



LEGISLATIVE AND COURT SERVICES MEMORANDUM

TO: MAYOR J. LEHMAN, AND MEMBERS OF COUNCIL

FROM: W. COOKE, CITY CLERK/DIRECTOR OF LEGISLATIVE AND COURT SERVICES

RE: LIQUOR LICENCE APPLICATION REVIEW – GALAXY CINEMAS BARRIE

DATE: October 11, 2018

The purpose of this Memorandum is to advise members of Council that a Municipal Information Form and an associated City of Barrie Liquor Licence Application Questionnaire were received on Thursday, October 4, 2018 from an establishment named Galaxy Cinemas Barrie located at 72 Commerce Park Drive, Barrie. The documents were circulated to City Departments and community stakeholders upon receipt.

Concerns regarding zoning, non-compliance with by-laws, or general objections to the application may be directed to the Alcohol and Gaming Commission of Ontario (the issuer of liquor licences) through the City Clerk by Thursday, October 18, 2018 as follows:

Alcohol and Gaming Commission of Ontario
c/o Wendy Cooke, City Clerk/Director of Legislative and Court Services
The City of Barrie
P.O. Box 400
70 Collier Street
Barrie ON L4M 4T5
Fax: (705) 739-4243
Email: cityclerks@barrie.ca

All comments received as of the deadline, will be compiled and submitted to the Alcohol and Gaming Commission of Ontario for its review and consideration as part of the Commission's liquor licence issuance process.

APPENDIX "A"

MUNICIPAL INFORMATION FORM CITY OF BARRIE LIQUOR LICENCE APPLICATION QUESTIONNAIRE



Return completed form to:
Alcohol and Gaming
Commission of Ontario
90 SHEPPARD AVE E
SUITE 200
TORONTO ON M2N 0A4

Remplir et retourner cette
formulaire à :
Commission des alcools
et des jeux de l'Ontario
90 AV SHEPPARDE
BUREAU 200
TORONTO ON M2N 0A4

Municipal Information Renseignements municipaux

The information requested below is required in support of all applications for a **new** liquor licence or outdoor areas being added to an **existing** liquor licence.

Les renseignements sont recueillis conjointement à toute demande de **nouveau** permis d'alcool ou d'ajout de zones de plein air à un permis d'alcool existant.

Section 1 - Application Details

Section 1 - Détails de la demande

Establishment name / Nom de l'établissement

Establishment tel. no. / N° de tél. de l'établissement

Galaxy Cinemas Barrie

Contact name / Nom de la personne à contacter

Contact's tel. no. / N° de tél. de la personne à contacter

Laura Loga

Exact location of establishment (not mailing address) / Emplacement exact de l'établissement (non l'adresse postale)

Street Number / Numéro	Street Name / Nom de rue	Street Type / Genre de rue	Direction/ Orientation de rue	Suite/Floor/Apt. / Bureau/étage/app.
72	Commerce Park	Drive		
Lot/Concession/Route / Lot/concession/route rurale		City/ Town/Municipality / Ville/village/municipalité		Postal Code / Code postal
		Barrie		L4N 8W8

Does the application for a liquor licence include: / La demande de permis d'alcool porte-t-elle entre autres sur :

☒ indoor areas / des zones intérieures ☐ outdoor areas / des zones de plein air

Section 2 - Municipal Clerk's official notice of application for a liquor licence in your municipality

Section 2 - Avis officiel de demande de permis d'alcool dans votre municipalité à l'intention du (de la) secrétaire municipal(e)

Municipal Clerk:
please confirm the "wet/damp/dry" status below.

Secrétaire municipal(e) :
Confirmer le statut de la région ci-dessous.

Name of village, town, township or city where taxes are paid / Nom du village, de la ville ou du canton à qui les impôts sont versés :

(If the area where the establishment is located was annexed or amalgamated, provide the name of the Village, Town, Township or City as known as)

(Si la région où se trouve l'établissement a été annexée ou fusionnée, nom sous lequel le village, la ville ou le canton était connu)

Is the area where the establishment is located: / La vente de boissons alcooliques est-elle autorisée dans la région où se trouve l'établissement?

☒ Wet (for spirits, beer, wine) / Oui (spiritueux, bière, vin) ☐ Damp (for beer and wine only) / Oui (bière et vin seulement) ☐ Dry / Non

Note:

Specific concerns regarding zoning or non-compliance with bylaws must be clearly outlined in a **separate submission or letter within 30 days of this notification.**

Remarque :

Toute préoccupation concernant le zonage ou la non-conformité aux règlements municipaux doit être clairement décrite **dans un document distinct ou une lettre, à l'intérieur d'une période de 30 jours après la date du présent avis.**

Signature of municipal official / Signature du (de la) représentant(e) municipal(e)

Title / Poste

Address of municipal office / Adresse du bureau municipal

Date



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The City of
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Liquor Licence Application Questionnaire

