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REGULAR COUNCIL MEETING AGENDA

April 11, 2011 at 7:00 pm

Council Chambers

2225 Otter Point Road, Sooke, B.C.

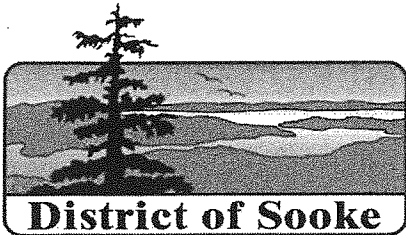
INTRODUCTION OF NEW BUSINESS/SUPPLEMENTARY INFORMATION

***NB-1 – Reports
Requiring Action***

Food Primary Liquor Licence Application – Prestige Hotel

***NB-2 – Correspondence
for Action***

**Correspondence received from Intermunicipal Advisory
Committee on Disability Issues – Terms of Reference**



REQUEST FOR DECISION

Regular Council

Meeting Date: April 11, 2011

To: Evan Parliament, Chief Administrative Officer
From: Gerard V. LeBlanc, MCIP, Municipal Planner
Re: **Food Primary Liquor Licence application for
Prestige Oceanfront Hotel & Resort**

RECOMMENDATION:

THAT COUNCIL recommend to the Liquor Control and Licencing Branch of British Columbia the issuance of the Food Primary Liquor Licence to Sooke Prestige Holdings Ltd. for the Prestige Oceanfront Resort & Convention Centre ("Prestige Hotel") located at 6929 West Coast Road;

AND THAT COUNCIL endorse the hours after midnight operation and patron participation entertainment for the Sooke Prestige Holdings Ltd. application for a Hotel Food Primary Licence for the following reasons:

The Prestige Hotel will be hosting events such as conferences, meetings, weddings and similar functions where hotel facilities will be used to host and entertain guests attending functions. As most functions and events often extend late into the evening, Council supports Prestige Hotel's application for patron participation entertainment and extended hours.

Council of the District of Sooke comments on the prescribed considerations are as follows:

- a. Council followed an extensive public consultation process during the development application approval process for the Prestige Hotel. Council gave particular attention to concerns of noise, community impacts, operations and other matters. Council considered the location of the structure, traffic, the overall positive and negative impacts on the community of the various elements of the development including licenced premises, their location and the functions anticipated to be held at the hotel.
- b. Council determined that community impacts would be positive. Council supports the location of licenced premises at the hotel, their hours of operation and the ability for patrons to enjoy events in a modern and organized environment and the ability for patrons to retire to their hotel rooms at the hotel after a function ends. Council believes this will result in reduced drinking and driving incidents and will reduce traffic and external noise resulting from hosted events.
- c. Council specifically considered the potential for noise impacts in the adjacent community. As the events and patron participation over extended hours will occur in specified areas controlled by the hotel, Council does not believe that noise generated by patrons or events as a result of the extended hours will result in excessive noise or negative impacts in the

community. Prestige Hotel has a reputation of responsible operation of their facilities throughout BC and Council will require similar good business and community practices to be applied at this location. This will be in keeping with the primary purpose of the hotel and related services, including licenced areas, extended hours of operation and patron participation entertainment.

- d. Council notified adjacent land owners and licenced businesses in the vicinity of the hotel to gather their views and to provide comments and recommendations with respect to resident and business-owner views. Based on the comments received Council maintains its view that the hotel and related licenced areas permitted to operate over extended hours with patron participation entertainment will occur in a responsible manner and will have minimal negative impact on adjacent uses and the community.

1. Executive Summary:

Prestige Hotels & Resorts submitted a revised application for a food primary licence for specific areas within their establishment located on West Coast Road to the Liquor Control & Licencing Branch (LCLB). The District adopted a resolution in support of this licence at their December 13, 2010 and March 28, 2011 meetings. The LCLB reviewed the application and has determined that there is a requirement for the District to specifically consider a resolution regarding extended hours of operation past midnight and patron participation entertainment events for the food primary licence area. The applicant is requesting a revised resolution from Council in support of the proposed licence to obtain approval from the LCLB. The recommendation has been prepared in accordance with the LCLB template for Food Primary applications.

2. Background:

Discussions held with the applicant, senior staff at the District and the LCLB have resulted in clarification of the detailed resolution required from Council. The proposed recommendation responds to the requirements set out by the LCLB on their web page and according to the LCLB staff contact.

3. Analysis:

Staff have reviewed the application submitted by Prestige Hotels, discussed the application internally and with LCLB staff and have contacted adjacent land owners and licenced premises operators in the vicinity of the hotel to obtain comments in consideration of the proposed recommendation.

4. Legal Impacts:

Providing an expanded recommendation to the LCLB is in keeping with the District providing comment to the LCLB where licencing issues are concerned. Notice to adjacent property owners and licenced businesses was provided.

5. Strategic Relevance:

The approach taken by Council demonstrates the application of policy on a consistent basis.

Attachments:

1. Notice of Application for a Food Primary Liquor Licence

Respectfully,



per

Gerard V. LeBlanc, MCIP

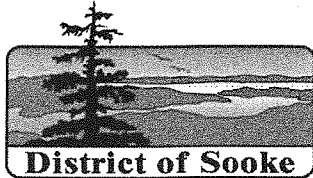
Approved for Council Agenda



Manager



Evan Parliament, CAO



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NOTICE OF APPLICATION FOR A FOOD-PRIMARY LIQUOR LICENCE

Under the Liquor Control And Licencing Act

An application has been received by the Liquor Control and Licencing Branch for a Food Primary Liquor Licence from:

Licensee Name: Sooke Prestige Holdings Ltd.
Establishment Name: Prestige Oceanfront Resort & Convention Centre
("Prestige Hotel")
Address: 6929 West Coast Road

Purpose of application: Hotel Food Primary Licence

The Prestige Hotel will be hosting events such as conferences, meetings, weddings and similar functions where hotel facilities will be used to host and entertain guests attending functions. As most functions and events often extend late into the evening, Prestige Hotel's Food Primary application includes provision for patron participation entertainment and extended hours.

