed karaoke's.

Staff have looked at operating hours for Liquor-Primary karaoke establishments which currently have liquor sales up to 2:00 a.m. and clearance of all patrons by 2:30 a.m. New common operating hours for all three types of karaoke establishments would be based on this model.

The proposed new bylaw amendments will require Food-Primary establishments to clear all liquor by ½ hour after permitted hours of liquor service and clear all patrons from the premises by 2:30 a.m.

The proposed new bylaw amendments will also require Non-Liquor karaoke establishments to be cleared of all patrons by 2:30 a.m.

The proposed new bylaw amendments will also introduce ticketable offences and a fine structure for the penalties, to be added to the Municipal Ticket Information Bylaw No. 7321.

### **Financial Impact**

No financial impact

### **Conclusion**

Amendment Bylaw No 8156, establishes a more current replacement to the existing Part 10 – Karaoke Box Room Regulations in effect. This bylaw now introduces restrictions on operating hours for all karaoke establishments, including Food-Primary karaoke establishments and non-liquor karaoke establishments, and introduces enforcement penalties for violations.



Amarjeet S Rattan  
Manager, Business Liaison  
(4686)  
AR:vmd



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## Business Regulation Bylaw No. 7538 Amendment Bylaw No. 8156

The Council of the City of Richmond enacts as follows:

1. Business Regulation Bylaw No. 7538 is amended by repealing Part Ten in its entirety and substituting the following provisions:

### **PART TEN: KARAOKE BOX ROOM REGULATION**

10.1 Every **karaoke box room operator** may only permit a **karaoke box room** to be open for **business** during 8:00 a.m. of any calendar day to 2:30 a.m. of the next calendar day.

10.2 Every **karaoke box room operator**:

- (a) who has a **food primary licence**, issued by the Liquor Control and Licensing Branch, must ensure that liquor is taken from patrons within 1/2 hour after the time stated on the licence for the hours of liquor service, or
- (b) who has a **liquor primary licence**, issued by the Liquor Control and Licensing Branch, must ensure that patrons are cleared from the licensed establishment within 1/2 hour after the time stated on the licence for the hours of liquor service;

but in no case shall the **karaoke box room operator** permit patrons to remain in the establishment beyond the time period permitted in section 10.1

10.3 Every room used for a **karaoke box room**, must:

- (a) be easily accessible and visible from the main entrance or restaurant area; and
- (b) have at least one half of the wall, including any door, visible from the main entrance or restaurant area, constructed with clear, non-glare, non-reflected, non-tinted glass which must remain unobstructed at all times.

2. Business Regulation Bylaw No. 7538 is amended at Part 25 by adding the following definitions:

**FOOD PRIMARY LICENCE** means a food primary licence issued pursuant to the *Liquor Control and Licensing Act*.

**KARAOKE BOX ROOM**

means an area in which karaoke equipment is provided for the use of patrons for the purpose of participating in, or listening to karaoke entertainment within a **business** establishment.

**LIQUOR PRIMARY LICENCE**

means a liquor primary licence or liquor primary club licence issued pursuant to the *Liquor Control and Licensing Act*.

- 3. This Bylaw is cited as **“Business Regulation Bylaw No. 7538, Amendment Bylaw No. 8156”**.

FIRST READING

SECOND READING

THIRD READING

ADOPTED

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| CITY OF RICHMOND                          |
| APPROVED for content by originating dept. |
| APPROVED for legality by Solicitor        |

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CORPORATE OFFICER



**Municipal Ticket Information Authorization Bylaw No 7321  
Amendment Bylaw No. 8164**

The Council of the City of Richmond enacts as follows:

- 1. The Municipal Ticket Information Authorization Bylaw No. 7321 is amended at Schedule B 3 by adding the following clauses under Column 1 and the corresponding figures under Column 2 and Column 3 as follows:

|   |         |           |
|---|---------|-----------|
| Operating a karaoke box room outside permitted hours                  | 10.1    | \$1000.00 |
| Operating a karaoke box room outside permitted hours (food primary)   | 10.2(a) | \$1000.00 |
| Operating a karaoke box room outside permitted hours (liquor primary) | 10.2(b) | \$1000.00 |
| Failure to keep glass unobstructed                                    | 10.3(b) | \$1000.00 |

- 2. This Bylaw is cited as **“Municipal Ticket Information Authorization Bylaw No. 7321, Amendment Bylaw No. 8164”**.

FIRST READING

SECOND READING

THIRD READING

ADOPTED

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