

ITEM	4
MANAGER'S REPORT NO.	6
COUNCIL MEETING	95/02/13

**TO:** CITY MANAGER 1995 FEBRUARY 7

**FROM:** DIRECTOR PLANNING AND BUILDING

**SUBJECT:** LIQUOR LICENCE APPLICATION #1/95  
PROPOSED CLASS "B" RESTAURANT ENTERTAINMENT  
MI HACIENDA RESTAURANT  
3701 HASTINGS STREET (SEE ATTACHED SKETCH)

**PURPOSE:** To seek Council approval for the subject liquor licence application.

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**RECOMMENDATIONS:**

1. **THAT** Council resolve to approve the request for an entertainment area within the Mi Hacienda Restaurant at 3701 Hastings Street, with the operating hours of 9:00 p.m. to 1:00 a.m. Fridays and Saturdays, subject to the doors and windows in the restaurant being kept closed during the entertainment.
2. **THAT** a copy of this report and Council's resolution be forwarded to the Liquor Control & Licensing Branch, #217 - 1899 Willingdon Avenue, Burnaby, B.C. V5C 5T1; and the applicant, Ms. Concepcion Lopez, #102A - 3701 Hastings Street, Burnaby, B.C. V5C 2H6.

**REPORT**

**1.0 BACKGROUND INFORMATION:**

- 1.1 On 1990 April 30, Council received a report advising that as a part of a change in Liquor Control and Licensing Branch regulations, local government approval is a pre-condition for Branch consideration of entertainment in a licensed restaurant.

The report also stated in consideration of the past practice of reporting on all requests for local government approval or comments on liquor licence applications and the potential impact Class "B" licensed restaurants with significant entertainment features could have on adjacent neighbourhoods, this Department would, unless otherwise directed, report to Council on applications for entertainment in such restaurants.

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**2.0 GENERAL DISCUSSION:**

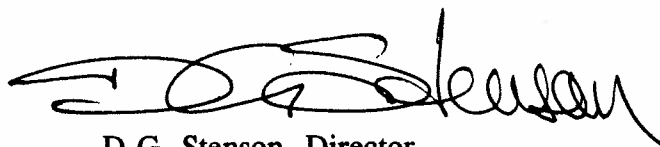
- 2.1 The subject restaurant is located within the mixed use commercial/residential Comprehensive Development project located at the northeast corner of Hastings Street and Boundary Road. In this case, in light of the significant distances between the restaurant and adjacent properties, as well as the ambient noise of Hastings Street, abutting properties are considered quite unlikely to be affected.
- 2.2 The subject liquor licence application involves a request to establish a dance area approximately 13 ft. by 16 ft. in the middle of the restaurant, with live music. The proposed hours of operation would be a maximum of 9:00 p.m. to 1:00 a.m. Friday and Saturday only.

On the subject site, commercial and office uses are on both sides of the restaurant, with a parking level located above. The restaurant faces the corner of Hastings Street and Boundary Road, with the high rise residential tower well setback to the northeast, therefore nuisance complaints regarding the entertainment are considered unlikely.

- 2.3 The Planning and Building Department has solicited comments on this application from relevant City Departments, including the R.C.M.P. Burnaby Detachment. No City Departments have expressed any objections to the establishment of an entertainment area in this Class "B" licenced restaurant. The Chief Environmental Health Officer advises that that Department has no objection to the entertainment, provided that all doors and windows be kept closed when the dance floor is in use.

**3.0 CONCLUSION:**

In light of the location of the entertainment area in relation to other land uses, the ambient noise of Hastings Street and the lack of objections to the application, the Planning and Building Department supports the subject application for entertainment in the Class "B" restaurant.



