



REPORT TO COUNCIL

STANDING COMMITTEE OF COUNCIL  
ON PLANNING, TRANSPORTATION AND ENVIRONMENT

DECEMBER 15, 2011

A Regular Meeting of the Standing Committee of Council on Planning, Transportation and Environment was held on Thursday, December 15, 2011, at 2:00 pm, in the Council Chamber, Third Floor, City Hall.

**PRESENT:**

- Councillor Andrea Reimer, Chair
- Mayor Gregor Robertson\*
- Councillor George Affleck
- Councillor Elizabeth Ball
- Councillor Adriane Carr
- Councillor Heather Deal
- Councillor Kerry Jang
- Councillor Raymond Louie\*
- Councillor Geoff Meggs, Vice-Chair\*
- Councillor Tim Stevenson
- Councillor Tony Tang

**CITY MANAGER'S OFFICE:**

- Penny Ballem, City Manager
- David McLellan, General Manager, Community Services Group

**CITY CLERK'S OFFICE:**

- Pat Boomhower, Meeting Coordinator

\* Denotes absence for a portion of the meeting.

**MATTERS ADOPTED ON CONSENT**

MOVED BY Councillor Deal

THAT the Committee adopt Items 2 and 3 on consent.

CARRIED UNANIMOUSLY  
(Councillor Louie and Mayor Robertson absent for the vote)

**AGENDA ITEMS:**

1. 705 East 17th Avenue - Injunctive Relief and 336D Notice  
November 18, 2011

Inspection Services staff provided an overview of the report and, along with the City Manager, the Deputy Fire Chief - Fire Prevention Division, Housing Policy staff, and the Chief Building Official, responded to questions.

The Committee heard from three speakers who provided information regarding the status of building upgrades, and two of whom also spoke in opposition to the report recommendations.

MOVED by Councillor Jang

THAT the Committee recommend to Council

- A. THAT Council authorize the Director of Legal Services, in her discretion, to commence a legal action or proceeding in relation to the property located at 705 East 17<sup>th</sup> Avenue (Lot D, Block 91, District Lot 301, Plan 12651, PID 008-864-055), and to seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.
- B. THAT the City Clerk be directed to file a 336D Notice in the Land Title Office in relation to the building at 705 East 17th Avenue located on Lot D, Block 91, District Lot 301, Plan 12651, PID 008-864-055; to inform prospective purchasers that there are contraventions on the property of the Zoning and Development By-law, Building By-law and Electrical By-law related to the construction or safety of this building.

CARRIED UNANIMOUSLY

**2. 1895 Venables Street - The Vancouver East Cultural Centre - Liquor Primary Liquor Licence Application for an Increase in Patron Capacity (The Cultch)  
November 17, 2011**

THAT the Committee recommend to Council

THAT Council, having considered the opinion of area residents and business operators of the community as determined by site sign, the proximity of residential developments, potential noise impacts and relevant City policy as outlined in the Administrative Report dated November 17, 2011, entitled "1895 Venables Street - The Vancouver East Cultural Centre - Liquor Primary Liquor Licence Application for an Increase in Patron Capacity (The Cultch)", endorse the application by The Vancouver East Cultural Centre for an increase in patron capacity for the Liquor Primary Liquor Licence (Licence #035887) from 146 persons to 228 persons by permitting a maximum capacity of up to 82 persons via the expansion (including the corridor that connects the studio to the theatre lobby) into the Vancity Culture Lab, a multi-purpose space currently used for rehearsals and performances, at the Vancouver East Cultural Centre (Liquor Establishment Class 3 - Live Venue) located at 1895 Venables Street, subject to:

- i. A maximum interior capacity of 228 persons;
- ii. Signing a Good Neighbour Agreement with the City prior to the issuance of the revised business licence;
- iii. An amendment to the existing Time-limited Development Permit; and
- iv. Liquor service only permitted in conjunction with pre-booked events.

