
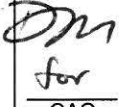


AGENDA INFORMATION

- ☒ Regular Meeting
☐ Other:

Date: July 26, 2021
Date: _____

 Dept. Manager	 GM/ Director	 for CAO
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The District of North Vancouver REPORT TO COUNCIL

July 20, 2021
File: 09.3900.20/000.000

AUTHOR: Genevieve Lanz, Deputy Municipal Clerk

SUBJECT: Bylaws 8520 and 8521: Consumption of Liquor in Public Places Bylaw
and Bylaw Notice Enforcement Bylaw

RECOMMENDATION:

THAT "Consumption of Liquor in Public Places Bylaw 8520, 2021" is ADOPTED;

AND THAT "Bylaw Notice Enforcement Bylaw 7458, 2004 Amendment Bylaw 8521, 2021
(Amendment 63)" is ADOPTED.

BACKGROUND:

Bylaws 8520 and 8521 received First, Second and Third Readings on July 19, 2021.
The bylaws are now ready to be considered for Adoption by Council.

OPTIONS:

1. Adopt the bylaws;
2. Give no further Readings to the bylaws and abandon the bylaws at Third Reading; or,
3. Rescind Third Reading and debate possible amendments to the bylaws.

Respectfully submitted,



Genevieve Lanz
Deputy Municipal Clerk

**SUBJECT: Bylaws 8520 and 8521: Consumption of Liquor in Public Places Bylaw
and Bylaw Notice Enforcement Bylaw**

July 20, 2021

Page 2

Attachments:

1. Bylaw 8520
2. Bylaw 8521
3. Staff report dated July 5, 2021

REVIEWED WITH:					
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
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<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____		
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____		
<input type="checkbox"/> Review and Compliance	_____	<input type="checkbox"/> Planning	_____		

The Corporation of the District of North Vancouver

Bylaw 8520

A bylaw to permit liquor consumption in designated parks

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Consumption of Liquor in Public Places Bylaw No. 8520, 2021".

Definitions

2. In this bylaw:

"Artificial turf field" means a playing field with an artificial turf surface that is owned, leased or controlled by the District and used or intended to be used for the playing of sports.

"Bylaw Enforcement Officer" means a Park Ranger, Royal Canadian Mounted Police officer or an employee of the District whose designated duties include the enforcement of bylaws within the District;

"District" means the Corporation of the District of North Vancouver.

"District Property" means a parcel, lot, block, strata lot, public park or other area of land that is located in the District of North Vancouver and which is either owned or occupied by the District, or in which the District has vested interest pursuant to a statute, and includes a Highway.

"Dusk" means astronomical dusk, being the dark part of twilight, when the daylight has almost gone but it is not yet completely dark.

"Highway" means a highway as defined in the Street and Traffic Bylaw No. 7125, 2004, as amended or replaced from time to time.

"Liquor" means, subject to the Liquor Control and Licensing Regulations, beer, wine, spirits or other product that is intended for human consumption and that contains more than 1% of alcohol by volume.

"Liquor Control and Licensing Act" means the *Liquor Control and Licensing Act*, SBC 2015, Chapter 19, as amended or replaced.

"Liquor Control and Licensing Regulations" means the Liquor Control and Licensing Regulation, B.C. Reg.241/2016, as amended or replaced.

"Park Ranger" means a person appointed as a Park Ranger or authorized designate.

"Parks Manager" means the person appointed to the position of "Manager, Parks and Environment" by District Council or authorized designate.

"Permitted Space" means a Public Place or part of a Public Place that is District Property and has been designated by Council by this Bylaw as a place where Liquor may be consumed, but does not include:

- (a) a building, structure, vehicle or other installation within the Public Place unless that has been specifically designated by Council in this Bylaw;
- (b) a playground, skate bowl, sport court or any area within 10 metres of a playground, skate bowl, or sport court;
- (c) Playing Fields when in use for games or events;
- (d) Artificial Turf Fields at all times;
- (e) trails, pathways, natural parkland/forested areas; or
- (f) any Wharf or District-owned boat launch.

