

File No.: 04-1000-20-2023-577

October 16, 2023

s.22(1)

Dear s.22(1)

Re: Request for Access to Records under the Freedom of Information and Protection of Privacy Act (the "Act")

I am responding to your request of September 15, 2023 under the *Freedom of Information and Protection of Privacy Act* for:

Record (including meeting memos, minutes, and reports) of City 'hospitality sector working group' meetings. Date range: June 14, 2023 to September 14, 2023.

All responsive records are attached.

Under section 52 of the Act, and within 30 business days of receipt of this letter, you may ask the Information & Privacy Commissioner to review any matter related to the City's response to your FOI request by writing to: Office of the Information & Privacy Commissioner, info@oipc.bc.ca or by phoning 250-387-5629.

If you request a review, please provide the Commissioner's office with: 1) the request number (#04-1000-20-2023-577); 2) a copy of this letter; 3) a copy of your original request; and 4) detailed reasons why you are seeking the review.

Yours truly,

[Signed by Cobi Falconer]

Cobi Falconer, MAS, MLIS, CIPP/C
Director, Access to Information & Privacy
cobi.falconer@vancouver.ca
453 W. 12th Avenue Vancouver BC V5Y 1V4

If you have any questions, please email us at foi@vancouver.ca and we will respond to you as soon as possible. Alternatively, you can call the FOI Case Manager at 604-871-6584.

Encl. (Response Package)

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Action 1: Dual Licensing (no alterations or additions)			
Issue	Opportunity	Target Completion	Responsible
1. Development Permit approval/timing	Submit DP application form to Liquor Licence staff with dual application. DP will be processed and issued once Council approves	Short term – completed	DBL
2. Fire approvals/timing	<ul style="list-style-type: none"> - Update floor plan submission to Fire to include seating to calculate occupant load. - Run Fire approval and DP concurrently 	Short term – under review	DBL/Fire
3. BL issuance/timing	<ul style="list-style-type: none"> - Issue Licence once LCLB approves. - Allow applications for DL at the same time as a new Restaurant licence 	Short Term – completed	DBL
4. Chief Licence Inspector Authority	Expand CLI authority to approve DL	Medium Term – report to Council in Q4	DBL
Action 2: Brewery/Distillery Lounge			
Issue	Opportunity	Target Completion	Responsible
1. Administering the 80m2 tasting area	Pursue interim approach to ensure consistency on calculation of this space at DP	Short term – under review Long term – possible by-law changes	DBL/PDS
Action 3: Liquor Primary distancing			
Issue	Opportunity	Target Completion	Responsible
1. Current Policy CLI Authority	Explore approach to LP distancing and seek direction from Council	Medium term – report to Council in Q4	DBL
2. Fire approvals/timing	See above	Short term – under review	DBL/Fire
Action 4: TESA (public & private)			
Issue	Opportunity	Target Completion	Responsible
1. Public notification and costs	Concerns for some small business when adding extra seats and/or patio that a site sign needs to be put up at an additional cost of \$800 and the	TBD	DBL

	<p>size can fully take over the frontage on the building.</p> <ul style="list-style-type: none"> - We can look at where we require signs, will look to work with applicants and will look at Liquor team requirements - LCRB requires a site notification when doing a structural change (sign may be their requirement in addition to ours) 		COV to review with LCRB
2. Parking/Loading Space	When we add more people we're told to add extra parking.	TBD	Industry to provide examples so we can review
3. Bike Parking	Romers required bike parking with the patio. Was part of a large interior expansion of the restaurant, not just a patio.	TBD	Industry to provide examples so Engineering can review
4. Apply for summer and year round patio program at same time	We will look into that, we encourage folks to apply for them at the same time. Get the summer out quickly while we work on the permanent one.	TBD	DBL
5. Site plans	LCRB will accept a google street view of the patio plans, not need for scale.	TBD	DBL/SH - need to connect with the LCRB to review and understand.
Action 5: Washrooms –VBBL			
Issue	Opportunity	Target Completion	Responsible
1. Additional washroom triggers	<p>National Building Code has the washroom requirements, we do not have discretion. Understand that the origin of the calculations come from the CDC.</p> <ul style="list-style-type: none"> - Is there discretion on washroom capacity? 	TBD	DBL

