

General Manager,

Liquor Cannabis and Regulation Branch

RE: Application for structural changes to a liquor primary licence to add two new outdoor patio areas with an occupant load of 18 persons as an amendment to liquor primary licence no. 308877 at Forged Axe Throwing Ltd., located at 1-1208 Alpha Lake Road in Whistler.

At the Regular Council Meeting held on December 20, 2022 the Council passed the following resolution with respect to the application for the above liquor primary licence:

That Council approve an application from Forged Axe Throwing Ltd. to add two outdoor patio licensed areas with a total licensed person capacity of 18 persons to its Liquor Primary Licence No. 308877, subject to Development Permit approval of the proposed patios having considered the criteria as required by the Liquor and Cannabis Regulation Branch (LCRB) as set out in support of this application attached as Appendix A to Administrative Report to Council 22-153; and further

That Council authorize the letter attached as Appendix A to be executed on behalf of the Resort Municipality of Whistler by its authorized representatives and sent to the LCRB in support of the application.

Council recommends the amendment to the licence for the following reasons:

The proposed licensing will provide for improved customer service for both visitors and residents and will not have any significant negative impacts on the resort community. The applicant has entered into a Good Neighbour Agreement and Noise Mitigation Plan with the Resort Municipality of Whistler (Municipality).

Council has considered and approves the following supporting information:

- 1) The location of the establishment:

Forged Axe Throwing Ltd. is located at 1-1208 Alpha Lake Road in a commercial/light industrial area of Function Junction.

- 2) The person capacity and hours of liquor service of the establishment:

The proposed person capacity of the patios is 18 persons, resulting in an increased capacity for the establishment from the current 61 persons to 79 persons.

The current hours of operation at the establishment are from 11 a.m. to 11 p.m. Sunday through Thursday and 11 a.m. to midnight Friday and Saturday. No changes to hours of service has been requested.

The licensed hours for the establishment conform to the municipal hours of liquor service guidelines for liquor primary licences in *Council Policy G-17: Municipal Liquor Licensing Policy*.

3) The impact of noise on the community in the immediate vicinity:

Noise from the 18-person patios is not likely to be a problem. Function Junction is an industrial zone with very low to no residential housing in the vicinity, minimizing any concern for noise to cause disturbances to residents. The nearest residential complex is the Lofts resident housing building (1430 Alpha Lake Road), 650 metres away. Commercial buildings in Function Junction also have a small number of residential suites. Forged Axe Throwing Ltd. is subject to the provisions of the Municipality's "Noise Control Bylaw No. 2362, 2022". Its Good Neighbour Agreement commits the applicant to limit noise disturbances, to close doors and windows by 10 p.m.

4) The impact on the community if the application is approved:

If the application is approved, the impact on the community will likely be positive as the new patios will develop an 'active' ground floor level and offer customers a heightened experience at the establishment.

Patio space is limited in Function Junction and other nearby establishments can often not accommodate larger party sizes. These patios provide more options for residents and visitors of the community.

The patios are small at 37.9 square metres combined and easy to monitor.

The TESA patio has been in operation since March 2021 with no issues or complaints reported.

Negative impacts on the community are not anticipated as a result of the requested patio additions to Forged Axe's liquor primary licence.

5) The Council's comments on the views of residents are as follows:

Council believes that residents are not opposed to the application. The method used to gather the views of residents was placement of an information sign at the front of the establishment for thirty days commencing November 3, 2022 and advertisements in the November 3 and 10, 2022 editions of Pique Newsmagazine. No comments were received.

The municipal Liquor Licence Advisory Committee, a select committee of municipal Council comprising various community representatives, supported the application.

The undersigned hereby certifies the above resolution to be a true copy of the resolution passed by the Council of the Resort Municipality of Whistler on December 20, 2022.

Sincerely,

Corporate Officer

Resort Municipality of Whistler

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