"Playing Field" means a grass field that is owned, leased or controlled by the District and used or intended to be used for the playing of sports;

"Public Place" includes a place or building to which the public is invited or has or is allowed access.

"Sign" means a sign posted in accordance with this bylaw.

"Wharf" means a landing pier, ramp or float for vessels and watercraft that is owned or maintained by the District

Designation of Permitted Spaces / Hours

3. Notwithstanding section 2.5(a) of the Park Regulation Bylaw No. 8310, 2018, the Public Places or parts thereof listed in Schedule A to this bylaw and further identified by signage posted in accordance with this Bylaw are hereby designated as Permitted Spaces where Liquor may be consumed between 11:00 a.m. and Dusk, seven (7) days a week.

Prohibition

4. Notwithstanding the designation in section 3 of this bylaw, a person must not consume Liquor:

- (a) In any parts of Public Places that are outside of the boundaries of the Permitted Spaces identified by signage posted in accordance with this Bylaw;
- (b) within 10 metres of any playground, skate bowl, or sport court; or
- (c) before 11:00 a.m. or after Dusk.

Sign Specifications

- 5. The Parks Manager must post signs setting out the boundaries of each Permitted Space and the hours during which Liquor may be consumed in the Permitted Space.
- 6. Signs posted in Permitted Spaces designating where Liquor may be consumed must:
 - (a) be at least 12 inches by 24 inches in size;
 - (b) have at least four (4) Signs to designate the boundaries of the Permitted Space;
 - (c) state the hours that Liquor may be consumed; and
 - (d) be posted on posts or affixed to other items forming the boundary of the Permitted Space.

Liquor Permits

- 7. Nothing in this bylaw exempts a person from the permitting and other requirements in the Liquor Control and Licensing Act, Liquor Control and Licensing Regulation and the Park Regulation Bylaw No. 8310, 2018 in respect of serving Liquor at a public or private event in a Public Place.

Offences and Penalties

- 8. Offences set out in the Liquor Control and Licensing Act will apply to persons in violation of this Bylaw.
- 9. Every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, is deemed to be guilty of an offence against this bylaw and of a separate offence each day the violation is caused or allowed to continue and is liable upon conviction to a fine of up to the maximum permitted under the *Offence Act*, RSBC 1996, c. 338, as amended or replaced.

Designation of Bylaw

- 10. Pursuant to section 264 of the Community Charter, this bylaw is designated as a bylaw that may be enforced by means of a ticket in the form prescribed and Bylaw Enforcement Officers are designated to enforce this bylaw.

Obstruction

11. A person must not interfere with, delay, obstruct or impede a Bylaw Enforcement Officer or designate or other person lawfully authorized to enforce this bylaw in the performance of duties under this bylaw.

Severability

12. If any provision of this Bylaw is determined by a court of competent jurisdiction to be unlawful or unenforceable, that provision shall be severed from this Bylaw and shall not affect the validity of any remaining provisions of this Bylaw.

Schedule

- 13.

Schedule A of this bylaw is attached hereto and forms part of this bylaw.

READ a first time July 19th, 2021

READ a second time July 19th, 2021

READ a third time July 19th, 2021

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

Schedule A to Bylaw 8520
Designated Permitted Spaces

1. Eldon Park
2. Sowden Park
3. Carisbrooke Park
4. Princess Park
5. Kilmer Park
6. Kirkstone Park
7. Arborlynn Park
8. Bridgman Park
9. Seylynn Park
10. McCartney Creek Park
11. Garibaldi Park
12. Strathcona Park
13. Deep Cove Park
14. Panorama Park

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The Corporation of the District of North Vancouver

Bylaw 8521

A bylaw to amend Bylaw Notice Enforcement Bylaw 7458, 2004

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Bylaw Notice Enforcement Bylaw 7458, 2004 Amendment Bylaw 8521, 2021 (Amendment 63)".