This application has been referred to the District of Sooke Council for comment.

Council will review the application at the Council meeting scheduled on Monday, April 11, 2011 at 7:00 pm. Neighbouring residents and licenced businesses are welcome to comment on the application at this meeting or make a written submission to Council to:

Mayor and Council
District of Sooke
2205 Otter Point Road
Sooke, BC V0S 1N0

Please note that all submissions will become part of the public record. Petitions will not be considered.

For more information, please contact Development Services Department at the District of Sooke at 259-642-1634.



Intermunicipal Advisory Committee
on Disability Issues (IACDI)

April 8, 2011

Dear Mayor and Council,

At the April 21, 2011 I.A.C.D.I. meeting, I.A.C.D.I. will be adopting its new Vision Statement, Mission Statement and Terms of Reference.

If you have any further suggestions or feedback to give us for consideration can you please have this information to Sam Neurauter (sneurauter@colwood.ca) by April 18, 2011.

Thank you to all municipal councils for participating in this process. Sam will forward to you the final documents after this meeting.

In Partnership,

Sam Neurauter for

Marnie Essery, Chair
Intermunicipal Advisory Committee on Disability Issues (I.A.C.D.I.)



Intermunicipal Advisory Committee on Disability Issues (IACDI)

Revised Draft

Vision Statement

Our vision is that the West Shore will become a safe, tolerant, and inclusive place for people of all ages and abilities to live, work, and play.

Mission Statement

To advocate for people with disabilities and advise the municipal Councils of the West Shore on topics that affect the quality of life of citizens with disabilities.

TERMS OF REFERENCE

Mandate

Advise all Councils in the West Shore of the need to establish, develop and maintain equitable policies, services and facilities for persons with disabilities, including, but not limited to: transportation; housing; employment; education; and recreation.

To provide an opportunity for public input on accessibility issues affecting people with disabilities.

To identify barriers to services and facilities encountered by people with disabilities, and partner with local councils and agencies to address them.

To promote initiatives that foster active living, and the “full” participation of people with disabilities in their communities.

Funding

As this is an inter-municipal committee, application will be made annually to each municipality in the West Shore for funding to sustain the Committee's activities. The Committee also accepts public donations and seeks various grants.

The Committee also welcomes and appreciates in kind services, input, and expertise from municipal councils, staff and volunteers on an as needed basis.

Membership

The Committee will be comprised of:

One Council representative and one alternate from each of the West Shore Communities: Colwood, Langford, Highlands, Metchosin, View Royal, and Sooke.

Citizens and/or agency representatives from the West Shore who, through knowledge and/or experience have an interest in advocating for people with disabilities,

One representative from West Shore Parks and Recreation,

One representative from Recreation Integration Victoria, to a maximum of 15 voting members.

Quorum

A quorum consists of five members, including at least one executive member.

Term of Office: One calendar year

Executive:

The Executive will consist of the Chair, Vice Chair, and Treasurer.

Chair

At the first meeting of the calendar year the committee will elect a Chair and Vice Chair through a nomination process. In order to be nominated you must have volunteered with the committee for at least a year and attended at least two meetings in the last year.

Treasurer: A treasurer will be elected from the group and will provide all Councils with a financial statement of I.A.C.D.I.'s revenues and expenditures on a quarterly basis.

Signing Authorities: There will be four signing authorities. There must be two signatures on any cheque issued on behalf of the Committee.

Meetings

Will be held on the third Thursday of the month on a monthly basis, at the Colwood Municipal Hall, at 7 p.m. or at other locations when hosted by other agencies or municipalities. No meetings will be held in March, July, August, or December.

Extraordinary Meetings

The Chair can call extraordinary meetings of the Committee, on an as needed basis, provided a minimum of 72 hours notice is provided.

Meetings are open to all members of the public, including: citizens, elected officials, agencies, and networks that provide services to people with disabilities

and support our mission.

Notice of Meetings

Notice of meetings will be distributed to members electronically, unless an individual member has requested another means, and posted on the Committee's web page.

Agenda materials will be available to members seven days prior to scheduled meetings or 72 hours prior to extraordinary meetings.

Minutes

Will be recorded by members on a rotational basis and submitted to the Colwood Clerk within seven days of the meeting.

Voting

See above under Membership.

A Council representative, their alternate representative, or a designated staff representative, has one vote collectively.

The Committee's preferred method of decision-making is to reach resolution by consensus however, when consensus cannot be reached, a vote will be conducted, and a simple majority will decide the issue.

Reporting Relationship with Municipal Councils

Each Council representative is responsible for reporting to their respective Council on I.A.C.D.I.'s meetings, and taking forward any resolutions and recommendations from I.A.C.D.I. to their Council.

The Council representative will also apprise I.A.C.D.I. of any municipal initiatives involving or having impact on people with disabilities. The Council representative will attend all I.A.C.D.I. meetings or they will ensure their alternate representative, or a designated staff person will attend in their stead.