

SPECIAL COUNCIL MEETING MINUTES (BUSINESS LICENCE HEARING)

NOVEMBER 23, 2022

A Special Meeting of the Council of the City of Vancouver was held on Wednesday, November 23, 2022, at 6:02 pm, in the Council Chamber, Third Floor, City Hall, for the purpose of holding a Business Licence Hearing to consider the decision of the Chief Licence Inspector to suspend the business licence ("Business Licence") issued to Puneet Kochar (the "Licencee"), for a short-term rental accommodation at 802 - 183 Keefer Place (the "Premises"). This Special Council meeting was convened by electronic means as authorized by Part 14 of the *Procedure By-law* and the *Vancouver Charter*.

PRESENT:	Councillor Adriane Carr, Chair
	Councillor Pete Fry
	Councillor Lenny Zhou

CITY CLERK'S OFFICE: Tina Hildebrandt, Meeting Coordinator

WELCOME

The Chair acknowledged we are on the unceded homelands of the Musqueam, Squamish, and Tsleil-Waututh People. We thank them for having cared for this land and look forward to working with them in partnership as we continue to build this great city together.

1. Business Licence 22-157207 (Short Term Rental) 802 – 183 Keefer Place

The Business Licence Hearing Panel had before it for consideration an Evidence Brief, prepared by the City of Vancouver's Legal Department, which contained the following material *(on file in the City Clerk's Office)* and the evidence of witnesses:

Tab	Description	Date	Page
1	Notice of Hearing	8 Nov 2022	3
2	Timeline of Events	17 Nov 2022	5
3	Property documents: Property report Title Search Report Screenshots of AMANDA		8 9 12
4	Business Licences issued to Puneet Kochar at 802-183 Keefer Place: 2020 Business Licence #20-292930 2021 Business Licence #21-158949 2022 Business Licence #22-157207		16 17 18

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5	Documents from Previous Audit:	07 Mar 0001	10
	Short-Term Rental Complaint	27 Mar 2021	19
	Audit Notification Letter Audit Supporting Documents	14 Jul 2021 various	20 22
	Booking Calendars for Nov 2020 to Oct 2021	30 Jul 2021	31
	Email thread between City and P. Kochar re Audit	6 Aug 2021 -	43
	Communications	31 Aug 2021	10
	Operational Summary & Booking Calendars		49
	Posse File Note Export of CF-2021-004346	31 Mar–31 Aug 2021	64
6	Short-Term Rental Complaint	17 May 2022	66
7	Audit Notification Letter	19 May 2022	68
8	Audit Documents:		
	ICBC Residential Address History Report -Redacted	undated	71
	ICBC Owner's Certificate of Insurance and Vehicle Licence	21 Jul 2022	72
	BC Driver's Licence and Services Card - Redacted	25 Sep 2017	73
	BC Hydro Bill for 802-183 Keefer PI - Redacted	31 May 2022	74
	STR Authorization from Strata	2 Jun 2022	76
	Online screenshot of Address and phone number associated with CRA account	10 Jul 2022	78
	Email from P. Kochar enclosing documents submitted post-Audit Meeting	24 Aug 2022	81
9	Short-Term Rental Complaint	11 Jun 2022	96
10	Inspector's Findings at Compliance Inspection	2 Aug 2022	97
11	Photos taken at Inspection	2 Aug 2022	98
12	STR Licence Audit Meeting Notes	11 Aug 2022	
	taken by Alexandra Holmes		116
	taken by Ray Wong		123
13	Emails between the City and P. Kochar	various	128
14	Letter of Suspension	31 Aug 2022	192
15	Warning letter	20 Sep 2022	194
16	Posse File Notes Export of CF-2022-005195 -Redacted	19 May 2022 - 7 Nov 2022	195
17	Host Compliance Data	16 Nov 2022	206

Applicable By-law(s)

18	Licence By-Law No. 4450, section 25.1	211
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Robert LeBlanc, Lawyer, Legal Services, was present on behalf of the City of Vancouver. Puneet Kochar, the Licencee, was present on her own behalf.

Mr. LeBlanc provided opening remarks and reviewed relevant legislation as set out in section 275 of the *Vancouver Charter* and section 25.1(3) of *Licence By-law No. 4450*.

In support of the allegations set out in the evidence brief, Mr. LeBlanc called Koji Miyaji, Assistant Director, Community Standards, Development, Buildings and Licencing, as a witness.

Mr. LeBlanc, along with Panel members, directed questions to Mr. Miyaji.

The Licencee directed questions to Mr. Miyaji.

The Licencee provided opening remarks in defense of the allegations and responded to questions from Panel members.

Mr. LeBlanc provided closing submissions

The Licencee provided closing submissions.

PANEL MEMBERS DISCUSSION

MOVED by Councillor Fry SECONDED by Councillor Zhou

THAT the Business Licence Hearing Panel suspend the 2022 Business Licence issued to Puneet Kochar (the "Licencee") for a short-term rental accommodation at 802 - 183 Keefer Place (the "Premises"), on the basis that:

- the unit is not the primary residence of the Licencee as evidenced by the investigation of the Premises and the listings; and
- additionally, the Licencee's advertisement of an unlicensed long-term rental accommodation in response to their short-term license suspension.

CARRIED UNANIMOUSLY (Vote No. 08888)

ADJOURNMENT

MOVED by Councillor Zhou SECONDED by Councillor Fry

THAT the meeting be adjourned.

CARRIED UNANIMOUSLY

The Business Licence Hearing Panel adjourned at 8:28 pm.

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