

Report to Council

Report Title: Proposed Temporary Liquor Licence Extension - Birdie Barn Walkerton

Prepared By: Dieter Wetz, Building and Planning Manager/CBO

Department: By-Law

Date: June 4, 2024

Report Number: BL2024-06

File Number: C11BY, P09

Attachments: Proposed Liquor Licence Extension - Birdie Barn
Outdoor Birdie Barn – Proposed Liquor Licence Extension
12 Wallace Street Parking Layout

Recommendation:

That the Council of the Municipality of Brockton hereby receives Report Number BL2024-06 - Proposed Temporary Liquor Licence Extension - Birdie Barn Walkerton, prepared by Dieter Wetz, Building and Planning Manager/CBO and in doing so authorizes staff to _____

Report:

Background:

The Government of Ontario has amended Regulation 746/21 under the *Liquor Licence and Control Act, 2019* establishing a new framework for temporary outdoor physical extensions (temporary patios), which took effect on January 1, 2023. These changes impact liquor sales licence holders and manufacturer by-the-glass endorsement holders. Licencees in Municipalities must now get approval of a temporary patio from the local Municipality and must notify the Alcohol and Gaming Commission of Ontario (AGCO) of the approval, the duration of the approval and any conditions imposed.

A request has been submitted to the Municipality for the licensed premises of the Birdie Barn located at 12 Wallace Street, Walkerton on behalf of the Licensee Scott Woodward. The Proposed Liquor Licence Extension request summary, visual outdoor image and site plan with parking areas are included with this report for Council information purposes.

Analysis:

Municipal staff provided the Licensee the ACGO Agency Letter of Approval as part of the initial Liquor Licence approval process. Municipal staff conditions included “Indoor Occupancy only - Maximum Occupant Load of 38 persons plus 2 Staff.”, the occupant load was based on the building design and plans provided as part of the building permit that was issued.

Staff have reviewed the Proposed Liquor Licence Extension request summary, visual outdoor image and site plan with parking areas submitted by the Licensee and have the following comments:

Existing on-site parking requires 35 parking spaces based on the present occupancies within the building. The subject property presently has 45 parking spaces available, a reduction of 3 parking spaces for the licenced area would still achieve and comply with the minimum number of parking spaces required by the Zoning By-law. There is a vacant unit within the basement area of the building that would require additional parking spaces if a tenant were to occupy the suite.

A draft AGCO Agency Letter of Approval has been prepared by Staff that includes the following Conditions:

1. Total Indoor and Outdoor Occupant Load, 38 persons plus 2 Staff at all times.
2. Temporary Outdoor area permitted June 15th to September 15th with seating capacity for 16 persons.
3. Temporary Outdoor area to be provided with adequate fencing and barriers to define temporary outdoor seating area. Proposal includes solid planter boxes being 50"L x 36"H x 28"W to define area.

Strategic Action Plan Checklist:

What aspect of the Brockton Strategic Action Plan does the content/recommendations in this report help advance?


- | | |
|---|-----|
| • Recommendations help move the Municipality closer to its Vision | Yes |
| • Recommendations contribute to achieving Heritage, Culture, and Community | Yes |
| • Recommendations contribute to achieving Quality of Life | Yes |
| • Recommendations contribute to achieving Land Use Planning and the Natural Environment | Yes |
| • Recommendations contribute to achieving Economic Development | Yes |
| • Recommendations contribute to achieving Municipal Governance | Yes |

Financial Impacts/Source of Funding:

- Do the recommendations represent a sound financial investment from a sustainability perspective?
N/A

There are no financial considerations with respect to this report.

Reviewed By:



Trish Serratore, Chief Financial Officer

Respectfully Submitted by:



Dieter Wetz, Building and Planning Manager/CBO

Reviewed By:

A handwritten signature in black ink, appearing to read "Sonya Watson", with a long, sweeping horizontal flourish extending to the right.

Sonya Watson, Chief Administrative Officer