



Staff Report

PLANNING AND DEVELOPMENT DEPARTMENT

To: Council

File: 4320-50 -429 9th Ave N

From: Phil Armstrong, Dir. of Planning and Development

Date: 2026-07-21

Subject: Rockwater Liquor Licence Application

RECOMMENDATION

THAT Council direct staff to undertake public consultation on the liquor primary applications submitted by the Rockwater Grill and Bar for an expansion, occupant load increase, and licensing the rooftop patio as part of the Rockwater until 2 a.m.

CAO SUMMARY

I support the recommendation as presented.

BACKGROUND

Pat Legare, owner and operator of the Rockwater Grill and Bar and the Whitetooth Bistro has submitted a Liquor Primary Licence application - Job Number: 133644, which has two objectives:

1. The addition of a newly created Interior Licensed Area (the former Reposados space) to the existing licence - Area 2 with a Person Capacity of 40 Persons. This area is located adjacent to the main entrance to the building, and flows directly into the existing interior, Area 1. The intent would be to have the Point of Sale for Off Sales by Existing Endorsement re located from the service bar in Area 1 to the service bar in the new Interior Area 2.
2. Over a decade ago a second storey “rooftop” patio was constructed as part of the liquor primary Rockwater Grill and Bar and it was licenced, by the Province as part of the Whitetooth Bistro, likely so that it could open more quickly. Both establishments have long operated in tandem out of the same kitchen, but the rooftop patio is significantly disconnected from the Bistro and patrons must go through the Rockwater to access the Bistro’s rooftop patio. The operator is proactively seeking to clarify this licensing anomaly – please refer to his enclosed letter.

In reviewing the occupant load, the building official identified that the capacity for Area 1 can increase from 281 to 333 and Area 3 from 75 to 78. Please refer to the enclosed drawing and table below.

Occupant load summary table.

	Current	Proposed
Area 01	281	333
Area 02	Former Reposados space	40
Area 03 – Patio 1	75	78
Area 04 – Patio 2 “rooftop”	Currently licensed under Bistro	96
	Total	548
	Washroom availability limitation ¹ on occupant load i.e. establishment not to exceed 400 persons.	400

¹ The capacity reduction from 548 to 400 is due to washrooms and not to mitigate community concerns as stated at the top of page 3 of the applicant’s letter.

Note the current licence is issued to Canyon's Edge Steakhouse and Grill Ltd (the property owner) but the establishment / licence name is Rockwater Grill and Bar (licence 1010140).

DISCUSSION

The Town of Golden's Policy: [*Application from the Liquor & Cannabis Regulation Branch*](#) sets out a process and consideration for liquor primary applications.

As per section D of the policy factors Council may wish to consider include the following:

- a) *Representations received from the public.*
- b) *The location of proposed use.*
- c) *The general impact on the community.*
- d) *Surrounding land uses and impacts on neighbourhoods.*
- e) *The impact on neighbourhood character of locating more than three or four of the uses described in this policy on the same block.*
- f) *Council should cautiously consider supporting applications that are directly adjacent to, or across the road (with the exception of Highway 95), from areas where children frequent - examples: library, cinema, etc. It is important to recognize that the C2 Mixed-Use Commercial zone is however intended to have a number of uses occurring within its limited land based.*
- g) *Has a plan to create educational initiatives and community benefit around health and public consumption, as well as impairment and safety.*
- h) *The applicant has previous, successful business experience and background.*
- i) *The rendering is attractive and enhances the building or street.*

Also, section C.1.b. states, "for patios Council will typically support a closure of 11:00 PM in order to provide for quiet in mixed use residential commercial areas and nearby residential neighbourhoods."

Section 71 of the *Liquor Control and Licensing Regulation* require the following to be considered:

1. The location of the establishment;
 - a. Analysis:
 - i. this is a small expansion into an existing area (formerly occupied by Reposados) by a successful and professional operator and does not present any concerns.
 - ii. The rooftop patio is across the river from over 40 apartment units.
2. The person **capacity** and the **hours** of liquor service;
 - a. Analysis:
 - i. See capacity summary table above and it would be rare to have the establishment at full capacity.
 - ii. The current hours are not proposed to change. They are Monday to Sunday 12 p.m.(noon) – 2 a.m. For the rooftop patio, it is the Town's C.1.b of the Town's Policy that likely merits the most consideration. As the applicant identifies in their letter the patio is currently and historically licensed as *food primary* until 2 a.m. The patio was opened over a decade ago and the Town's policy for *liquor primary* was adopted in 2019. Pre-application conversations occurred advising this is a new liquor primary application and the policy states "Council will typically support a closure of 11:00 PM" and that the

applicant may wish to present reduced hours for the rooftop patio²; however, the applicant has applied to have the rooftop patio's hours match the ground floor patio i.e. 2 a.m. Council policy's has flexibility with the language of "typically" and a consideration may be the downtown core area with three bars for allowing a later patio closure time or on the other hand, perhaps Council may select to impose a compromise for the rooftop patio hours or follow it's policy and require the new liquor primary patio to close at 11:00 p.m. The applicant has advised that the rooftop patio has very rarely been open late; however this may change as operations evolve in the future.

3. The impact of noise on the community in the immediate vicinity of the establishment;
 - a. Analysis: Council may want to consider reduced hours for the rooftop patio in an effort to reduce late night noise. Over the last seven years there have been a two noise complains submitted to the Town and it was not clear if the noise emanated from the Rockwater or the Riverhouse. Please also refer to the enclosed 2019 briefing note where considerable correspondence was received for a proposed hour change from 2 a.m. to 4 a.m.
4. The general impact on the community; and
 - a. Analysis: no additional comments other than in regard to the rooftop patio hours.
5. The view of residents;
 - a. Analysis: this will be solicited through signage, notice delivery and newspaper ads.

Specifically in regards to items D.g-i, the applicant's letter addresses these policies well by speaking to their experience, staff education, signage, and a professional consultant to provide education on compliance and public safety.

In conclusion, staff recommends proceeding with public notification to gather public feedback prior to Council fully considering the application.

DECISION FACTORS

Council Context

Strategic Lens (Alignment to OCP, Bylaws, Existing Legislation)

This business is consistent with the zone's purpose and is supported by numerous OCP statements, including diversifying the economy, rsupporting a range of social opportunities, improving the community's overall visual appearance, strengthening tourism, increasing private investment.