Amendments

2. Schedule A to Bylaw Notice Enforcement Bylaw 7458, 2004 is amended by inserting the following violations of the Consumption of Liquor in Public Places Bylaw 8520, 2021:

Consumption of Liquor in Public Places Bylaw 8520, 2021

Bylaw Section	Description The following fines apply to the contraventions below:	A1 Penalty Amount (\$)	A2 Discounted Penalty: Within 14 days (\$)	A3 Late Payment: After 28 days (\$)	A4 Compliance Agreement Available	A5 Compliance Agreement Discount
4(a)	Consume Liquor outside Permitted Space	200	150	300	NO	N/A
4(b)	Consume Liquor at playground	200	150	300	NO	N/A
4(c)	Consume Liquor outside permitted times	200	150	300	NO	N/A
11	Obstruction	300	225	450	NO	N/A

READ a first time July 19th, 2021

READ a second time July 19th, 2021

READ a third time July 19th, 2021

ADOPTED



Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

AGENDA INFORMATION

☐ Regular Meeting

Date: July 19, 2021

☐ Other:

Date: _____

		
Dept. Manager	GM/ Director	CAO

The District of North Vancouver REPORT TO COUNCIL

July 5, 2021

File: 09.3900.20/000.000

AUTHOR: Steffanie Warriner, Acting Parks Manager
Carol Walker, Chief Bylaw Officer

SUBJECT: Consumption of Liquor in Public Places Bylaw 8520, 2021

RECOMMENDATION:

THAT "Consumption of Liquor in Public Places Bylaw 8520, 2021" is given FIRST, SECOND and THIRD Reading;

AND THAT Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8521, 2021 (Amendment 63) is given FIRST, SECOND AND THIRD Reading.

REASON FOR REPORT:

On June 21, 2021 Council considered the Report of Councillor Back (Attachment 1) entitled "DNV Municipal Alcohol Policy for Community Events in Parks and Open Spaces" and passed the following resolution:

THAT "staff are directed to explore options to implement a pilot project for the 2021 summer season to permit the responsible consumption of alcohol in select public spaces, including parks, within the District of North Vancouver".

This report is in response to the Council resolution.

SUMMARY:

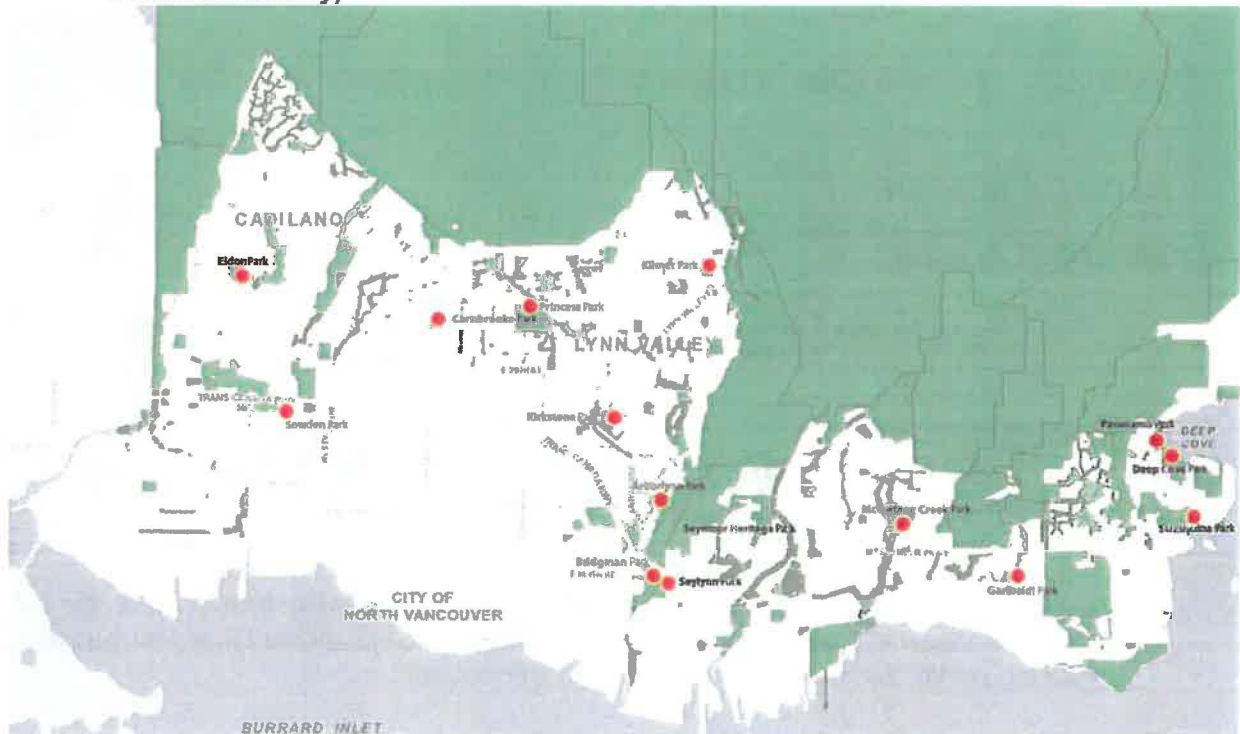
The District of North Vancouver's many parks are highly valued spaces that provide opportunity for the enjoyment of outdoor recreation, exercise, relaxation, and community connection. The COVID-19 pandemic has highlighted the reliance on District parks, not only as recreational backdrops, but also for providing safe and open space for gathering and socializing.

