

## Report to Council

<b>Report Title:</b>	Proposed 2025 Temporary Liquor Licence Extension - Birdie Barn Walkerton		
<b>Prepared By:</b>	Dieter Weltz, Building and Planning Manager/CBO		
<b>Department:</b>	By-Law Enforcement		
<b>Date:</b>	April 8, 2025		
<b>Report Number:</b>	BL2025-02	<b>File Number:</b>	C11BY, P09
<b>Attachments:</b>	Proposed Liquor Licence Extension - Birdie Barn Outdoor Birdie Barn – Proposed Liquor Licence Extension		

### Recommendation:

That the Council of the Municipality of Brockton hereby receives Report Number BL2025-02 - Proposed 2025 Temporary Liquor Licence Extension - Birdie Barn Walkerton, prepared by Dieter Weltz, Building and Planning Manager/CBO and in doing so approves the application with the conditions as outlined below.

### Report:

#### Background:

In 2023, the Government of Ontario amended Regulation 746/21 under the *Liquor Licence and Control Act, 2019* establishing a new framework for temporary outdoor physical extensions (temporary patios). These changes impacted liquor sales licence holders and manufacturer by-the-glass endorsement holders. Licencees in Municipalities 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.

In 2024, the Birdie Barn, located at 12 Wallace Street, Walkerton on behalf of the Licensee Scott Woodward, submitted a request to the Municipality of Brockton. Council proceeded to grant the request for the temporary liquor license extension.

The Birdie Barn on behalf of the Licensee Scott Woodward, have submitted a new request to extend their liquor license again this year. The Proposed Liquor Licence Extension request summary, visual outdoor image and site plan with parking areas are included with this report for Council's information.

#### 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.

Staff recommend granting the temporary liquor license extension again as the proposal is consistent with the 2024 approved plan.

### **Strategic Action Plan Checklist:**

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

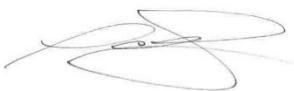
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| • Recommendations help move the Municipality closer to its Vision                       | Yes |
| • Recommendations contribute to achieving Heritage, Culture, and Community              | Yes |
| • Recommendations contribute to achieving Quality 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

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**Respectfully Submitted by:**



Dieter Weltz, Building and Planning Manager/CBO

**Reviewed By:**



Sonya Watson, Chief Administrative Officer