Corporate Lens (Indigenous Relations and Climate Resilience)

N/A

² In the past, and although on the periphery of the downtown, the brewery, the distillery, the former legion location all had patios approved that closed at 11:00 PM.

Communication (Scope and Tactical Outputs)

Public notification will occur as per the Town's policy.

Financial (All Term Budget Impacts/Asset Management Impacts/Practicality)

Application fees have been paid.

Administration Context**Administrative (Policy/Procedure Relevancy, Work Plan Impact)**

Part of the Planning and Development department's work plan to process these applications.

OPTIONS

Council may either choose to conduct public notification with:

1. The applicant's proposed hours of the rooftop patio closing at 2 a.m. **(recommended)**;
or
2. Reduced rooftop patio hours -- as selected by Council. Note that during final Council consideration scheduled for August 16th, the hours can still be reduced.

Respectfully Submitted,



Phil Armstrong MCIP, RPP

Director of Planning and Development

Enclosed

- ✓ Proposed occupant load drawing
- ✓ Letter from applicant June 2026
- ✓ 2017 Town briefing note with public correspondence

Rockwater Grill & Bar

Overall Layout - 2026

ISSUED FOR:

Rev. No.	Rev. Stage	Rev. Date / Initials
01	Rev Stage 1	07.30.2024 / MB
02		
03		
04		
05	Final Layout 2026	02.19.2026 / MB
06		
07		
08		

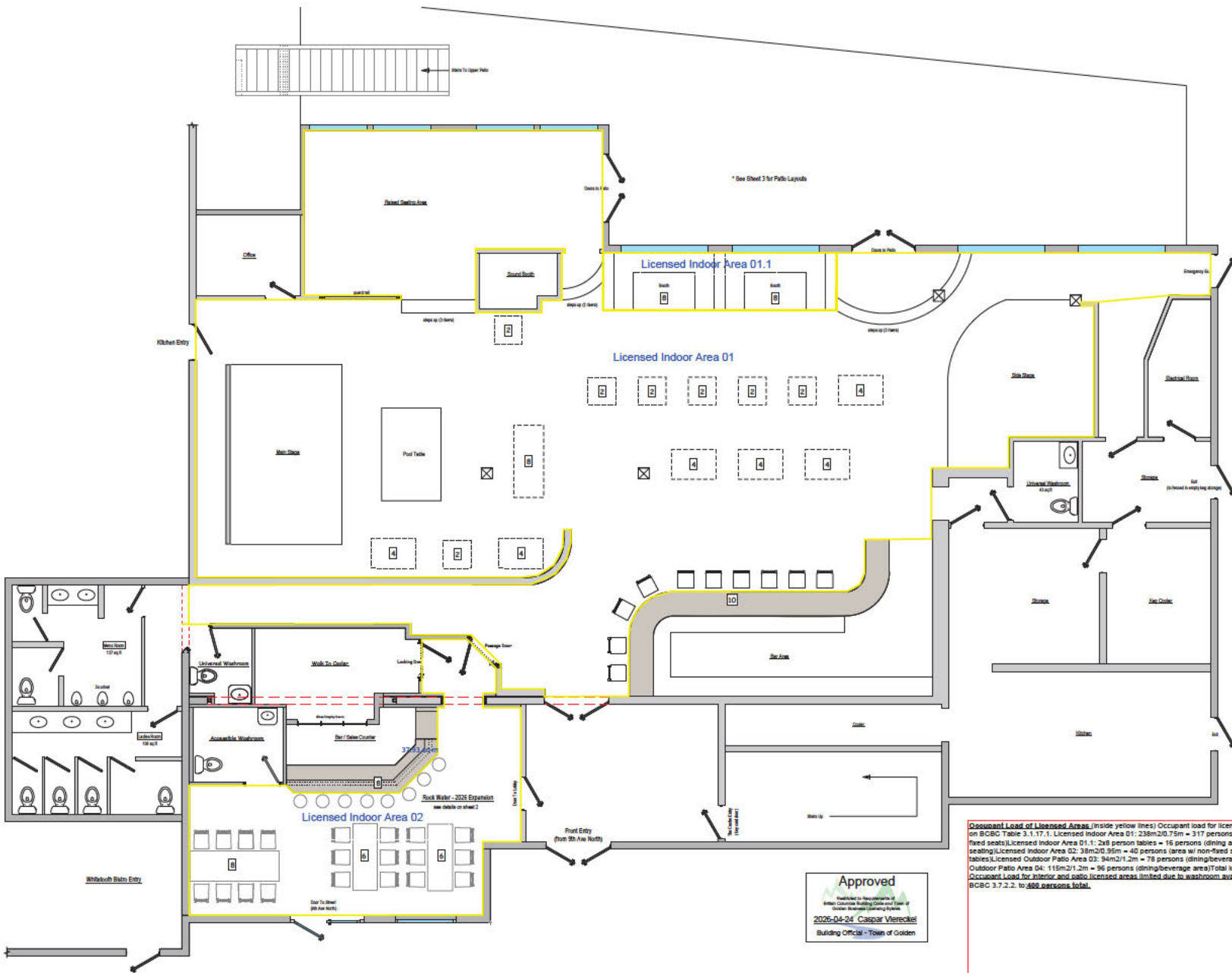
JOB NUMBER : 202602
SCALE : 1/4" = 1'
PAPER SIZE : ARCH D

DETAIL SHOWN:

Plan View
Main Floor

SHEET NO.:

1/3



Approved
2026-04-24 Caspar Vireckel
Building Official - Town of Golden

Occupant Load of Licensed Areas (inside yellow lines) Occupant load for licensed areas based on BCBC Table 3.1.17.1. Licensed Indoor Area 01: 238m²/0.75m = 317 persons (area where fixed seats); Licensed Indoor Area 01: 248 person tables = 16 persons (dining area w/ fixed seating); Licensed Indoor Area 02: 38m²/0.95m = 40 persons (area w/ non-fixed seats and tables); Licensed Outdoor Area 03: 94m²/1.2m = 78 persons (dining/beverage area); Licensed Outdoor Area 04: 115m²/1.2m = 96 persons (dining/beverage area); Total load: 548 persons. Occupant Load for interior and patio licensed areas limited due to washroom availability per BCBC 3.7.2.2. to 400 persons total.

