



RESORT MUNICIPALITY OF WHISTLER

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STAFF REPORT TO COUNCIL

PRESENTED: July 19, 2022 **REPORT:** 22-102
FROM: Planning – Development **FILE:** TUA00003
SUBJECT: WHISTLER BLACKCOMB 2022 CRANKWORX - TEMPORARY USE AREA
LIQUOR LICENSED EVENT

RECOMMENDATION FROM THE CHIEF ADMINISTRATIVE OFFICER

That the recommendation of the General Manager of Resort Experience be endorsed.

RECOMMENDATION

That Council approve a Temporary Use Area (TUA) liquor licensed event for a maximum of 2,000 patrons to be held at the Whistler Mountain Bike Park Boneyard on Saturday August 13, 2022, or, alternatively, on Friday August 12, 2022 or Sunday August 14, 2022 in the event of inclement weather, consistent with the application materials presented in Appendix A Event Description and Plan Drawing and Appendix B Stamped Occupant Load Plan, both attached to Administrative Report No. 22-102.

PURPOSE OF REPORT

The purpose of this report is to provide a recommendation for Council's consideration regarding an application from Whistler Blackcomb for approval of a Temporary Use Area (TUA) liquor licensed event to be held in the Whistler Mountain Bike Park Boneyard during the 2022 Crankworx Whistler Mountain bike festival.

Information Report Administrative Report (Decision or Direction)

DISCUSSION

Background

Whistler Blackcomb has applied to the Resort Municipality of Whistler (RMOW or Municipality) and the provincial Liquor and Cannabis Regulation Branch (LCRB) for an urban TUA liquor licensed event for up to 2,000 patrons during the August 5-14, 2022 Crankworx Whistler Mountain bike festival.

In 2014 the provincial LCRB issued a policy directive that allows liquor license holders who operate ski hills or golf courses to apply for a TUA endorsement to extend their existing liquor licensed activities to designated outdoor areas on their property on up to 26 days per calendar year. TUA events must be outdoors, operate no later than 10:00 p.m. and limitations may be imposed on the type of events, hours of operation, and other conditions.

Following the LCRB policy directive, in 2015 Council approved a TUA endorsement to Dusty's Bar and BBQ liquor primary license to permit TUA events at six locations on Whistler Mountain. The six endorsed locations include two "urban" locations, World Cup Plaza at Whistler Creekside and the Boneyard above Skier's Plaza in Whistler Village, which are in proximity to residences, businesses and visitor accommodations. Due to the potential for noise and disturbances from larger events at those locations to have negative impacts on the community, *Council Policy G-17: Municipal Liquor Licensing Policy* requires that urban TUA licensed events for more than 500 people be approved by Council.

Analysis

Whistler Blackcomb's submission letter attached as Appendix A describes the rationale for the proposed urban TUA event, measures to mitigate against negative impacts and illustrates the location and features of the area to be licensed. Event details are:

- Date and time: Saturday, August 13, 2022 3:00 pm to 8:30 pm. In case of inclement weather, contingency dates: Friday, August 12, 3:00pm to 8:30 pm or Sunday, August 14, from 1:00 pm to 6:30 pm.
- Location: Whistler Mountain, Boneyard near bottom of Bike Park.
- Number of Patrons: Maximum 2,000.
- Event Type and Access: Joyride slopestyle signature event of Crankworx, available to public with ticket and VIP Guests.
- Liquor Service: Satellite Bar. TUA endorsement to Dusty's liquor primary licence No. 072033.
- Transportation: n/a, located within walking distance above Skiers Plaza in Whistler Village.
- Security: Licensed area will be bounded by interlocking 6 foot high steel fence with four foot high event fencing scrim and one main entry and exit point. Sixteen licensed security persons will manage capacity, check for ID, and monitor intoxication.
- Food Service: Food service is provided within TUA area.
- Toilets: 16 portable toilets.
- Minors: Minors will be allowed inside provided they are accompanied by a parent or guardian.
- Entertainment: None.

Large TUA liquor licensed events have the potential to have negative impacts on the community. Some of the key issues and proposed mitigation measures are discussed below:

Noise during the event and at dispersal:

- The TUA event will be held during the Crankworx Joyride event. Joyride is a sporting event where the only amplified sound is announcers and some background music. There is no entertainment music associated with the TUA event, as there would be with a concert.
- Similar TUA licensed events were held in 2018 and 2019, with no noise issues reported.
- Patrons dispersing from the TUA licensed area will only be a portion of the spectators dispersing from viewing the very popular Joyride event.
- The TUA event ends at 8:30 p.m., so late noise is not an issue. The alternate Sunday event would end at 6:30 p.m.