ADOPTED ON CONSENT

**3. 1039 Mainland Street - Section 3 Restaurant Ltd. - Liquor Primary Liquor Licence Application (Section 3) - Liquor Establishment Class 1 (Lounge)  
October 5, 2011**

THAT the Committee recommend to Council

THAT Council, having considered the opinion of local area residents and business operators as determined by site signage, neighbourhood notifications, noise impacts and relevant Council policy as outlined in the Administrative Report dated October 5, 2011, entitled "1039 Mainland Street - Section 3 Restaurant Ltd. - Liquor Primary Liquor Licence Application (Section 3) - Liquor Establishment Class 1(Lounge)", endorse the request by Section 3 Restaurant Ltd., for a 40 person Liquor Primary liquor licence (Liquor Establishment Class 1) in conjunction with the existing Food Primary Liquor Licence (Licence #303264) at 1039 Mainland Street (Section 3), subject to:

- i. A maximum capacity of 40 persons;
- ii. Signing a Good Neighbour Agreement with the City prior to the issuance of the new business licence;
- iii. A Time-limited Development Permit;
- iv. Standard hours of operation for the first six months are limited to 11 am to 1 am, Sunday to Thursday and 11 am to 2 am, Friday and Saturday; after which time the Extended hours of operation may be considered which are limited to 9 am to 2 am, Sunday to Thursday and 9 am to 3 am, Friday and Saturday;
- v. An acoustic report to be submitted certifying that the establishment meets Noise Control By-law requirements; and
- vi. Food service to be provided while the establishment is operating.

ADOPTED ON CONSENT

**4. Proposed Amendment to Subdivision By-law Number 5208 - Reclassification of 2885 West 34th Avenue  
October 25, 2011**

The Director of Development Services responded to questions.

MOVED by Councillor Carr

THAT the Committee recommend to Council

- A. THAT Council approve the application to reclassify the property at 2885 West 34th Avenue from Category D to Category A of Schedule A, Table 1, of Subdivision By-law Number 5208.
- B. THAT if Council approves A above, the Director of Legal Services be instructed to prepare the necessary by-law to amend the Subdivision By-law implementing the required change.

CARRIED UNANIMOUSLY  
(Councillor Meggs absent for the vote)

**5. Proposed Amendment to Subdivision By-law Number 5208 - Reclassification of 3508 Quadra Street  
October 25, 2011**

The Committee heard from three speakers; two who spoke in opposition to the report recommendations, and a property owner who provided comments.

Following hearing from speakers, Development Services staff responded to questions.

MOVED by Councillor Jang  
THAT the Committee recommend to Council

- A. THAT Council approve the application to reclassify the property at 3508 Quadra Street from Category C to Category A of Schedule A, Table 1, of Subdivision By-law Number 5208.
- B. THAT if Council approves A above, the Director of Legal Services be instructed to prepare the necessary by-law to amend the Subdivision By-law implementing the required change.

CARRIED UNANIMOUSLY

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*At 3:32 pm Councillor Reimer stepped down as Chair and Councillor Meggs, as Vice-Chair, assumed the Chair. At 3:36 pm Councillor Reimer resumed as Chair.*

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**6. Liquor Violations and Related Disturbances - 2200 Block West Broadway  
November 28, 2011**

The Deputy Chief Licence Inspector gave an overview of the regulatory framework for liquor licensing as well as the report, and responded to questions.

The Committee heard from one speaker who provided comment regarding one of the establishments mentioned in the report.

MOVED by Councillor Deal  
THAT the Committee recommend to Council

THAT Council receive the Administrative Report dated November 28, 2011, entitled "Liquor Violations and Related Disturbances - 2200 Block West Broadway" for information and consider it in the context of the application from the Regal Beagle - 2283 West Broadway, outlined in the Administrative Report dated May 31, 2011, entitled "2283 West Broadway - Golden Road Consulting Ltd. - Liquor Primary Liquor Licence Application - The Regal Beagle Grill - Liquor Establishment Class 1 (Neighbourhood Pub)", recommending approval of their application to convert 40 of their Food Primary seats to Liquor Primary seats.

CARRIED UNANIMOUSLY

7. 2283 West Broadway - Golden Road Consulting Ltd. - Liquor Primary Liquor Licence Application - The Regal Beagle Grill- Liquor Establishment Class 1 (Neighbourhood Pub) November 18, 2011

*Note: Staff presentation was combined for Items 6 and 7.*

Licensing and Inspections staff provided an overview of the report and, along with the Vancouver Police Department Liquor Coordinator, responded to questions.

The Committee heard from six speakers; four who spoke in opposition to the report recommendation, and two who spoke in favour.