Rockwater Grill & Bar

Interior Suite Expansion - 2026

TITLE :

Rev. No.	Rev. Stage	Rev. Date / Initials
01	Rev. Stage 1	01-10-2024 / MB
02	Rev. Stage 2	02-10-2024 / MB
03	Rev. Stage 3	03-11-2024 / MB
04	Rev. Stage 4	04-12-2024 / MB
05	Final Layout '26	05-10-2024 / MB
06		
07		
08		

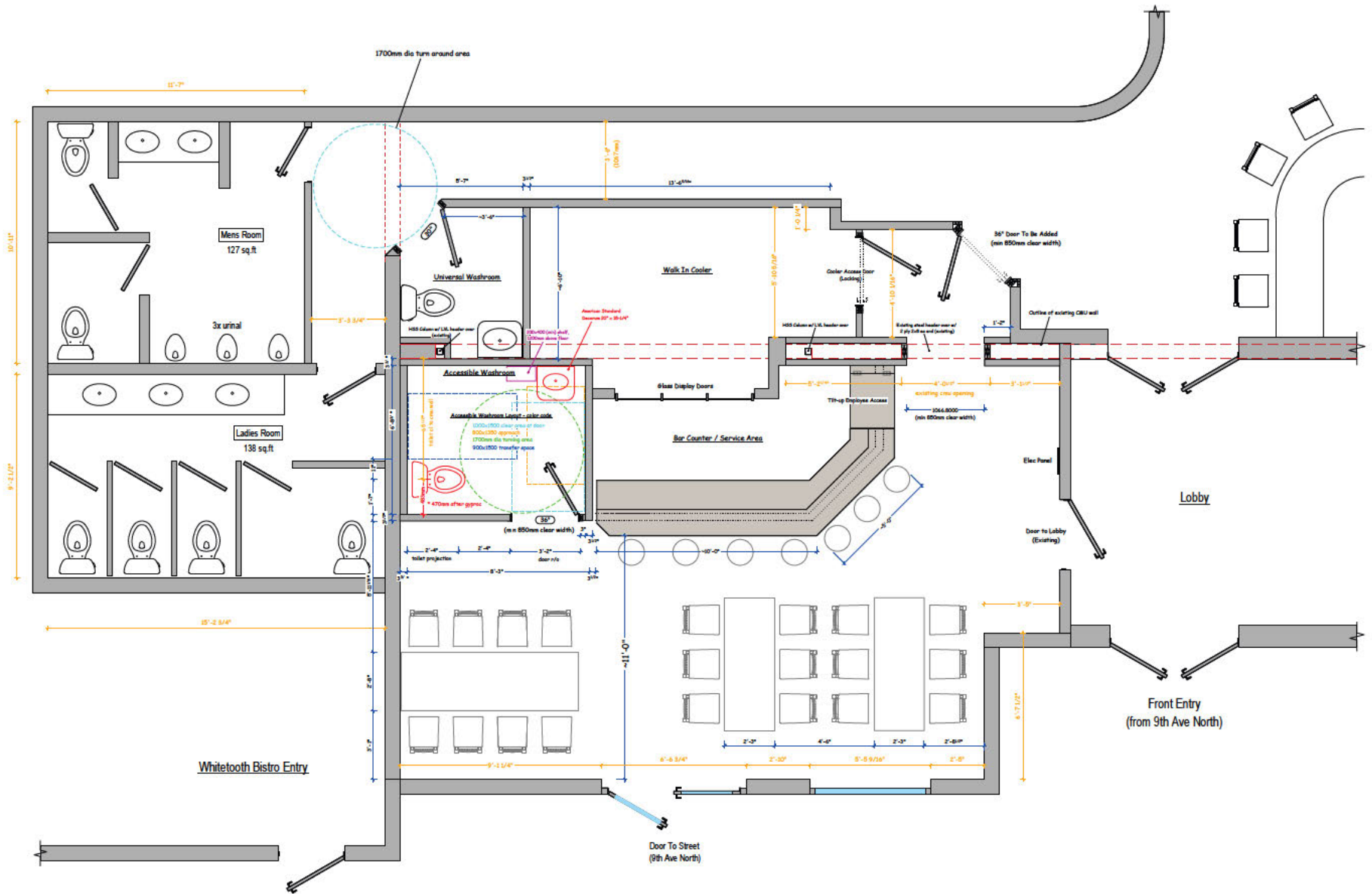
JOB NUMBER : 202602
SCALE : 1/2" = 1'
PAPER SIZE : ARCH D

DETAIL SHOWN :

Plan View
Expansion '26

SHEET NO. :

2/3





Rockwater Grill & Bar

Exterior Patio Areas

TITLE:

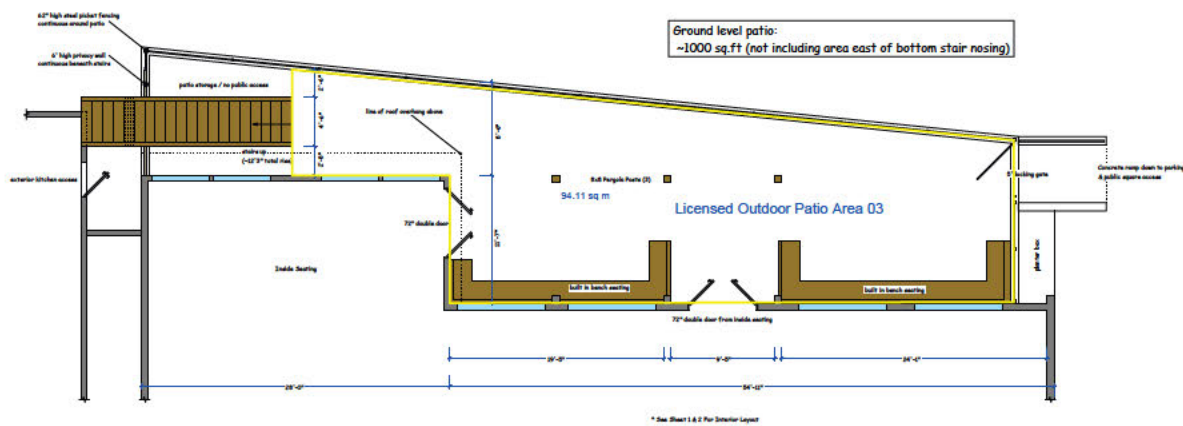
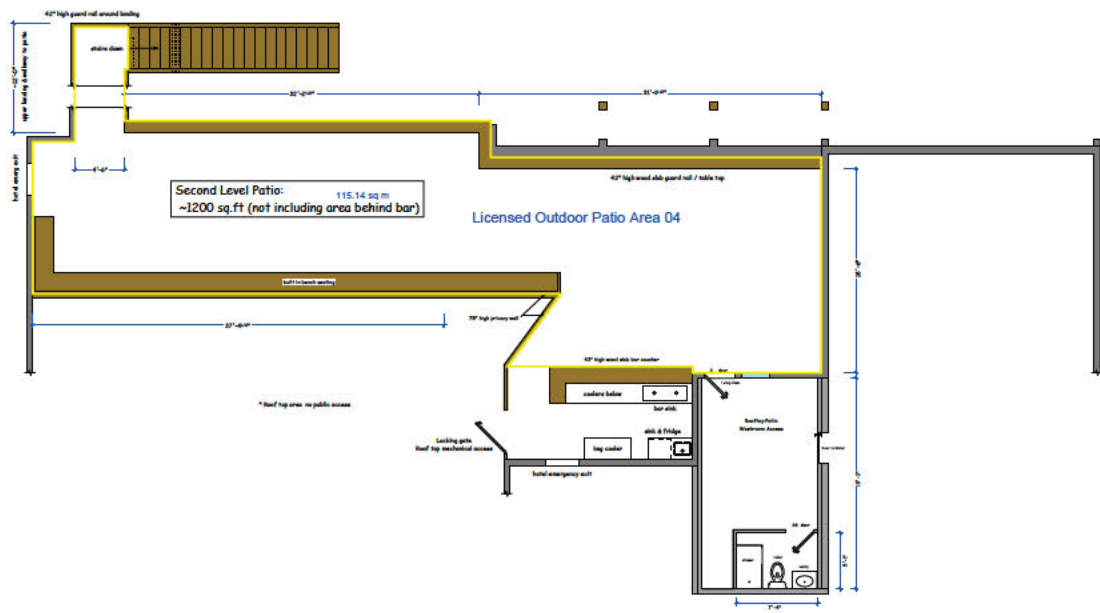
Rev. No.	Rev. Stage	Rev. Date / Initials
01	Final Plans	05-13-2024 / NAB
02	Final Plans	06-07-2024 / NAB
03		
04		
05	Final Layout '08	03-18-2025 / NAB
06		
07		
08		

JOB NUMBER: 202406
SCALE: 3/16" = 1'
PAPER SIZE: ARCH D

DETAIL SHOWN :

Plan View
Patio Areas

SHEET NO. :
3/3



Re: Proposed Changes to the Rockwater Grill & Bar; and Whitetooth Bistro, Golden BC

Introduction

This application deals with the removal of an existing Licensed Patio from the Whitetooth Bistro; and it's addition as a Licensed Patio to the co located Rockwater Grill. It also deals with the addition of a second licensed interior area to the Rockwater Grill which was previously operated as Reposados Licensed Restaurant within the same building.

Background

The Whitetooth Bistro operates as a Licensed Food Primary Restaurant pursuant to BC Liquor Licence # 058295

It is located at 429 9th Avenue N, GOLDEN, B.C., V0A1H0.

The Rockwater Grill operates as a Licensed Liquor Primary Bar & Grill pursuant to BC Liquor Licence # 010140

It is also located at 429 9th Avenue N, GOLDEN, B.C., V0A1H0.

Both establishments form part of a larger Hotel Complex (previously the Big Bend Hotel) located at the same address. The building also houses hotel style accommodation.

Both establishments have exterior licensed patios - Currently these are located as follows:

Food Primary Patio 1 - On Street to North frontage of building

Food Primary Patio 2 - 'Roof Top' patio at 2nd Floor Level to Rear (South) of Building - This Patio is a 'licensing anomaly' having been grandfathered in as a stand alone patio that was not connected directly the Food Primary interior, or another Food Primary patio. It is directly connected to Liquor Primary Patio 1 by a short outdoor stairway. These two patios flow naturally into one another via the stairway, and are both located at the rear of the building overlooking the river. Liquor Primary Patio 1 is at ground level below Food Primary Patio 2.

Food Primary Patio 3 - Off Street Seating in Alleyway to East side of Building

Liquor Primary Patio 1 - As referred to above. This patio fully abuts the Licensed Interior of the Rockwater Grill, and houses the stairway to Food Primary Patio 2.

The Rockwater Grill has a large licensed Interior (Person 01) situated towards the rear of the building.

As one enters the building to the front via the Hotel Lobby, there is a currently unlicensed room to the right hand side - This was previously occupied by an independently operated Food Primary Restaurant (Reposados). This room has direct access from the rear into the licensed area, Person 01

Intent

The Rockwater Grill and Bar (LP #010140), and the Whitetooth Bistro (FP# 058295) are both located within the same building located at 429 9th Avenue N, GOLDEN, B.C., V0A1H0.

The businesses are both licensed by the same Licensee, who owns the building.

The building housing both businesses, in the past formed a single establishment known as the

'Big Bend Hotel'.

The intent of this application is to remove Food Primary Patio 2 (with an associated capacity of 93 Persons) from Food Primary Whitetooth Bistro Licence. The Liquor Primary application requests the addition of the same Patio to the Liquor Primary (Rockwater Grill) licensed area of the building, to which it is directly adjacent.

In effect, the location and structure of Food Primary Patio 2 will remain unchanged, with only some cosmetic upgrades to the lay out. Access to the patio will also remain unchanged, and will be via the stair way from the lower level Liquor Primary Patio 1.

Essentially Food Primary Patio 2 will simply become Liquor Primary Patio 2, naturally flowing from Liquor Primary Patio 1

Food Primary Patio 2 will continue to operate under the terms of the existing Food Primary Licence until such times as approvals may be given under both the relevant LCRB applications. The intent being is that the Patio will transition seamlessly from Food Primary to Liquor Primary on the same date.

The existing capacity across the Food Primary areas will reduce from 196 to 103 should this application be approved. No changes are being made to the structure, or capacities of remaining Food Primary areas (Person 01, Patio 1, and Patio 3).

In addition it is intended to add a second interior licensed area to the Rockwater Grill Liquor Primary areas. This will include the addition of a smaller interior area adjacent to the main front entrance to the building, which will house it's own service bar and seating area. The business intent is to use this area as a 'Pub' area primarily during quieter periods, and avoid the necessity of staffing and opening the entire interior area (for example in shoulder seasons). Family Food service will also be available in the new Liquor Primary Area (Person 02), as it currently is in Person 01.

