

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF NOVEMBER 15, 2016

Item 1, Report No. 38, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on November 15, 2016.

1 RESOLUTION REQUESTED BY A LOCAL BREWERY TO SUPPORT AND ENDORSE “BY THE GLASS” MANUFACTURER’S LIMITED LIQUOR SALES LICENCE

The Committee of the Whole recommends approval of the recommendation contained in the following report of the City Clerk, dated November 1, 2016:

Recommendation

The City Clerk recommends:

1. THAT the Council of the Corporation of the City of Vaughan support the request of Lake Wilcox Brewing Co. Ltd., and endorse their application to obtain “By the Glass” Manufacturer’s Limited Liquor Sales Licences to sell and serve their beer to patrons for consumption in single servings at their manufacturing site;
2. THAT authority to issue letters of support for future requests of Vaughan-based companies for “By the Glass” Manufacturer’s Limited Liquor Sales Licences to sell and serve their products to patrons for consumption in single servings at their manufacturing site, be delegated to the City Clerk;
3. THAT prior to the letter of support being issued, all such requests be circulated to City of Vaughan Fire and Rescue Services, City of Vaughan By-Law & Compliance, Licensing and Permit Services, the Chief Building Official for the City of Vaughan and Members of Council for comment; and
4. THAT the fees & charges by-law be amended to allow a charge of \$41.00 for the issuance of the letter of support.

Contribution to Sustainability

This report implements the Goals and Objectives of Green Directions Vaughan as follows:

GOAL 4: To create a vibrant community where citizens, businesses and visitors thrive.

Economic Impact

There is no economic impact associated with this report.

Communications Plan

This report will be available on the City of Vaughan website.

Purpose

A new regulation enacted under the Liquor Licence Act creates a new category of liquor license that allows Ontario wineries and breweries to sell and serve their wine and beer to patrons in single servings at their manufacturing site. Manufacturers wishing to obtain Manufacturer’s Limited Liquor Sales Licence “By the Glass” licences must include with their applications to the Alcohol and Gaming Commission of Ontario (AGCO), a resolution approved by the local municipal Council supporting the issuance of such a licence.

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In lieu of a formal resolution from Council, the issuance of a letter of support from the City Clerk will suffice.

This request is before Council as the City of Vaughan has received correspondence (attached) from a local brewery seeking such a resolution for the purposes of applying to the (AGCO) for a “By the Glass” licence. The purpose of this report is to approve the instant application and to facilitate a streamlined mechanism for future requests of this type.

Background – Analysis and Options

On May 7, 2007, a new Regulation (Ontario Regulation 196/07) was enacted under the provisions of the Liquor License Act establishing a new class of liquor licence: a “Manufacturer’s Limited Liquor Sales Licence”. This new type of licence allows Ontario wineries and breweries to sell and serve the wine and beer which they have manufactured on site, in servings whose quantities do not exceed 341 ml (12oz) for beer and 142 ml (5oz) for wine, between the hours of 11:00 am and 9:00 pm on any day.

Normally, new liquor licences are issued by the Province only after a public consultation process has taken place. As this new class of “By the Glass” Manufacturer’s Licence is exempt from public advertising requirements, the regulations under the Liquor License Act instead require that a resolution be passed by the Council of the applicable municipality indicating support for the issuance of the licence-representing popular support of the local community.

Discussions with the Alcohol and Gaming Commission have indicated that municipal resolutions regarding Manufacturer’s Limited Liquor Sales Licences can be enacted on either a case-by-case basis (i.e. at the time a manufacturer makes application for such a licence), or by way of a blanket resolution enacted at the discretion of Council. The delegated authority provided by the adoption of the recommendations in this report serves as blanket authority, and provides a mechanism for the appropriate review to take place.

All requests for a letter of support will be circulated to Vaughan Fire and Rescue Services, By-Law and Compliance, Licensing and Permit Services, the Chief Building Official for the City of Vaughan, and Members of Council, for comment.