GENERAL INFORMATION

Name of Establishment: (Registered name and Operating name, if different)	Galaxy Cinemas Barrie
Street Address of Establishment:	72 Commerce Park Dr., Barrie, ON, L4N 8W8
Closest Intersection:	
Mailing Address: (If different from the location of the establishment)	
Name of Owner: (Indicate individual sole proprietor, partnership or corporation, as appropriate) If partnership or corporation, provide names and contact information for all shareholders	Owner: Cineplex Entertainment Limited Partnership Contact Person: Bharti Mistery
Name of Applicant: (if different from owner)	John Ullyot
Mailing Address for Applicant:	
Applicant Business Phone/Fax Number:	
Applicant Business E-mail address:	

Purpose of the Liquor Licence Application:

_____ New establishment

_____ New owner/operator of existing establishment

_____ Name of previous business _____

_____ Change to indoor occupant load/seating capacity (including addition or alteration to interior)

_____ Change to outdoor occupant load/seating capacity (including addition or alteration to outdoor patio)

☒

Other. Describe below

Existing establishment applying for a liquor sales license



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SIZE AND LOCATION

What is the size (floor area) of the establishment?	<u>CURRENT</u> <u>Indoor Area</u>	<u>PROPOSED</u> <u>Indoor Area</u>	<u>CURRENT</u> <u>Outdoor Area</u>	<u>PROPOSED</u> <u>Outdoor Area</u>
	3450 ft ² /m ²	N/A ft ² /m ²	N/A ft ² /m ²	N/A ft ² /m ²
What is the occupant load and/or seating capacity of the establishment?	<u>CURRENT</u> <u>Indoor Area</u>	<u>PROPOSED</u> <u>Indoor Area</u>	<u>CURRENT</u> <u>Outdoor Area</u>	<u>PROPOSED</u> <u>Outdoor Area</u>
	2542	N/A	N/A	N/A
	occupant load	occupant load	occupant load	occupant load
	2542	N/A	N/A	N/A
	licensed capacity	licensed capacity	licensed capacity	licensed capacity
2162	N/A	N/A	N/A	
seating capacity	seating capacity	seating capacity	seating capacity	

Is the entire operation enclosed? (i.e. the operation is interior space only)
Yes ☒ No ☐

An accurate diagram/scaled floor plan indicating the proposed location of the licenced area(s) (ALL licenced areas including indoor and outdoor areas) is required to be attached to this form.

What is the distance to the closest other establishment(s) serving alcohol? 1000m ft/ m

Please provide the operating name(s) and describe the target market of other establishments serving alcohol within a 120 m (approximately 400 ft) radius of the proposed location:

N/A

Note: If you require more space please attach additional documentation to this form.

What is the distance to the closest residential dwelling unit? 1001 m ft/ m

Does the subject property contain residential units?
Yes ☐ No ☒



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OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS

Hours of Operation of the business: Indoor Area 10:00am - 01:00am Outdoor Area N/A

Hours associated with alcohol sales Indoor Area 11:00am - 11:00 pm Outdoor Area N/A

What is the primary nature of the establishment? (i.e. family restaurant, fine dining, lounge/nightclub, bar/tavern, coffee house, etc)

Before 10 PM:

Movie theatre

After 10 PM:

Movie theatre

Describe your target market:

Individuals that are of legal drinking age; that do not want juice, pop or water to have alongside their popcorn or other theatre food, such individuals can now enjoy beer, cider or wine while watching their movie.

Describe the proposed security both internally and exterior to the establishment (i.e. total number of staff, training or experience of staff, number of security persons):

Before 10 PM: N/A

After 10 PM:

N/A

Note: If you require more space please attach additional documentation to this form.

Are all security personnel trained and licensed? Yes _____ No _____ Describe (i.e. in-house or hired service)

N/A

Note: If you require more space please attach additional documentation to this form.

Are exterior line ups (queues) anticipated for your establishment? Yes _____ No ☒



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Liquor Licence Application Questionnaire

OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS (Continued)

Is either internal or external video surveillance planned for the establishment?

Yes _____ No X _____ Describe

Current surveillance already exists internally

Note: If you require more space please attach additional documentation to this form.

Describe your plans for crowd management:

Before 10 PM:

By actively scheduling show times at certain time frames with adequate time in between for the movie to commence, finish, and give guests enough time to arrive, get comfortable and then depart prior to the next show; Cineplex has been successful in managing crowds with their establishment.

Note: If you require more space please attach additional documentation to this form.

After 10 PM:

By actively scheduling show times at certain time frames with adequate time in between for the movie to commence, finish, and give guests enough time to arrive, get comfortable and then depart prior to the next show; Cineplex has been successful in managing crowds with their establishment.