The Rockwater Grill holds a liquor licence endorsement that permits off sales - The point of sale for these is currently the existing service bar in Person 01. The LCRB application is requesting that the Point of Sale for 'Off Sales' be relocated to the new service bar in Person 02. This will ease monitoring and compliance as regards patrons purchasing off sales, and immediately removing them from the licensed area.

The existing capacities by occupant load across the Liquor Primary areas will increase as follows:

Person 01 (Existing):	333 Persons from 281
Person 02 (New):	40 Persons from 0
Patio 1 (Existing):	78 Persons from 75
Patio 2 (Transferred from Food Primary Area):	96 Persons from 93

Total Occupant Load : 547 Persons, Capped by Town of Golden to 400 Persons across the entire Liquor Primary Areas at any one time.

Operation and Hours

Current Licensed Hours:

Liquor Primary - 12MD to 2AM Daily

Food Primary - 9AM to 2AM Monday to Saturday - 9AM to 12MN on Sunday

There is no application to change the operating hours of either the Liquor Primary or Food Primary areas at this time - It is recognized that all areas under the Liquor Primary Licence can operate to 2am daily. This would include both the new interior area; and also upper level Patio 2 which is being transferred from the Food Primary Licence. This would extend the operating hours of this patio from Midnight to 2 am on Sundays. On all other days of the week the hours are already set until 2am.

The intent of the operator is to continue to operate the upper level patio in the same manner as it has operated since it was first licensed and opened. The seating plan is primarily in a format that lends itself to dining, and food will be available during the majority of hours of operation.

When in use the upper patio will have staff dedicated to serving and supervising patrons in that location. A strong emphasis is put on the maintaining a low level of noise in this area, as this would impact negatively on the hotel accommodation section of the building which is located on the same level as Patio 2. This will continue to be a priority for the operators, both with regard to hotel residents, but also those living directly across the river from the establishment,

Other than those dwellings located across the river, there are very few residents in the buildings adjoining the establishment, or those adjacent to it, as the establishment is located in the Downtown Business core. There are no minor specific facilities, education facilities, or places of worship in the immediate vicinity.

The majority of the licensed areas within the Liquor Primary area will continue to be adjacent to the River, and the River Path, so any disturbance to passersby will be limited.

Compliance

It is recognized that the increase in capacity to any Liquor Primary facilities, and especially the addition of outdoor patios can generate concern for Local Government, and for the surrounding community.

In this case the Town of Golden has already mitigated the risk of these concerns by reducing the overall occupancy of the establishment from 547 to 400 across all areas at any one time.

It is also important to note that Patio 2 has existed and operated as a licensed patio for many years - Liquor service has been prevalent both on it, and the lower level patio, especially during the summer months. Since the current operator has managed and operated the establishment, there have been no identified issues with Public Disturbance; and LCRB have not taken enforcement action or issued penalties against the operator, or Licensee.

The operator has many years of experience, and a proven history in the Community of good service delivered in compliance with BC Regulations and local By Laws.

Staff in the establishment have significant experience across the Food and Beverage sector; and have all been certified under the Serving it Right program.

In addition the operator employed a consultant who delivers additional presentations to Food & Beverage Staff and managers with particular emphasis on compliance, public safety, and public disturbance. Their background includes Policing, BC LCRB, and as a Risk /Security Manager.

The operator also takes the risks associated with the consumption of liquor seriously, and to these ends approaches their role in a professional manner, ensuring that staff are maintaining compliance during all aspects of their role; and are diligently supervising their customers.

Educational 'Alcohol Sense' posters are displayed within the interior licensed areas with a view to reminding patrons to make informed choices.

Appropriate signage can be deployed to prevent the unapproved movement of liquor from the establishment to public areas - Staff are cognizant to the risks presented in these circumstances. Signage can also be utilized reminding patrons on patios, or as they leave the premises, of the need to be good neighbours to residents nearby; and to keep noise to a minimum. Staff are trained to provide advice on this topic both on the patios, and at exit points.

Staff are also required to check the external area surrounding the establishment to prevent patrons from loitering in the area; and to remove any litter or garbage left behind by patrons as

they leave.

Public Engagement

This process includes a public consultation section conducted either by the Town of Golden, or by LCRB.

This consultation will serve to highlight any concerns from local residents, and provide an opportunity for any risks identified to be removed, mitigated or managed by the use of appropriate strategies like those outlined in 'Compliance' above.

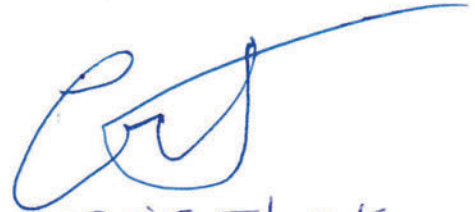
The record of the Operator in this case; the fact that both the upper and lower level patios have operated as a licensed patios to 2 am for a considerable time; and the pre existing lack of complaints regarding the operation of the establishment lend significant support to the merit, of this application.

It is respectfully submitted that approval of the application would not attract significant risk to either public safety or the harmony of the local community. That said, there is no existing necessity for the use of additional Terms and Conditions on the Liquor Primary Licence to restrict its operation.



PATRICK LEGARE
BUSINESS OWNER

JUNE 10/2026



CURTIS TITARTE
Building owner

JUNE 10/2026



Briefing Note

To: Council
From: Phil Armstrong, MDS / Planner
Date: 2017 05 13 (Council 2017 05 16)
File: 4320-50-429 9th Ave N Rockwater

RE: Rockwater Application for a Permanent Change to Liquor License Change to Hours of Sale

SUMMARY OF ISSUE

The owners of the Rockwater have applied to the Liquor Control and Licensing Branch (LCLB) to change their hours of liquor sale from noon to 2:00pm to noon to 4:00am. As a part of its application process the LCLB is seeking the position of Council on the matter.

BACKGROUND

The owners of the Rockwater have applied to the Liquor Control and Licensing Branch (LCLB) to change their hours of liquor sale from noon to 2:00pm to noon to 4:00am.

The rationale provided by Pat Legare, the manager, (and application contact person), is that the intent is not to stay open regularly until 4am, but rather to save time and fees by not having to regularly apply to LCLB for a special event temporary change to hours of sale.