Relationship to Term of Council Service Excellence Strategy Map (2014-2018)

The recommendation contained in this report supports the following contained in the Term of Council Service Excellence Strategy Map (2014-2018): VISION: A City of choice that promotes diversity, innovation and opportunity for all citizens, fostering a vibrant community life that is inclusive, progressive, environmentally responsible and sustainable. MISSION: Citizens first through service excellence.

Regional Implications

There are no Regional implications associated with this report.

Conclusion

Approval of the recommendation will allow Lake Wilcox Brewing CO. Ltd. to include this resolution when applying to obtain a special Liquor licence that would permit them to sell and serve beer on the manufacturing site for the intent of promoting their product. Further, the City Clerk will be able to approve future requests from local breweries and wineries to endorse “By the Glass” Manufacturer’s Limited Liquor Sales Licences through the issuance of letters of support.

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Attachment

1. Correspondence from Lake Wilcox Brewing Co. Ltd., dated June 17, 2016.

Report prepared by:

Michael Launslager, Economic Development Officer
Joseph Chiarelli, Manager – Risk Management

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

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“BY THE GLASS” MANUFACTURER’S LIMITED LIQUOR SALES LICENCE**

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Joseph Chiarelli, Manager – Risk Management

Respectfully submitted,

JEFFREY ABRAMS
City Clerk

Lake Wilcox Brewing Co. LTD

1033 Edgeley Blvd Unit 3 Vaughan, Ontario, L4K 0H4 | 647-749-0489 | dave@wilcoxbrewery.com

June 17, 2016

Janice Heron
City of Vaughan

Dear Janice,

Currently Lake Wilcox Brewing Co. (LWB) is under construction at 1033 Edgeley Blvd Unit 3 Vaughan, Ontario (building permit #16-847). Lake Wilcox Brewing Co. will be operating a full production brewery with the intent of selling to our existing The Beer Store, LCBO, licensee and future retail customers. In addition to these account LWB is requesting a letter of support and resolution from the City of Vaughan acknowledging the application for a limited liquor license to the AGCO. The purpose of this license was creating in partnership with the AGCO and Ontario brewers to promote craft beer education and tourism. See below.

Manufacturer's Limited Liquor Sales Licence ("By the Glass")

Wineries and breweries may make an application to the AGCO for a Manufacturer's Limited Liquor Sales Licence ("By the Glass") to sell and serve their products for conveyance and consumption on their manufacturing site(s) where the sale is primarily aimed at promoting the manufacturer's product and either providing an enhanced tourist experience or fulfilling an educational purpose.

Only Ontario wineries and breweries which hold a Manufacturer's Licence (issued pursuant to the Liquor Licence Act) are eligible for this licence.

This allows Ontario wineries and breweries to sell and serve wine or beer which it has manufactured in servings whose quantities do not exceed 341 ml (12 oz) for beer and 142 ml (5 oz) for Ontario wine. Beer or wine may only be sold between 11:00 a.m. and 9 p.m. on any day. These hours may not be extended and no liquor sales licence endorsements are available for this type of sales licence.

Guests are allowed to carry and consume wine and beer on the manufacturing site in areas that are under the sole control of the manufacturer and approved under the licence. Wine and beer will not be permitted in such areas as public roads, thoroughfares, driveways and parking lots, or in other areas that may raise public safety concerns.

The Taproom in the retail area of our Brewery is approx. 1770 square feet with a zoned occupancy of 41 people including staff. The facility is equipped with 2 customer use washrooms complete with universal access. We will be selling both 5oz and 12oz tastings as per AGCO regulations. LWB is not required by the AGCO to provide food in addition to the sale of these tasting size portions due to the smaller serving sizes being sold per person. That being said it is the responsibility of LWB and its trained service staff to regulate the volume and ensure public safety.

The goal of the "By the Glass" license is to enhance the brewery experience for our customers and educate them on the brewing process and how we combine unique malts and hops to create award winning craft beers. We look forward to working in the City of Vaughan and attracting out of town customers and servicing local customers.

Sincerely,

David De Ciantis