Through the COVID-19 pandemic, many municipalities have adopted bylaws to allow the responsible consumption of liquor in their parks to further support residents in enjoying park spaces. Experience in these municipalities has largely been positive, with widespread support from both residents and local businesses.

Following Council's direction, staff have reviewed potential locations where the responsible consumption of liquor could be supported within District Parks and, as required under the *Liquor Control and Licensing Act and Regulations*, have prepared the corresponding bylaws to support a pilot program through summer 2021 (refer to Attachments 2 and 3).

Staff have identified fourteen ideal park locations to implement the pilot program as shown in the graphic below and in consideration of the following criteria:

- a. offering geographic spread across the District of North Vancouver
- b. typical gathering/picnicking locations
- c. access to amenities (e.g. washrooms/port-a-potty; solid waste collection; transit/walkability)



An additional nine locations have been identified for future consideration, while another nine locations are not recommended due to various factors, primarily related to safety. Refer to Attachment 4 for the complete list of parks and criteria.

BACKGROUND:

Other municipalities have recently been introducing bylaws to permit outdoor consumption of liquor. On the North Shore, the City of North Vancouver introduced a Consumption of Liquor in a Public Space Bylaw to allow liquor consumption in specific parks in 2020 in response to the COVID-19 pandemic and the need to provide safe, social outdoor spaces. Subsequently, in the fall of 2020 the bylaw was amended to support liquor consumption in designated parks on an ongoing basis in the City. The District of West Vancouver adopted a similar bylaw in

May, 2021. The City of Port Coquitlam and the City of Delta provide other recent examples across the region.

EXISTING POLICY:

Existing and supporting policy/regulation includes:

a. Liquor Control and Licensing Act, R.S.B.C. 1996 and Regulations

Under section 73 of the Act, the consumption of liquor in public places is unlawful. However, in section 73(2), the Act provides that a municipality may, by bylaw, designate a public space, or part of it, where liquor may be consumed and the hours during which liquor may be consumed. Section 197 of the Regulations, requires that such a bylaw must include that the Parks Manager must post signs setting out the boundaries of that public place, the hours that liquor may be consumed, and the number and size of signs and how they are to be posted.