MOVED by Councillor Deal  
THAT the Committee recommend to Council

THAT Council, having considered the opinion of local area residents and business operators as determined by site signage, neighbourhood notification, noise impacts and relevant Council policy as outlined in the Administrative Report dated May 31, 2011, entitled "2283 West Broadway - Golden Road Consulting Ltd., Liquor Primary Liquor Licence Application - The Regal Beagle Grill, Liquor Establishment Class 1 (Neighbourhood Pub)", endorse the request by Golden Road Consulting Ltd., for a 40 person Liquor Primary liquor licence (Liquor Establishment Class 1) in conjunction with the existing Food Primary Liquor Licence (Food Primary liquor licence #176595) at 2283 West Broadway (The Regal Beagle Grill), subject to:

- i. A maximum capacity of 40 persons;
- ii. A Time-limited Development Permit;
- iii. Standard hours of operation for a minimum of one year limited to 11 am to midnight, Sunday to Thursday and 11 am to 1 am, Friday and Saturday; after which time Extended hours of operation may be considered which are limited to 9 am to 1 am, Sunday to Thursday and 9 am to 2 am, Friday and Saturday;
- iv. An acoustic report to be submitted certifying that the establishment meets Noise Control By-law requirements;
- v. Signing a Good Neighbour Agreement with the City prior to the issuance of the new business licence; and
- vi. Food service to be provided while the establishment is operating.

CARRIED  
(Councillor Carr opposed)

The Committee adjourned at 5:02 pm

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REGULAR COUNCIL MEETING MINUTES  
STANDING COMMITTEE OF COUNCIL ON  
PLANNING, TRANSPORTATION AND ENVIRONMENT

DECEMBER 15, 2011

A Regular Meeting of the Council of the City of Vancouver was held on Thursday, December 15, 2011, at 5:02 pm, in the Council Chamber, Third Floor, City Hall, following the Standing Committee on Planning, Transportation and Environment meeting, to consider the recommendations and actions of the Committee.

**PRESENT:** Mayor Gregor Robertson  
Councillor George Affleck  
Councillor Elizabeth Ball  
Councillor Adriane Carr  
Councillor Heather Deal  
Councillor Kerry Jang  
Councillor Raymond Louie  
Councillor Geoff Meggs  
Councillor Andrea Reimer  
Councillor Tim Stevenson  
Councillor Tony Tang

**CITY MANAGER'S OFFICE:** David McLellan, General Manager, Community Services Group

**CITY CLERK'S OFFICE:** Pat Boomhower, Meeting Coordinator

**COMMITTEE OF THE WHOLE**

MOVED by Councillor Ball  
SECONDED by Councillor Tang

THAT this Council resolve itself into Committee of the Whole, Mayor Robertson in the Chair.

CARRIED UNANIMOUSLY

**COMMITTEE REPORTS**

Report of Standing Committee on Planning, Transportation and Environment  
December 15, 2011

Council considered the report containing the recommendations and actions taken by the Standing Committee on Planning, Transportation and Environment. Its items of business included:

1. 705 East 17th Avenue - Injunctive Relief and 336D Notice
2. 1895 Venables Street - The Vancouver East Cultural Centre - Liquor Primary Liquor Licence Application for an Increase in Patron Capacity (The Cultch)
3. 1039 Mainland Street - Section 3 Restaurant Ltd. - Liquor Primary Liquor Licence Application (Section 3) - Liquor Establishment Class 1 (Lounge)
4. Proposed Amendment to Subdivision By-law Number 5208 - Reclassification of 2885 West 34th Avenue
5. Proposed Amendment to Subdivision By-law Number 5208 - Reclassification of 3508 Quadra Street
6. Liquor Violations and Related Disturbances - 2200 Block West Broadway
7. 2283 West Broadway - Golden Road Consulting Ltd. - Liquor Primary Liquor Licence Application - The Regal Beagle Grill-Liquor Establishment Class 1 (Neighbourhood Pub)

Items 1 - 7

MOVED by Councillor Carr

THAT the recommendations and actions taken by the Standing Committee on Planning, Transportation and Environment at its meeting of Thursday, December 15, 2011, as contained in items 1 to 7, be approved.

CARRIED UNANIMOUSLY

**RISE FROM COMMITTEE OF THE WHOLE**

MOVED by Councillor Deal

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

**ADOPT REPORT OF COMMITTEE OF THE WHOLE**

MOVED by Councillor Deal

SECONDED by Councillor Affleck

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY

**URGENT BUSINESS**

**1. Amendment to January 2012 Business Licence Hearing Panels**

MOVED by Councillor Louie  
SECONDED by Councillor Deal

THAT the January 2012 Business Hearing Panels, approved by Council at its meeting held on December 13, 2011, be amended as follows:

- i. Councillor Louie be named in place of Councillor Deal as Panelist for the Business Licence Hearing on January 11, 2012; and
- ii. Councillor Deal be named in place of Councillor Louie as Panelist for the Business Licence Hearing on January 18, 2012.

CARRIED UNANIMOUSLY

The Council adjourned at 5:04 pm

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