Is a cover charge to enter the premises proposed? Yes _____ No ☒ (routinely / special events)

What is the anticipated percentage of liquor sales to gross sales? 0.23%

OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS (Continued)

Describe the nature of the proposed seating for the venue (i.e. dining tables, cocktail tables, stand up bar):	Indoor Area	Movie theatre auditorium and party room
	Outdoor Area	N/A
Describe any food preparation facilities for the venue:	Indoor Area	quick service restaurant style kitchen
	Outdoor Area	N/A
Describe any other type of business to be operated from the establishment on a permanent basis, or from time to time (i.e. bakeshop, variety store, grocery store, billiard hall, take-out restaurant, adult entertainment, non-motorized refreshment vehicles, etc?):	Indoor Area	N/A
	Outdoor Area	N/A
If yes, are the businesses physically separated from the licensed area(s) so that access or exits to and from the other business are not through the licensed area(s)? Provide full details:	Indoor Area	
	Outdoor Area	
Describe any ancillary entertainment (i.e. video games, pool tables, etc):	Indoor Area	video games and party room
	Outdoor Area	N/A

OPERATING HOURS, TARGET MARKET, NATURE OF BUSINESS (Continued)

Describe any musical entertainment to be provided (i.e. dance floor, live/recorded music, amplified sound, etc)	<u>Indoor Area Only</u>
	Dance Floor
	Yes _____ No <input checked="" type="checkbox"/>
	Live Music
	Yes _____ No <input checked="" type="checkbox"/>
	Recorded Music
	Yes _____ No <input checked="" type="checkbox"/>
	Amplified Sound
	Yes _____ No <input checked="" type="checkbox"/>
	Unamplified Sound
	Yes _____ No <input checked="" type="checkbox"/>
	<u>Outdoor Area Only</u>
	Dance Floor
	Yes _____ No <input checked="" type="checkbox"/>
Live Music	
Yes _____ No <input checked="" type="checkbox"/>	
Recorded Music	
Yes _____ No <input checked="" type="checkbox"/>	
Amplified Sound	
Yes _____ No <input checked="" type="checkbox"/>	
Unamplified Sound	
Yes _____ No <input checked="" type="checkbox"/>	



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OWNERSHIP/MANAGEMENT INFORMATION

Describe the owner or operator's performance record including any by-law violations, building, health, fire code deficiencies noted on an inspection report, and any pending charges or convictions or liquor licence offences within the last 3 years:

no outstanding difficiencies or charges

Has a principal officer of the business or a manager of the business been charged with or convicted of a liquor licence related offence? Yes _____ No ☒ _____ If yes, provide details of any pending charge or conviction

Do any of the principal officer(s) or managers of the business have a criminal record? Yes _____ No ☒ _____ If yes, provide a copy of the criminal records check

Is there a pending charge or conviction against the business related to a liquor related offence? Yes _____ No ☒ _____ If yes, provide details

List the names and addresses of any other licensed establishments in Canada owned or operated by the same operator or owner:

Please see attached list.

Note: If you require more space please attach additional documentation to this form.



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Liquor Licence Application Questionnaire

John Ulyot

I _____ (name of applicant/owner), hereby certify that the information provided pursuant to this liquor licence application questionnaire is true, accurate and complete to the best of my knowledge and ability. I understand and acknowledge that if the information with respect to the establishment changes materially, I am responsible for completing and submitting an updated questionnaire. I further understand and acknowledge that the submission of an incomplete questionnaire or the inclusion of false statements is deemed to be a breach of any business licence issued by the City and may be grounds for such licence to be revoked.

Sworn (Affirmed) before me at The City of Barrie,
in the Province of Ontario on the 14th day

October, 2018.

Monique Anne Kovacs
A Commissioner, etc.

[Signature]
Signature of Applicant

Monique Anne Kovacs,
a Commissioner, etc.,
Province of Ontario, for the
Corporation of the City of Barrie.
Expires May 9, 2021

NOTE: This is a sworn (affirmed) affidavit of the deponent only. No investigation has been conducted by this authority to confirm or verify the above sworn information.

The CRIMINAL CODE OF CANADA provides that: everyone commits perjury who, with intent to mislead, makes before a person who is authorized by law to permit it to be made before him a false statement under oath or solemn affirmation by affidavit, solemn declaration or deposition or orally, knowing that the statement is false, is guilty of an indictable offence and liable to a term of imprisonment not exceeding fourteen years (Section 131, 132), or by summary conviction (Section 134).

Personal information on this form is collected to determine any concerns with zoning, non-compliance with any by-laws or general objections to the application by City Council, the municipality, residents, and/or organizations within the municipality. The document and any associated submissions will be made available on the City's website and distributed to various stakeholder organizations and resident associations as well as the Alcohol and Gaming Commission of Ontario. This document is a public record, despite anything in the *Municipal Freedom of Information and Protection of Privacy Act (1990)*, and, until its destruction, may be inspected by any person at the City Clerk's Office at a time when the office is open. Questions about this collection can be directed to the City Clerk, 70 Collier Street, Barrie, Ontario L4M 4T5 (705) 739-4220 Ext 4421.