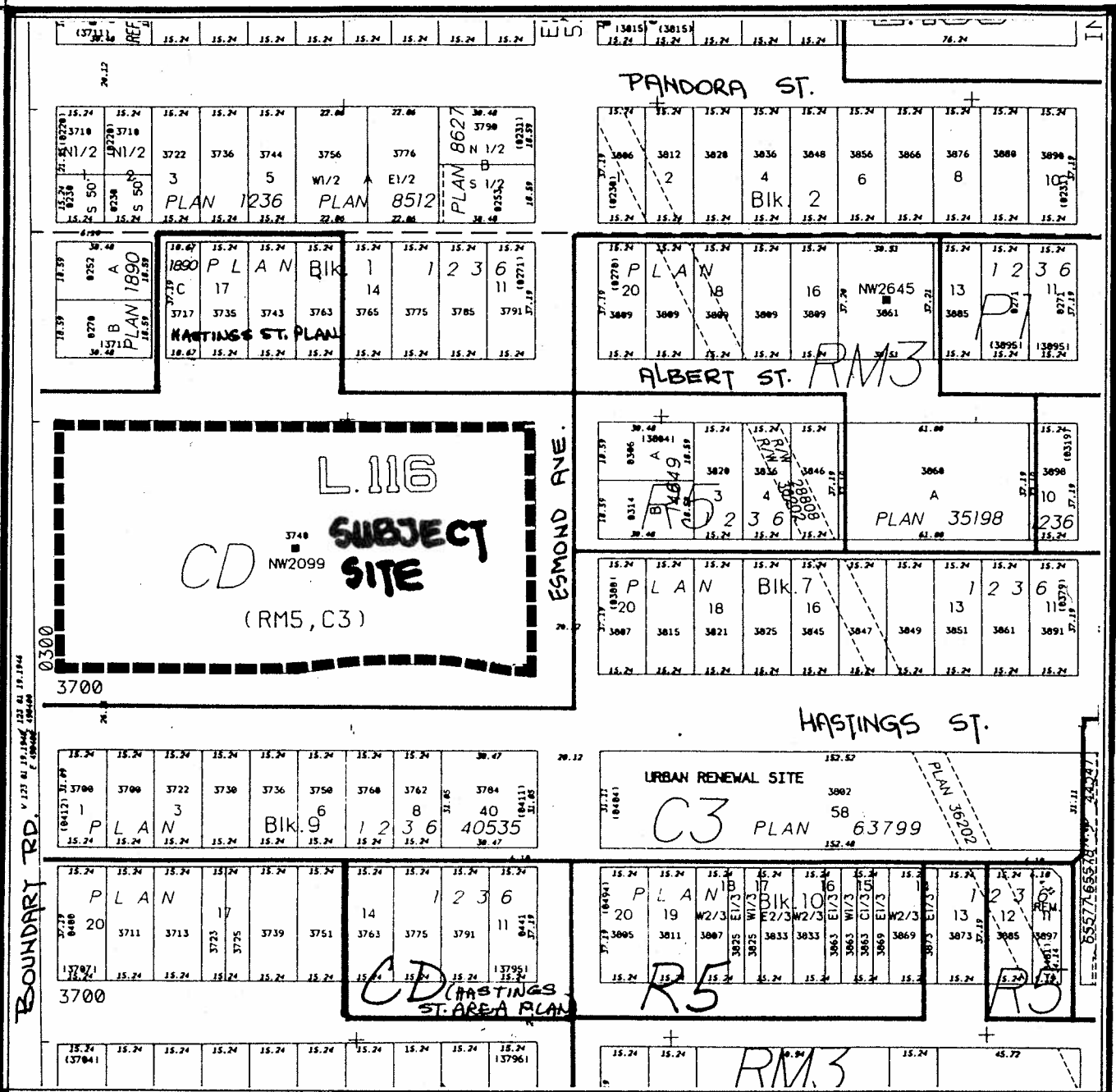
D.G. Stenson, Director  
Planning and Building

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BW:yg  
Attach.

cc: Chief Public Health Inspector  
Oi/c Operations, R.C.M.P. Burnaby Detachment

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Date:  
 JANUARY 1995

Scale:  
 1:2000

Drawn By:  
 J.P.C.



127

North

**LIQUOR LICENCE APPLICATION # 1/95**  
 3701 HASTINGS ST.  
 SKETCH # 1

