



To: General Purposes Committee **Date:** May 7, 2020
From: Cecilia Achiam **File:** 12-8275-30-001/2020-
 General Manager, Community Safety Vol 01
Re: **Application to Request a Food Primary Entertainment Endorsement For Food
 Primary Liquor Licence # 303817 - WC Hotels LLP (Westin Wall Centre,
 Vancouver Airport) - 3099 Corvette Way**

Staff Recommendation

1. That the application from WC Hotels LLP (Westin Wall Centre, Vancouver Airport), doing business as, The Apron, operating at 3099 Corvette Way, requesting a Food-Primary Patron Participation Entertainment Endorsement to Food-Primary Liquor Licence No. 303817, to enable patrons to dance at the establishment, be supported with;
 - a) No change to person capacity currently in place; and
 - b) No change to service hours currently in place.

2. That a letter be sent to the Liquor and Cannabis Regulation Branch, which includes the information attached as Appendix A, advising that Council supports the amendment for a Patron Participation Entertainment Endorsement on Food-Primary Liquor Licence No. 303817 as this request has been determined, following public consultation, to be acceptable in the area and community.

Cecilia Achiam,
General Manager, Community Safety
(604-276-4122)

Att. 4

REPORT CONCURRENCE	
SENIOR STAFF REPORT REVIEW	INITIALS:
APPROVED BY CAO 	

Staff Report

Origin

The Provincial Liquor and Cannabis Regulation Branch (LCRB) issues licences in accordance with the *Liquor Control and Licensing Act* (the Act) and the Regulations made pursuant to the Act. This report deals with an application to the LCRB and the City of Richmond by WC Hotels LLP (Westin Wall Centre, Vancouver Airport), doing business as The Apron, (hereinafter referred to as “Westin Wall Centre”) for an amendment to its Food-Primary Liquor Licence No. 303817 to: add patron participation entertainment endorsement which must end by midnight;

- maintain the current hours of liquor service; and
- maintain the current total person capacity.

The City of Richmond is given the opportunity to provide written comments by way of a resolution to the LCRB with respect to the liquor licence applications and amendments. For an amendment to a Food-Primary Liquor Licence, the process requires the local government to provide comments with respect to the following criteria:

- the potential for noise;
- the impact on the community; and
- whether the amendment may result in the establishment being operated in a manner that is contrary to its primary purpose.

This report supports Council’s Strategic Plan 2018-2022 Strategy #7 A Supported Economic Sector:

Facilitate diversified economic growth through innovative and sustainable policies, practices and partnerships.

Analysis

With the current measures in place to prevent the spread of COVID-19, The Provincial Health Officer is now implementing limited partial openings of certain sectors of businesses with measures for example of no gatherings in excess of 50 participants and social distancing of 2m (6Ft.) to be maintained. Staff are bringing this report forward at this time because the City is obligated to proceed with the licencing process dictated by the LCRB, given that there are mandated timelines and the public notification process has been completed.

Westin Wall Centre has operated the establishment since 2009. The property is zoned Residential/Hotel (ZMU5) Capstan Village (City Centre) and the use of a hotel with restaurant, banquet rooms and meeting rooms is consistent with the permitted uses in this zoning district.

Westin Wall Centre is requesting a permanent change to add patron participation, which initiates a process to seek local government approval. The current licencing for total person capacity will remain unchanged and is set at 786 occupants, including staff and patrons.

Westin Wall Centre’s request for a patron participation entertainment endorsement is to enable patrons to dance when hosting events such as weddings, grads and galas in the food primary

licenced area of the hotel. This would add a greater operational flexibility to Westin Wall Centre and an added amenity for patrons

Impact of Noise on the Community

The location of this establishment is such that there should be no noise impact on the community. The patron participation entertainment endorsement must end by midnight and the establishment should not operate contrary to its primary purpose as a food primary establishment.