Below is a brief history of the Rockwater's approved temporary change applications. Note only a maximum of 6 dates can be applied for in a year as temporary changes and an application costs \$330 dollars. An application can be for one specific date or up to six days. The application is \$330 per application and the application can consist of more than one date.

- 2017 APR 16 - 9th Annual Ski Patrol Gathering
- 2016 OCT 31 - Halloween
- 2015 02 21 - Music fest
- 2015 03 29 - Fundraiser
- 2015 04 05 - Resort End of Season
- 2014 FEB 22 - Golden Sound Fest
- 2014 APR 6 - Resort Ending - Resort Staff
- 2014 AUG 22 and 23 - Golden Sound Fest
- 2014 OCT 31 - Halloween

It is in the legislation that the hours can also be extended on New Year's Eve.

Comparison to Liquor Primaries in the rest of the province:

- Liquor Primaries open until **4am – 7 days a week:**
 - Fruitvale - Villagers Inn Pub & Restaurant.
 - Richmond Airport - British Airways Executive Club.
- Liquor Primaries open until **4am – Friday and Saturday:**
 - Kitimat - Kitimat Hotel (closes at 2am Sunday).
 - Stewart - Kajos Cabaret (closes at 1am Sunday).
- Liquor Primaries open until **3am – 7 days a week:**
 - Vancouver - 30 downtown locations.
 - Prince George - 7 locations.
 - Penticton, Sun Peaks, Trail, West Vancouver - 1 location respectively.

- **Liquor Primaries open until 3am – Friday and Saturday:**
 - Vancouver 81 locations (mostly downtown).
 - Burnaby, Grand Forks, Sun Peaks, Trail, West Vancouver (Trail has an additional location to above).

DISCUSSION

The Liquor Control and Licensing Act and its Regulations stipulate that Council consider the following prescribed criteria before providing comments and recommendations:

1. *The location of the establishment:*

Analysis: The location of the Rockwater is in the downtown core while also across the river from two multi-family apartment buildings as well as across the river from the Town's main residential area.

2. *The person capacity and the hours of liquor service:*

Analysis: The capacity of the Rockwater is 281 interior and 75 patio (note the rooftop patio is technically licensed through the Whitetooth Bistro which has food primary license). The current hours are from noon to 2am.

Based on the above criteria, Council should consider their view in regards to:

3. *The impact of noise on nearby residents:*

Analysis: Historically there have been complaints from residents in regards to noise from the Rockwater, particularly from the apartments across the river.

Liquor Primary / Manufacturing Facility	Open	Close
Mad Trapper Pub	10am	2am
River House Tavern	Noon	2am
Omega Bar & Grill	11am	2am Midnight (Sun.)
The Golden Taps Pub	11am	2am
Rockwater (Big Bend Hotel)	Noon	2am
Legion	11am	1am (Mon.-Thurs.) 2am (Fri.-Sat.) Midnight (Sun.) Patio 11pm
Whitetooth Brewery	11am	1am

4. *The impact on the community if the application is approved;*

Analysis: RCMP Detachment Commander Sgt. Betty Watson has expressed concerns that RCMP staffing levels do not currently, nor will they in the future, support 24 hour policing, and as such we run on call periods. Should issues arise after bar close (proposed for 4:00 am), we would have limited resources to deal with issues surrounding disturbances, vandalism, liquor act offences, and impaired drivers could go undetected. We are not opposed to pre-planned events held at the Rockwater, in which case they apply on a case by case basis for an extension of hours. This allows for us to plan in advance and resolve any staffing issues and the concerns identified above. Please refer to her enclosed correspondence.

It was discussed with the Sgt., if there were any benefits in staggering bar closure hours, but it was felt that this was not the case and if Council grants a change in hours beyond 2am they may face additional applications from other liquor primary establishments in the community.

5. *The view of residents and a description of the method used to gather views.*

Analysis: Advertisements were placed in the Golden Star on May 4th and May 11th and a sign was posted fronting the property on May 4th. Additionally, because of the more unprecedented nature of this particular change of hours application staff mailed and deliver notices to property owners and occupants within 100m of the subject property (similarly to a variance or a rezoning).

Written submissions in opposition to the application were received and are enclosed with this report. Council as per the notice should provide any members of the public present at the meeting an opportunity to address the application.

IMPLICATIONS

Strategic	Nil
Financial	-The applicant has been requested to pay for advertising and sign costs; Council may wish in the future to impose a fee for processing these applications at the local government level.
Administrative	-Part of the MDS workplan to process liquor license applications.

OPTIONS

1. Approve the application as submitted;
2. Modify the application as council deems necessary; for example:
 - a. Limit the days to Friday/Saturday or Friday/Saturday/Sunday;
 - b. Reduce the hours to 3am;
 - c. Note it is not an option to specify a certain number of days in a year or allotment of dates.
3. Reject the application;
4. Inform the LCLB that the municipality chooses to provide no comment;

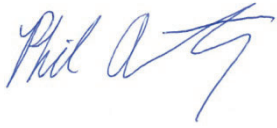
Staff has provided a template resolution for Council below.

THAT per the May 16th, 2017 Briefing Note *Rockwater Application for a Permanent Change to Liquor License Change to Hours of Sale* received from the MDS, the following prescribed criteria per s.71 of the Liquor Control and Licensing Regulation have BEEN CONSIDERED, being:

- *The location of the establishment;*
- *The person capacity and the hours of liquor service;*
- *The impact of noise on the community in the immediate vicinity of the establishment;*
- *The general impact on the community;*
- *The view of residents;*

AND THEREFORE Council _____ (APPROVE/REJECT) the Change in Hours of Sale to noon to 4:00am, from Monday to Sunday, for the Rockwater Grill & Bar located at 429 -9th Avenue South in Golden based on the rationale that _____

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Phil Armstrong", with a stylized flourish at the end.

Phil Armstrong MCIP, RPP

Manager of Development Services / Planner

Enclosed

✓ Written submissions

Viv Thoss

From: faevan1 [REDACTED]
Sent: May-08-17 10:26 PM
To: Viv Thoss
Subject: Notice of Application re: Liquor License Application

Follow Up Flag: Follow up
Flag Status: Flagged

To Whom it May Concern.

This is to inform you that we have been inconvenienced over the past few years, with the Rockwell Bar & Grill 's music if you call it that, till 2 A.M. the base of their music disturbing myself, and others in the apartment building to the point of being ridiculous... Anyone who wished to attend church on Sunday morning, could not, as I would be awake till after the music stopped. after 2 A.M.