Section 74 provides that a person who is intoxicated must not be or remain in a public place and could be subject to arrest.

b. Park Regulation Bylaw, 8310, 2018

Regulates the use, protection and management of District Parks, forests, and recreational areas. The bylaw prohibits the possession or consumption of alcohol in a park (s. 2.1(a)).

ANALYSIS:

The proposed Consumption of Liquor in Public Places Bylaw 8520, 2021 designates the parks listed in Schedule A to the bylaw as places where liquor may be consumed between 11:00 a.m. and dusk (which is consistent with the regulations in the City of North Vancouver and the District of West Vancouver). "Permitted Space" for liquor consumption is defined to exclude buildings, playgrounds, playing fields (when in use), artificial turf fields and trails and pathways so liquor consumption is not permitted in these areas.

In accordance with the requirements in section 73(2) of the *Liquor Control and Licensing Act*, the proposed Consumption of Liquor in Public Places Bylaw 8520, 2021 directs the Parks Manager to erect signs setting the boundaries of the Permitted Spaces under the bylaw.

The proposed amendment to the Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8521, 2021 (Amendment 63) creates violations and makes it a ticketable offence to consume liquor outside of a Permitted Space or outside the permitted times.

As with all bylaw enforcement by the District's bylaw enforcement team, enforcement takes into account surrounding circumstances. Voluntary compliance is encouraged and generally ticketing is only resorted to where there are other aggravating circumstances.

Adoption of the proposed bylaws will allow the District to pilot the responsible consumption of liquor in District Parks through summer 2021. Staff will report back to Council in fall 2021 to share the outcomes of the pilot and recommended next steps. As no end date has been included in the proposed bylaws, after Council's review, the bylaw can be either repealed at that time, or allowed to continue.

Public Input

The Communications Department will support the roll out of the Liquor in Parks pilot program with a communications strategy. The goals will be to raise broad general awareness and to educate residents on the details of the pilot program.

Financial Impact

This pilot project will be conducted using existing operational resources. Staff will track any additional costs associated with needs and demand for additional resources, e.g. garbage, port-a-potties, and park ranger and bylaws patrols.

Concurrence:

This report has been reviewed by legal department and bylaw enforcement department. In addition, the park locations have been reviewed with RCMP.

Conclusion:

The proposed bylaw amendments to allow responsible consumption of liquor in certain District parks is an initiative that supports the use of outdoor spaces for social and recreational purposes. The initiative will contribute to increased community connection and increase the overall enjoyment of parks. Staff will closely monitor implementation of the pilot through summer 2021 and will report back to Council in fall 2021 to share outcomes.

Options:

1. Adopt the following Resolutions to allow the consumption of liquor in select parks:

THAT "Consumption of Liquor in Public Places Bylaw 8520, 2021" is given FIRST, SECOND and THIRD Reading;


AND THAT Bylaw Notice Enforcement Bylaw 7458, 2004, Amendment Bylaw 8521, 2021 (Amendment 63) is given FIRST, SECOND AND THIRD Reading.

2. Direct staff to take other action, or
3. Take no action.

Respectfully submitted,



Steffanie Warriner
Acting Parks Manager


FOR Carol Walker
Chief Bylaw Officer

Attachment 1: Report of Councillor Back dated May 5, 2021
Attachment 2: Consumption of Liquor in Public Places Bylaw 8520
Attachment 3: Bylaw Notice Enforcement Bylaw, Amendment Bylaw 8521
Attachment 4: List of criteria and locations

REVIEWED WITH:

- ☐ Community Planning _____
- ☐ Development Planning _____
- ☐ Development Engineering _____
- ☐ Utilities _____
- ☐ Engineering Operations _____
- ☐ Parks _____
- ☐ Environment _____
- ☐ Facilities _____
- ☐ Human Resources _____
- ☐ Review and Compliance _____
- ☐ Climate and Biodiversity _____

- ☐ Clerk's Office _____
- ☒ Communications GP
- ☐ Finance _____
- ☐ Fire Services _____
- ☐ ITS _____
- ☒ Solicitor RB
- ☐ GIS _____
- ☐ Real Estate _____
- ☐ Bylaw Services _____
- ☐ Planning _____