Transportation following the events

- The TUA licensed area in the Boneyard is 200 metres away from the Gondola Transit Exchange and 250 metres from Skier's Plaza. TUA patrons will find their way home or to services in Whistler Village in the same manner as other spectators at the popular Joyride event.

Access to liquor by minors and over-service

- Minors will only be admitted to the TUA licensed venue if accompanied by a parent or legal guardian (meaning a 21 year old could not accompany an 18 year old).
- Wrist bands required to purchase or possess liquor will be issued only to those of legal drinking age who can present appropriate identification. Wrist bands will be put on by staff and not by the person who is receiving them.
- Service staff must have Serving It Right certification.
- The TUA event will operate under Dusty's liquor primary licence, which would be put at risk if there are contraventions of provincial liquor regulations.

Event security

- The TUA event will have security fencing and security guards (see details above).
- As part of the LCRB approval process for any TUA event for more than 500 people, the licensee must submit a security plan, which will be shared with the RCMP and the RMOW.

POLICY CONSIDERATIONS

Relevant Council Authority/Previous Decisions

Council Policy G-17: Municipal Liquor Licensing Policy includes a requirement that Council approve urban TUA events for more than 500 people. In accordance with Policy G-17, an application for an urban TUA event for more than 500 people is referred to individual members of the Municipal Liquor License Advisory Committee (LLAC) for their individual comments.

Zoning Analysis

The lands where the TUA event will be located are zoned RR1 (Rural Resource One). Outdoor recreation and auxiliary uses are permitted by the RR1 zoning. The proposal is compliant with all other zoning regulations.

Corporate Plan

The RMOW Corporate Plan is updated annually and articulates strategic direction for the organization. This section identifies how this report links to the plan.

Council Focus Areas

- Community Balance

*Effectively **balance resort and community needs** through deliberate planning, partnerships and investment*

Climate Action

*Provide leadership to **accelerate climate action and environmental performance** across the community*

Housing

*Advance strategic and innovative initiatives to enable and **deliver additional employee housing***

Pandemic Recovery

*Leadership and support for **community and tourism recovery and sustainability** – priority focuses are where recovery needs intersect with other Council focus areas*

Not Applicable

Community Vision and Official Community Plan

The Official Community Plan (OCP) is the RMOW's most important guiding document that sets the community vision and long-term community direction. This section identifies how this report applies to the OCP.

The recommended resolution included within this report is consistent with the goals, objectives and policies included within “OCP Bylaw No. 2199, 2018”.

BUDGET CONSIDERATIONS

There are no budget considerations. The municipal application fee for a large urban TUA event is structured to cover staff costs for processing the application.

LIL'WAT NATION & SQUAMISH NATION CONSIDERATIONS

The RMOW is committed to working with the Lil'wat People, known in their language as *L'il'wat7úl* and the Squamish People, known in their language as the *Skwxwú7mesh Úxwumixw* to: create an enduring relationship; establish collaborative processes for Crown land planning; achieve mutual objectives; and enable participation in Whistler's resort economy.

There are no specific considerations to include in this report.

COMMUNITY ENGAGEMENT

Level of community engagement commitment for this project:

Inform Consult Involve Collaborate Empower

Comment(s):

The TUA application was referred to the LLAC members for comment. One member expressed concerns about the management of minors entering the licensed area, number of security guards being deployed and number of toilets proposed. Staff forwarded these comments to Whistler Blackcomb for their consideration.

Regarding minors, Whistler Blackcomb responded that the wrist band system has been successfully used for previous TUA events and allows staff who put on the wrist band to use discretion as they do frequently at events with this type of endorsement. As described above, a minor cannot enter without a parent or legal guardian. For example, a 21 year old could not accompany an 18 year old.

The proposed number of security guards is the same as provided in 2019 for the TUA event which had the same maximum occupant load. With this number of security guards and also with event staff Whistler Blackcomb is very comfortable with the event management given previous years successes.

Sixteen portable toilets is considered sufficient since the event is expected to only see a high volume of guests for 2.5 hours, and the proposed sixteen portable toilets is double the amount provided at the 2019 TUA event which had the same occupant load.

The Whistler detachment of the RCMP, Whistler Fire Rescue Services, and RMOW Building and Bylaw Departments and Infrastructure Services were consulted during the review of this application, and had no concerns.

REFERENCES

Appendix A – Event Description and Plan Drawing
Appendix B – Stamped Occupant Load Plan Drawing

SUMMARY

This report presents the details of a proposed urban TUA liquor licensed event to be held at the Boneyard at the bottom of the Whistler Mountain bike park during Crankworx 2022. Whistler Blackcomb has addressed the issues experienced at similar TUA events in previous years and has proposed measures to manage the potential negative impacts of the 2022 event. Staff recommend that Council approve the urban TUA event for a maximum of 2,000 patrons.

SIGN-OFFS

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