

TO: CITY MANAGER
FROM: DIRECTOR FINANCE
SUBJECT: BURNABY'S SMOKING BYLAW IN RESTAURANTS
PURPOSE: To provide information requested by Council.

1997 MARCH 14
File: L34

RECOMMENDATION:

1. **THAT** this report be received for information.

REPORT

At the regular Council meeting held on 1997 March 03, Mr. Bing Smith appeared as a delegation representing a number of restaurant owners in Burnaby who are opposed to the new smoking regulations. Arising from consideration of the presentation, Council requested a report addressing pubs participating in the breakfast trade and the hours of sale attached to liquor licences. This report provides the information requested by Council.

Hours of Operation for Neighbourhood Pubs

The control and regulation of liquor establishments is the responsibility of the Provincial Liquor Control and Licencing Branch. Their local office advises that operating hours for neighbourhood pubs are limited to a maximum of 14 consecutive hours between 9:00 a.m. and 1:00 a.m. Monday to Saturday, and between the hours of 11:00 a.m. and midnight on Sunday.

The General Manager of the Branch has also implemented policy that further limits the hours of operation for neighbourhood pubs to a maximum of 14 consecutive hours within the following time periods:

9:00	a.m. and midnight	Monday to Saturday
11:00	a.m. and midnight	Sunday

Licensees may apply to the General Manager for an extension of hours to 1:00 a.m. on Friday and Saturday only, or to change hours within permitted operating periods. The input of local government and police is required prior to consideration by the Branch of an application for a change of hours.

Neighbourhood pubs are limited to the hours of operation specified on their liquor licence regardless of whether they are serving liquor or not. As such, if a pub owner is interested in pursuing the breakfast trade, application would have to be made to change the hours to as early as 9:00 a.m. only. With the 14 consecutive hours of operation limitation, the result of this change in opening would be an earlier closing time of 11:00 p.m. It is suspected an owner would not pursue the breakfast trade in this manner at the expense of the late evening trade.

Neighbourhood Pubs in Burnaby

The six neighbourhood pubs located in Burnaby have operating hours that range from 10:00 a.m. to 1:00 a.m., in compliance with each of their liquor licences. These pubs provide a breakfast menu to their patrons during their permitted hours of operation. Breakfast is offered on weekends until mid-afternoon at four pubs. The other two pubs offer breakfast everyday - one until 4:00 p.m. and one at any time they are open.

For economic and regulatory reasons, pubs are limited in their ability to further encroach on the breakfast business in restaurants.

This report is for the information of Council.


for Rick Earle
DIRECTOR FINANCE

CMC:vm

cc: Director Planning & Building