External Agencies:

- ☐ Library Board _____
- ☐ NS Health _____
- ☐ RCMP _____
- ☐ NVRC _____
- ☐ Museum & Arch. _____
- ☐ Other: _____

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AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: May 31, 2021
<input type="checkbox"/> Other:	Date: _____

Dept. Manager	GM/ Director	CAO
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The District of North Vancouver REPORT TO COUNCIL

May 5, 2021

File:

AUTHOR: Councillor Jordan Back

SUBJECT: Consumption of Alcohol in Public Spaces Pilot Project

RECOMMENDATION:

THAT Council direct staff to explore options to implement a pilot project for the 2021 summer season to permit the responsible consumption of alcohol in select public spaces, including parks, within the District of North Vancouver.

SUMMARY:

Since the early part of the COVID-19 pandemic, a number of municipalities in Metro Vancouver have either approved (or are in the process of approving) changes to current regulations to permit the safe and responsible consumption of alcohol in select parks or other public spaces. These municipalities include the District of West Vancouver, City of North Vancouver, City of Port Coquitlam, City of Delta and City of New Westminster. In the case of the City of North Vancouver and City of Port Coquitlam, permanent changes have been made recently which were based on the success of their pilot programs in 2020 (Table 1).

Table 1:

District of West Vancouver	Proposed Consumption of Liquor in Public Spaces: Pilot Project in Millennium Park	<i>3rd Reading May 10, 2021</i>	Microsoft Word - DWV-#4244186-v1-2021_05_10_COUNCIL_AGENDA (westvancouver.ca)
City of North Vancouver	Consumption of Liquor in Public Spaces Bylaw, 2020, No 8781	<i>Adopted October 26, 2020</i>	Alcohol in Public Spaces (cnv.org)
City of Port Coquitlam	On February 16, 2021, the City voted to permanently permit drinking in seven parks and to conduct a pilot program at Peace, McLean and Dominion Parks until Oct. 31, 2021		Alcohol in Parks - City of Port Coquitlam
City of Delta	Responsible Drinking in Delta Parks	<i>Motion passed March 8, 2021</i>	Delta - Document Center (civicweb.net)
City of New Westminster	Consumption of Liquor in Public Spaces Bylaw No. 8264, 202	<i>Adopted May 17, 2021</i>	Alcohol In Parks City of New Westminster (newwestcity.ca)

SUBJECT: Consumption of Alcohol in Public Spaces Pilot Project Error! Reference source not found.

May 5, 2021

Page 2

The COVID-19 pandemic has resulted in a significant increase in use of local parks and, as we head into another summer season with COVID-19 restrictions, residents are being encouraged to stay close to home and limit non-essential travel, to reduce the spread of COVID-19. For local residents who do not have access to private greenspace, such as a back yard, there are limited options for them to safely enjoy a beverage outdoors in the summer months.

The District of North Vancouver (DNV) has an opportunity to encourage responsible enjoyment of local parks, and other public spaces, while at the same time also supporting many of our community's local breweries.

EXISTING POLICY:

Federal Government:

The Federal Government stipulates that public Intoxication is a crime under the *Criminal Code of Canada* s.175.

Provincial Government:

The *Liquor Control and Licensing Act* does not permit a person to consume liquor, or possess liquor in an open container, in a public place unless that place is designated by a municipality as a place where liquor may be consumed. Regardless, a person intoxicated in a public place may be arrested by a peace officer under this Act.

District of North Vancouver:

The current legislation within the DNV includes 'Temporary Outdoor Business Areas' to support Covid-19 physical distancing and temporary service extensions areas may be granted by the Province in these areas. This program was set up to deal with businesses operating on a temporary basis on sidewalks, boulevards and roadways, such as curb lanes, rather than park areas. [Temporary outdoor business areas | District of North Vancouver \(dnv.org\)](https://dnv.org/temporary-outdoor-business-areas)

The DNV Parks Department administers the Municipal Alcohol Policy for Community Events in Parks and Open Spaces (Attachment 1).