- Can the licensee manage to the overall capacity?
- We could look and consider the conversation of a location never being full inside and out. Would need to have a conversation with the CBO

Action 5: Guidance Documents

Issue	Opportunity	Target Completion	Responsible
<p>1. Consolidated guidance documents for restaurants/ business so they can see the full scope of what may be needed so they can make informed choices about a space</p>	<p>We used to have guidance documents, will review and look to ensure we have clear information available.</p>	<p>TBD</p>	<p>DBL</p>

Hospitality Industry

Improvement Opportunities - DRAFT for discussion - date TBD

Initiative	Issue	Opportunity	Short, Medium or Long Term	Responsible
Dual Licensing (no alterations or additions)	Development Permit approval/timing	Submit DP application form to Liquor Licence staff with dual application. DP will be processed and issued once Council approves	Short term	DBL
	Fire approvals/timing	-Update floor plan submission to Fire to include seating to calculate occupant load. --Run Fire approval and DP concurrently	Short term	DBL/Fire
	BL issuance/timing	-Issue Licence once LCLB approves. -Allow applications for DL at the same time as a new Restaurant licence	Short Term Under Review	DBL
	Chief Licence Inspector Authority	Expand CLI authority to approve DL	Medium Term – report to Council in Q4	DBL
Brewery/Distillery Lounge	Administering the 80m2 tasting area	Pursue interim approach to ensure consistency on calculation of this space at DP	Short term –count seating area only Long term – possible by-law changes	DBL/PDS
Liquor Primary distancing	Current Policy CLI Authority	Explore approach to LP distancing and seek direction from Council	Medium term –report to Council in Q4	DBL
	Fire approvals/timing	See above	Short term	DBL/Fire
TESA (public & private)	Process /fees	For discussion	TBD	Engineering/DBL/PDS
Washrooms -VBBL	Additional washroom triggers	For discussion	TBD	DBL

Location: Development, Buildings & Licensing, 515 West 10th Avenue - Room 403 and Microsoft Teams

Date: Thursday, July 20, 2023

Time: 4:00 pm – 5:00 pm

Attendees: Andrea Law, General Manager, Development, Buildings and Licensing
Sarah Hicks, Chief Licence Inspector
Andrew Wroblewski, Assistant Director, Customer Service Initiatives
David Autiero, Manager, Project Facilitation Group
Kelly Anderson, Manager, Building Review Branch
Lisa Parker, Director of Public Space and Street Use
Margaret Wittgens, Deputy General Manager, Strategy and Planning
Bert Hick, President of Rising Tide Consultants
Ian Tostenson, President/CEO of BCRFA
Mark von Schellwitz, Vice President - Western Canada, Restaurants Canada
Laura Ballance, Hospitality Vancouver Association
Jeff Guignard, Executive Director of ABLE BC

Minutes

Yellow for industry to provide.

Blue is for COV to look into.

Green is for COV to review with LCRB.

- TESA is working out especially since LCRB allowed until Dec 2024.
- Biggest challenge is conversion to permanent patio. Especially when required to add extra washrooms.
 - Is there discretion on washroom capacity?
 - Can the licensee manage to the overall capacity?
- Parking - when we add more people we're told to add extra parking. Loading space – summer patios in loading bay but permanent, need to open up loading capacity
 - Examples pls so we can review?
- Public notification and costs. Concerns for some small business when adding extra seats and/or patio that a site sign needs to be put up at an additional cost of \$800 and the size can fully take over the frontage on the building. (Liquor team will work us when a site is small to shrink the size of the sign or allow it to be vertical)
 - We can look at where we require signs, will look to work with applicants and will look at Liquor team requirements
 - LCRB requires a site notification when doing a structural change (sign may be their requirement in addition to ours)
- Bike parking - Romers required bike parking with the patio
 - That was part of a large interior expansion of the restaurant, not a patio.
 - Margaret - we can review with good examples to ensure we can be placing reasonable requirements.