Impact on the Community

The community consultation process for reviewing applications for liquor related licences is prescribed by the Development Application Fees Bylaw 8951 which under Section 1.8.1 calls for:

- 1.8.1 Every **applicant** seeking approval from the **City** in connection with:
 - (a) a licence to serve liquor under the *Liquor Control and Licensing Act and Regulations*; must proceed in accordance with subsection 1.8.2.
- 1.8.2 Pursuant to an application under subsection 1.8.1, every **applicant** must:
 - (a) post and maintain on the subject property a clearly visible sign which indicates:
 - (i) type of licence or amendment application;
 - (ii) proposed person capacity;
 - (iii) type of entertainment (if application is for patron participation entertainment); and
 - (iv) proposed hours of liquor service; and
 - (c) publish a notice in at least three consecutive editions of a newspaper that is distributed at least weekly in the area affected by the application, providing the same information required in subsection 1.8.2(b) above.

The required signage was posted on March 20, 2020 and three advertisements were published in the local newspaper on March 26, 2020, April 2, 2020 and April 9, 2020.

In addition to the advertised signage and public notice requirements, staff sent letters to businesses, residents and property owners within a 50 meter radius of the establishment. On March 23, 2020, 781 letters were sent to residents, businesses and property owners. The letter provided information on the proposed liquor licence application and contained instructions to comment on the application. The period for commenting for all public notifications ended April 22, 2020.

As a result of the community consultative process described, the City has not received any responses opposed to this application.

Other Agency Comments

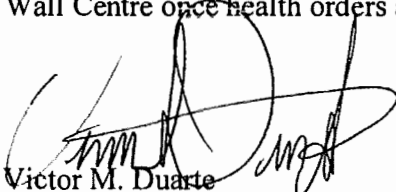
As part of the review process, staff requested comments from other agencies and departments such as Vancouver Coastal Health, Richmond RCMP, Richmond Fire-Rescue, Building Approvals Department and the Business Licence Department. These agencies and departments generally provide comments on the compliance history of the applicant's operations and premises. No concerns were raised by Vancouver Coastal Health, Richmond RCMP, or the Building Approvals Department. Richmond Fire-Rescue was unable to complete a final inspection but confirmed that the fire panel and sprinkler systems are in good working order and have no objections to the approval of this application.

Financial Impact

None.

Conclusion

The results of the community consultation process of Westin Wall Centre's application for patron participation entertainment endorsement was reviewed based on LCRB criteria. This process began before the regulations were introduced to prevent the spread of COVID-19. The analysis concluded there should be no noticeable potential impact from noise, no significant impact to the community and there were no concerns raised by City departments. With this in place, staff recommend that Council approve the application from Westin Wall Centre to permit a patron participation entertainment endorsement with no changes to the seating capacity or the hours of liquor service permitted. If approved, this endorsement would be available to Westin Wall Centre once health orders allow them to host patrons on site.



Victor M. Duarte
Supervisor, Business Licences
(604-276-4389)



Carli Williams, P. Eng.
Manager, Business Licence and Bylaws
(604-276-4136)

VMD:vmd

- Att. 1: Letter of Intent
- 2: Appendix A
- 3: Arial Map with 50 metre buffer area
- 4: Email From Chief Fire Prevention Officer

Westin Wall Centre Airport Hotel Application for Food-Primary Entertainment
Endorsement

As a hotel, we hold many events with dancing such as wedding, grads and gala events and therefore we need to add the food-primary entertainment endorsement to our license. We usually hold these events in one of our 3 ballrooms but on occasion we have smaller events in our other meetings rooms, all of which are covered under our food primary license, #1345038.

