



CITY OF VANCOUVER

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ADMINISTRATIVE REPORT

Report Date: August 17, 2005
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RTS No.: 05448
CC File No.: 2613-1
Meeting Date: September 13, 2005

TO: Vancouver City Council

FROM: Chief License Inspector

SUBJECT: 3611 West Broadway - The Jazz Cellar Cafe Ltd
Restaurant Class 2 Liquor License Seating Capacity Increase

RECOMMENDATION

THAT Council, having considered the opinion of area residents and business operators of the community, the proximity of residential development, and noise impacts, endorse the application by The Jazz Cellar Café Ltd., to increase the seating capacity from 67 to 87 seats for this existing Restaurant Class 2 at The Cellar, 3611 West Broadway.

GENERAL MANAGER'S COMMENTS

The General Manager of Community Services RECOMMENDS approval of the foregoing.

COUNCIL POLICY

There is no applicable Council Policy for seating capacity increases in Restaurant Class 2 use businesses.

PURPOSE

The Jazz Cellar Café Ltd. is requesting a Council resolution endorsing the application to increase the seating capacity from 67 seats to 87 seats in this existing Restaurant Class 2 business at The Cellar, 3611 West Broadway.

BACKGROUND

On September 13, 2001, Council approved the Restaurant Class 2 business.

The applicants advise that since taking over, they have successfully changed the age and type of clientele from a predominately younger demographic to a more mature clientele who come to dine and listen to jazz. Limited low frequency amplification is used for instruments such as electric guitars and piano, as well as the singer's microphone.

The applicant has undertaken interior renovations that have increased the seating area of the restaurant with no physical increase in the overall size of the restaurant. The re-alignment of the interior layout resulted in the restaurant increasing their seating capacity from 67 to 87 seats.

Area Surrounding Subject Premises

The subject premises are located in a C-2 Commercial District and surrounded by a mixture of retail, restaurant, and residential uses. The nearest residences are located in adjacent mixed-use buildings and in one and two family dwellings directly north across the rear lane.

There are approximately 9 licensed restaurants and one Royal Canadian Legion Branch Club Lounge (393 seats) within the 1000-foot survey area. The closest provincial liquor store is located at 2083 Alma Street.

Policy Issues

There are no outstanding policy issues with this application.

DISCUSSION

Staff are bringing forward this report for administrative reasons and have no issues with the proposed seating capacity increase. Due to the previous Council resolution approving the Restaurant Class 2, it is necessary to obtain a new Council Resolution supporting the capacity increase. A Minor Amendment to the Development Permit is required to complete the permit process. The new resolution will allow Development Services Staff to process the Minor Amendment application. Furthermore, the Liquor Control and Licensing Branch require a revised Council Resolution for the capacity increase.

Staff are not aware of any significant neighbourhood issues since the Restaurant Class 2 use has been in operation.

FINANCIAL IMPLICATIONS

There are no financial implications.

CONCLUSION

Staff recommend Council endorse this application. Approval of the application will allow the applicant to obtain the necessary amendments to the Development Permit.

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