In addition, there are certain District-owned indoor public facilities that allow liquor consumption, an example being Canlan Sports Centre which has a permanent license. The North Vancouver Recreation & Culture facilities may allow temporary liquor consumption with a special occasion license (Attachment 2).

Conclusion:

The District of North Vancouver should follow the example and successes of other municipalities to bring about changes to current regulations that support a pilot project that will allow people to safely and responsibly enjoy alcoholic beverages in select District parks and public spaces which will in turn help foster a greater sense of community, reduce feelings of isolation, and allow people to socialize in a physically distanced way.

SUBJECT: Consumption of Alcohol in Public Spaces Pilot Project Error! Reference source not found.

May 5, 2021

Page 3

Options:

1. That the motion, as presented, be supported.
2. That the motion, as presented, not be supported.

Respectfully submitted,



Jordan Back
Councillor

Attachments:

Attachment 1: DNV Municipal Alcohol Policy for Community Events in Parks and Open Spaces
Attachment 2: NVRC Liquor Consumption Policy

REVIEWED WITH:					
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
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<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
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<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____		
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____		
<input type="checkbox"/> Review and Compliance	_____	<input type="checkbox"/> Planning	_____		



The Corporation of the District of North Vancouver

CORPORATE POLICY

Title	Municipal Alcohol Policy for Community Events in Parks and Open Spaces
Section	Parks, Recreation and Culture

POLICY

It is the policy of Council that community events promote, health and contribute to the quality of life and provide community benefits. Through this policy Council provides direction on permitting the controlled serving of alcohol to ensure that community events are managed responsibly.

Requests to serve alcohol at a community event in District of North Vancouver parks and open spaces will be handled in accordance with the procedures outlined in this policy.

Policy approved on: April 30, 2018

Policy amended on:

PROCEDURE

Designated Official

The Manager of Parks, or designate, must approve all applications for community events where alcohol will be served in District parks and open spaces.

Applications

1. The event organizer must submit a Park Permit Application for alcohol as part of the District of North Vancouver Community Event in Parks and Public Open Spaces Application Process.
2. The application for a Park Permit must include:
 - the proposed park or open space location for the community event;
 - the expected number of attendees;
 - the proposed date and hours of the event;
 - the reason for the event; and,
 - a harm reduction plan.
3. The application for a Park Permit will be reviewed by the applicable staff and the RCMP for any concerns. This will include a review of any previous history with the event organizer and/or event.

4. If the application is approved, the event organizer will receive a Park Permit to serve alcohol at a community event in a District park or open space.
5. If the application is approved and a Park Permit is issued, the event organizer must also apply to the BC Liquor Control and Licensing Branch (LCLB) to obtain a Special Event Permit (SEP) to allow alcohol in a public place.
6. If the application for a Park Permit is denied, the event organizer will be notified.
7. The District reserves the right to deny the serving of alcohol at a community event in District parks and open spaces.

Regulations Attached to Park Permits Where Alcohol is Served

Park Permit applicants for serving alcohol as part of a community event is limited to District-directed events and non-profit community associations who operate within the District and have a majority of their members residing in the District. These may include sports and culture services, clubs, associations or societies. The profits from the community event must go to improve public facilities in the District, to volunteer programs in which the sponsoring organization is involved or to recognized public charities.