Appendix A

Re: Application For A Permanent Change To Food Primary Licence For Patron Participation Entertainment Endorsement – Westin Wall Centre - 3099 Corvette Way, Richmond BC

1. That the application from WC Hotels LLP (Westin Wall Centre), doing business as, The Apron, operating at 3099 Corvette Way, requesting a permanent change to Food Primary Liquor Licence number 303817 for patron participation entertainment endorsement to enable patrons to dance in the food primary licenced areas of the Hotel, be supported, and;
2. That a letter be sent to Liquor and Cannabis Regulation Branch advising that:
 - a) Council supports the amendment for a Patron Participation Entertainment Endorsement on Food Primary Liquor Licence number 303817 as the endorsement will not have a significant impact on the community;
 - b) The hours of liquor sales will remain the same at, Monday to Sunday, 9:00 AM to 2:00 AM;
 - c) The seating capacity will remain the same, set at 786 occupants, including staff and patrons.
3. Council's comments on the prescribed criteria (Section 71 of the Liquor Control and Licencing Regulations) are as follows:
 - a) The impact of additional noise and traffic in the area of the establishment was considered;
 - b) The potential impact on the community was assessed through a community consultation process; and
 - c) Given that there has been no history of non-compliance with the operation, the amendment to permit patron participation entertainment endorsement under the Food Primary Liquor Licence should not change the establishment such that it is operated contrary to its primary purpose;
 - d) As the operation of a licenced establishment may affect nearby residents, businesses and property owners, the City gathered the views of the community through a community consultation process as follows:
 - i) Residents, businesses and property owners within a 50 meter radius of the establishment were notified by letter. The letter provided information on the application with instructions on how to submit comments or concerns; and

- ii) Signage was posted at the subject property and three public notices were published in a local newspaper. The signage and public notice provided information on the application with instructions on how to submit comments and concerns.
- e) Council's comments on the general impact of the views of residents, businesses and property owners are as follows:
 - i) The community consultation process was completed within 90 days of the application process; and
 - ii) The community consultation process did not generate any comments and views of residents, businesses and property owners.
- f) Council recommends the approval of the permanent change to add patron participation entertainment endorsement to the Food Primary Licence for reasons that the addition of the endorsement proposed is acceptable to the majority of the residents, businesses and property owners in the area and the community.



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Lines

— Override 1

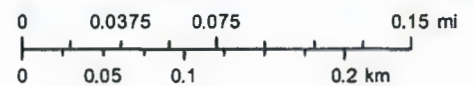
Points

● Override 1

Select properties based on spatial relation to a layer _Query result

3099 Corvette Way

City Hall



Duarte,Victor

From: Jansen, Sandra
Sent: April 15, 2020 11:59
To: Duarte,Victor
Subject: RE: WWC Hotels LLP (Westin Wall Centre, Vancouver Airport) dba: - Amendment to Food Primary Liquor Licence - For Patron Participation Entertainment Endorsement- 3099 Corvette Way

Hi Victor,

This property currently has an overdue inspection by us, with some outstanding deficiencies in the past.

We are currently, due to COVID-19 protocol, not able to do a full inspection; however, we have attended and confirmed that their Sprinkler System and Fire Panel are in good working order.

Sandra.

Sandra Jansen
Chief Fire Prevention Officer | Richmond Fire-Rescue
6960 Granville Ave. | Richmond, BC | V7C 3V4
O 604.303.2758 | C 778.836.9362

From: Duarte,Victor <VDuarte@richmond.ca>
Sent: April 9, 2020 2:12 PM
To: 'Stephanie ASHTON' <stephanie.ashton@rcmp-grc.gc.ca>; Jansen, Sandra <SJansen@richmond.ca>; 'Health Protection [RH]' <HealthProtectionRH@vch.ca>; Chiang, Paul <PChiang@richmond.ca>
Subject: RE: WWC Hotels LLP (Westin Wall Centre, Vancouver Airport) dba: - Amendment to Food Primary Liquor Licence - For Patron Participation Entertainment Endorsement- 3099 Corvette Way

Hello Group,

just a reminder if you can let me know of any concerns or no concerns with this. Much appreciated. I will be starting a Report To Council shortly.