I feel it is an infringement on my privacy for them to be allowed to extend the hours even further to 4 A.M. I feel that this should not be allowed for the sake of not only myself, but elderly people, and those working shift work, not only in Glen Crichton Manor, but Charlotte Manor . My address [REDACTED]
[REDACTED] We are right across the river from the Bar and Grill. Many times last year when it closed at 2 the police would have to be called because of the drunks walking, falling, yelling, on the path beside our building, not to mention fighting.....

I also was informed that the owner of the Rockwell Bar & Grill is opening a bar in Revelstoke B.C. Would he be trying to make a few more dollars to help pay for his new place in Revelstoke? at our expense.

I am so hoping that the Rockwell Bar and Grill will not be granted an extension

Thank You for your consideration.

Faye Van Haaren.

Viv Thoss

From: Garth & Marlene Thompson [REDACTED]
Sent: May-10-17 5:22 PM
To: Viv Thoss
Subject: Feedback to Notice of liquor license application

I am letting you know that I am against the notice of liquor license application for the Rockwater Grill & Bar at 429 -9th Ave. N. As an occupant within 100m of the subject property; I am very concerned. With the very loud unbearable music as it is now; there is only more to come with the warmer seasons upon us. It is not fair to anyone within this area. Extending the hours is not a good business plan.

Also one will find that along with type of business that there is always the garbage and broken glass left on our beautiful streets and paths of Golden. Not a pleasant sight.

Sent from Samsung tablet

Phil Armstrong

From: Betty WATSON [REDACTED]
Sent: May-10-17 6:16 PM
To: Phil Armstrong
Subject: RE: Rockwater Liquor License Hours Extension

Good day Town of Golden Mayor and Counsel,

I understand that the Rockwater is applying to have the hours for operation extended until 4:00 am.

Mr. Legare did attend the Detachment a few weeks prior and did discuss this with Cst. Lainchbury, who spoke with me regarding the hours extension. Although we understand Mr. Legare's point of view, at this time we would not be supportive of a permanent extension to operate until 4:00 am on any or every day of the year, for the following reason:

1. Our staffing levels do not currently, nor will they in the future, support 24 hour policing, and as such we run on call periods. Should issues arise after bar close (proposed for 4:00 am), we would have limited resources to deal with issues surrounding disturbances, vandalism, liquor act offences, and impaired drivers could go undetected.

We are not opposed to pre-planned events held at the Rockwater, in which case they apply on a case by case basis for an extension of hours. This allows for us to plan in advance and resolve any staffing issues and the concerns identified above.

Regards,



Betty WATSON (Sgt./Serg.)
Detachment Commander/Chef de Détachement
Royal Canadian Mounted Police (RCMP) – Golden/Field | Government of Canada
Gendarmerie Royale du Canada (GRC) – Golden/Field | Gouvernement du Canada
Tel./Tél.: (250)344-2221
[REDACTED]

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Viv Thoss

From: Ryan Watmough [REDACTED]
Sent: May-10-17 3:52 PM
To: Viv Thoss
Cc: Phil Armstrong
Subject: Re: Application for Extended Bar Hours at RockWater

Dear Town of Golden Council,

It was brought to my attention on the evening of Tuesday May 9th, 2017 that the RockWater had applied to extend their business hours from 2am to 4am. I was informed by a concerned citizen, living on the other side of the river, that the applicant had been directed to post this information for public consultation to residents within 100m.

In short, I am 100% against this extension of hours. As a resident living ~200m from the applicant, we have the misfortune of hearing loud music, yelling, screaming and the fights that occasionally spill from outside the bars into Spirit Square (as it is between the bar) and Mary's Motel. The clientele expected between 2am and 4am and afterward will not likely be any more peaceful or better mannered than the drunken crowd leaving before 2am. While my hearing is considerably younger than most of my elderly neighbours, some late night post-bar sounds and the occasional follow up by the RCMP can wake the dead.

Further, should Town Council decide to extend the hours of the applicant, it should formally nominate the fountain in Spirit Square as the world's most beautiful public en plein air urinal, as it already receives a large supply of recycled beer and highballs year round. And maybe even build on this theme by installing a recycled-waste-water shower. But I'm not certain that this is the type of visitor Tourism Golden is targeting.

Please don't confuse these concerns with classic NIMBYism. Play, sleep, work and do it again, but I don't believe any bar needs to have the capability be open after 2am every day of the year. But especially bars located ~200m from a touted "seniors apartment" building.

Regards,

Ryan Watmough
Phone: [REDACTED]

Viv Thoss

From: [REDACTED]
Sent: May-09-17 8:17 AM
To: Viv Thoss
Cc: Annette Luttermann
Subject: Public Notice - Liquor Application - Rockwater

Follow Up Flag: Follow up
Flag Status: Flagged

To Town Council:

I strongly object to the application by Rockwater Grill and Bar to extend their service hours from 2am to 4am. We live on [REDACTED] approximately 650m from the bar as the crow flies. In the summertime when the weather is fine and the windows are open we can hear the live music emanating from the Rockwater clear enough to understand all the words and sing along. Sound travels far in the thin, dry mountain air. It is already a considerable disturbance when one is trying to get some sleep. After the bars close, there is the usual parade of drunks bumbling back through the residential streets, carrying on their party, arguments, and fights, with little care for the people trying to get a decent sleep.

If this application is approved, this nightly summertime circus will continue until dawn, diminishing the prospect for the rest of us to get even a few hours of undisturbed sleep.

Please consider the quality of life of Golden residents over the interests of one business, and reject this application.

Todd Keith

[REDACTED]
Golden, BC
[REDACTED]

May 8, 2017

Town of Golden

Attention: Council and Staff

Regarding: Extended hours and license application for The Rockwater to 4 AM 7 days a week

Thank you for your time and consideration regarding our concerns with the above mentioned application for operation and license extension at The Rockwater.

As residents of the Glenn Charlotte apartment building, we are as strongly opposed to this application as we possibly can be. Presently, the Rockwater's noise level is unacceptable at best several nights of the week in the winter and most nights of the week during the summer. With full-time day jobs, the noise level both inside the venue during operating hours and outside of the venue during and after hours, already presents a challenge to get to sleep before 3 am more often than is reasonable. Extending the hours to 4 am, seven nights a week will increase this issue and add more issues.