Washrooms

- Kelly - National Building Code has the washroom requirements, we do not have discretion. Understand that the origin of the calculations come from the CDC.
- We could look and consider the conversation of a location never being full inside and out. Would need to have a conversation with the CBO. Any change to how we calculate would be inconsistent with all other calculations we do.
- Do you hear about this in other munis?
 - Only tend to hear about it in Vancouver, but do not know why. Useful to do a jurisdictional review to see if anyone else has an issue/what other people are doing
- Two patio programs
 - Permanent Summer - April - October, shift up to 50% of your interior capacity, dismantle the patio over winter.
 - Year round patio - permanent increase to occupancy and equipment stays year round.
- Lisa - reviewing the curbside patio year round as they were not used for patron but more for storage and they should add to the vibrancy, not detract.
- Edna - Unable to apply for summer and year round at the same time.
 - We will look into that, we encourage folks to apply for them at the same time. Get the summer out quickly while we work on the permanent one.
- Site Plans - LCRB will accept a google street view of the patio plans, not need for scale.
 - SH - need to connect with the LCRB to review and understand.
- Guidance Documents - are there consolidated guidance documents for restaurants/business so they can see the full scope of what may be needed so they can make informed choices about a space?
 - Ex. Client did a DP and only found out at the end that they needed a BP as well.
 - We used to, will review and look to ensure we have clear information available.
- Storm - can they have a mural or not, removed or not?
 - We are in communication with the operator and will be working with them to submit an application.

Sarah – November report to Council

- Engaged in consultation with Industry & stakeholders for Liquor policy review largely related to distancing, liquor primaries, required distancing from similar sized establishments. Considering options to remove distancing for all classes/removal of distancing to some classes/ some distancing on the largest classes/or some distancing from residential. Getting feedback at the moment. Mixed feedback - More removal than not. Opportunities to look at hours for establishments. Zones where hours differ for standard and extended. More authority to chief license inspector – currently all new liquor primary must go to Council, provincial requirement, unless that authority is assigned. If authority assigned to chief license inspector, could save a few months in process to get decisions. If decision not favourable to applicant, able to appeal to council. Looking at alternative liquor establishments – non traditional establishments to hold liquor license – retail stores, barber shops. Opened this up in 2017 for arts & culture related industry, considering whether to expand this out further. Match province or something different
- Mid consultation with stakeholders.
- Report – mid November.
- New LP, new Duals – to go to chief licensing inspector. Can apply for both today for approval by Council. In November, looking to ask Council to give authority to chief licensing inspector to make decisions on new LP & duals.

Additional items for discussion

- How-to guides – educating people to building by-law, DP/BP process, etc.
- Educate that change of occupancy could trigger changes/upgrades.
- Commercial renovation centre – working with BIAs about how to get message out
- How do we connect with Real estate industry to work with us not against us?
- Education piece – commercial renovation centre, get people there first to understand what is needed/required

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Bert Hick, President of Rising Tide Consultants
Ian Tostenson, President/CEO of BCRFA
Mark von Schellwitz, Vice President - Western Canada, Restaurants Canada
Adam Henderson, Director at BC Craft Brewers Guild & President of Superflux Beer Co.
Ken Beattie, Executive Director at BC Craft Brewers Guild
Laura Ballance, Hospitality Vancouver Association
Jeff Guignard, Executive Director of ABLE BC

Agenda Items:

- Introductions
- Updates from May 30 meeting
- TESA – opportunities
- Sarah – November report to Council
- Additional items for discussion

Hospitality Industry

Improvement Opportunities - For discussion July 20, 2023

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