What are the other issues? The state of clientele who have been able to consume alcohol until 3 or 3:30 in the morning will obviously be less than desirable. The possibility of violence in the wee hours of the morning, a rise in petty yet costly crime occurring, a flare-up of drug-use and availability are the worst-case scenarios. Concerns for the state of downtown Golden with vandalism, urinating in the streets, garbage and an increase in general mischief are a reasonable expectation along with the additional noise. A very possible increase in traffic along the path beside the residences on the opposite side of the river from the Rockwater puts vehicles and other property at a greater risk at a vulnerable time of night.

We are very supportive of local business in Golden. We live and work here full-time, year round in locally run businesses. We are also heavily involved in the local music scene, often directly at the venue in question and therefore support the value of its existence in our community. However, the prospect of this license extension is a negative strike that threatens our quality of life here in this beautiful town. If we could move to a quieter, less busy part of town, we absolutely would. That is an on-going issue that I am sure you would fix if you could and therefore you know it's not a feasible solution for this situation. It's a disappointment to dodge fried chicken, left-over corn dogs, unmentionable and questionable substances on the way to work each morning but it's more of a bad impression to our visitors out for an early stroll than an impact on our quality of life. The idea that the blaring music and screaming humans that plague us several nights week from the venue across the water could be a nightly reality is very disturbing however.

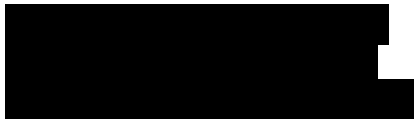
The fear that could also be considered is that people who finally decide to leave the Glenn Charlotte and Glenn Creighton and perhaps other residences affected by this application will be forced to leave Golden all together as the options for other, quieter places to live are at an all time low. Let us not devalue the importance of the solace of home, wherever it may be.

Assuming the purpose of this application is to allow a local business an opportunity to create additional revenue we will not be the first to suggest the Rockwater offer music and other entertainment that starts earlier than most entertainment currently does. To allow for patrons to come for dinner and then enjoy the show, thus increasing the amount spent per cover and further allowing for a varied clientele to partake in The Rockwater's offerings would be appreciated among many. It is a fact that liquor is marked up considerably more than food, however in a small town, the possible negative outcomes of this application are far greater than a possible few extra bucks in the wee hours of each morning. We are aware that all of this can and will be defended from the other side, and if this were the only possible way for the business to increase revenue then it would be a different conversation. Stay open until 4 am for special events, sure why not? Every day? No.

Thank you very much for the notice regarding this application and the opportunity to voice an opinion. While our tourism industry is an integral part of our lives here, it's the quality of life and the importance of the local contingency that makes Golden home.

With kindest regards,

Courtney Allen & Jackson Baker



Phil Armstrong

From: Betty Tegart [REDACTED]
Sent: May-10-17 8:06 PM
To: Viv Thoss
Subject: Keeping bars open until 4AM

Please do not allow this bar to stay open until 4AM. 2AM is quite long enough. the noise they make keeps everybody awake. There are many elders in the apartments across the river. People come across the bridge and take shortcuts through our parking lot and holler and yell very loudly. they also fight at times.

Phil Armstrong

From: Campharm88 [REDACTED]
Sent: May-11-17 9:09 AM
To: Viv Thoss
Subject: Application for liquor license extension at Rockwater

Dear Viv,

I am writing to express my objection to this application as I am a resident of the Glen Charlotte building at the end of 8th Ave next to the pedestrian bridge.

I already experience significant disruptions to my sleep particularly between 2-3am when the River house closes at 2:30am, and more so in summer, spring and fall.

This will significantly impact my quality of life as I rely on this rest for the ability to function properly and provide safe care and pharmacy services for my patients.

I do from time to time hear, screaming and yelling as well as witness fights/brawls which spill over the bridge from the Rockwater and River house side of the river. I am aware that these are not reported and therefore not making up any statistics to use as another reason, of alcohol related violence, for rejecting this application, however please accept this anecdotal evidence as my apartment faces the path and I have a birds eye view of the area.

Please do not hesitate to contact me for any clarification.

Regards
Campbell Gentles
[REDACTED]

Sent from my iPhone



Crichton Holdings Ltd.

#402 - 14640 64th Avenue, Surrey, BC V3S 1X7

May 11, 2017

Manager of Legislative Services
Town of Golden
Email viv.thoss@golden.ca

RE: Notice of Application Liquor License Application - Rockwater Grill & Bar

Dear Manager of Legislative Services,

We very strongly OPPOSE the above-mentioned application.

We own the apartments directly across the Kicking Horse River. We have had tenants move out due to the excessive noise from the Rockwater, and have had tenants that we have had to relocate due the noise that is transmitted easily across the river.

Residents in our apartment buildings frequently have their quiet enjoyment disturbed and their sleep disrupted because of the loud noises from the Rockwater and their patrons, and we believe this should not be tolerated by The Town of Golden, or any residents. We are outraged at the possibility of it continuing until past 4:00 am each and every day.

We have had on a few occasions beer bottles thrown through our windows from persons that most likely are staggering on their way home from the bar. This ends up being very costly to us.

In consideration of our tenants deserved quiet enjoyment, we urge you to REJECT this application.

Sincerely,

Heather Creighton
Crichton Holdings Ltd.

[illegible]

[illegible]

Phil Armstrong

From: ganna andrianova [REDACTED]
Sent: May-11-17 10:52 AM
To: Viv Thoss
Subject: Re: Rockwater Grill&Bar working hours

Good day!

I would like to add a note to my pvious email. It turned out that we will move out of Golden at the end of this month because I will work in Halifax.

So, my family will be not directly affected by the change of working hours at the Rockwater.

However, I would like my voice to be counted because I talked to other neighbours and they complained a lot about noise caused by the Rockwater last summer and I think that 4 am is a really late time for any parties.

Thank you,
Ganna

10 мая 2017 г. 6:22 PM пользователь "ganna andrianova" <ganna.andrianova@gmail.com> написал:

Good day!

My name is Ganna Andrianova

My 15 years old son and I live at [REDACTED] since August 2016.

I've heard that Rockwater Grill&Bar is planning to extend their working hours from 2 am to 4 am.

I don't support this idea because it will cause noise at night and may increase the number of drunk/high people hanging around very late at night. We live very close to the Rockwater Grill&Bar and will be directly affected. Please consider my opinion when you will make a final decision.

Thank you,
Ganna