The regulations and approval process for a Park Permit to serve alcohol as part of a community event shall be as follows:

1. An organization's use of District parks and open spaces is limited to one event day in one calendar year or at the discretion of the Manager of Parks.
2. A Park Permit can be subject to immediate revocation by the Manager of Parks if this is deemed necessary. A violation of this policy may result in alcohol service and/ or event termination.
3. The Manager of Parks may deny an application for a Park Permit if:
 - the application does not fit the required criteria;
 - the location is not procurable; or,
 - the event organizer has had problems associated with alcohol being served at their event(s) in the past.
4. Criteria to evaluate park and open space suitability for a community event where alcohol will be served will include, but is not limited to:
 - park and open space size and proximity to adjacent residences;
 - type of park or open space and availability of appropriate on-site amenities;
 - size, type and duration of event;
 - options for safe transportation to and from the park or open space;

- public safety and security; and,
 - ability for a beverage service area to be defined and secured from casual park and open space users not attending the community event.
5. An administrative fee per event is required and an additional refundable deposit for an event is charged to ensure proper clean up of the park or open space during and following the community event. The administrative fee and refundable deposit will be included in the Community Events Rental Contract. The refundable deposit will be returned to the event organizer following a review of the cleanliness of the park or open space after the community event is completed. Any costs for cleanup or repairs, if required, by Parks Department staff will be deducted from the refundable deposit.
6. If a Park Permit for alcohol is approved, the event organizer will be responsible for obtaining liability insurance for the use of parks and open spaces, and the event organizer must also provide:
- The Special Event Permit (SEP) issued by the BC Liquor Control and Licensing Board; and,
 - A final harm reduction plan that includes strategies to ensure accountability and responsibility of the event organizer to reduce any alcohol- related concerns including:
 - a) under age consumption;
 - b) inappropriate use before, during and after the event;
 - c) impact to local neighbourhoods (including noise, litter, parking);
 - d) supplying food and non-alcoholic beverages; and,
 - e) transportation options for event attendees.
7. Community Impacts
- serving alcohol must stop one hour prior to event closing; and,
 - police, fire and/ or bylaw enforcement staff may be required to monitor compliance with legislation, including municipal bylaws, before, during and/ or after the community event. This will be determined through the Park Permit application process and costs for these services will be charged to, and payable by, the event organizer.
8. After the community event the event organizer must provide a summary of their contribution to a public facility in the District, to volunteer programs in which the sponsoring organization is involved or to recognized public charities.

Glossary

Community Event means an event taking place in District parks and open spaces that promotes health and social well-being, contributes to the quality of life and/ or provides

community benefits and may include special events, sports tournaments, races, and similar activities whether organized by the District or a third party.

Council means the Council for the District of North Vancouver.

District, unless otherwise stated, means the District of North Vancouver.

Event Organizer means any person or organization applying to hold a community event where alcohol will be served in District parks and open spaces.

Harm Reduction Plan means a plan that forms part of the Park Permit application to hold a community event where alcohol will be served in District parks and open spaces and articulates the strategies to ensure responsible and accountable use of alcohol.

Liquor Control and Licensing Branch (LCLB) means the British Columbia Liquor Control and Licensing Branch which regulates and monitors the liquor industry in the Province of BC, including the regulation of liquor service at catered and special occasion events in public places.

Parks and Open Spaces means, for the purposes of this policy, a park that is owned and managed by the District of North Vancouver and open space that is owned and managed by the District of North Vancouver, such as a plaza.

Park Permit means the permit issued by the District of North Vancouver Parks Department upon a successful Park Permit application for a community event where alcohol will be served in District parks and open spaces.

Special Event Permit (SEP) means a LCLB Special Event Permit that is required for those who wish to provide temporary liquor service at events. A SEP allows the community event to serve or sell liquor in accordance with BC liquor laws and regulations. Event organizers are considered liquor licensees and are responsible for the safety of their clients.



POLICY MANUAL

Policy No. 402

Section:	Operations
Title	Liquor Consumption

REASON FOR POLICY

To stipulate the conditions under which liquor is allowed on North Vancouver Recreation and Culture Commission's (NVRC) premises.

POLICY

1. Liquor shall not be consumed on NVRC premises without a Special Occasion Licence in effect (except at the Centennial Theatre when holding a Class A Licence). Such licence is to be obtained in accordance with established procedures.
2. In the case of the Centennial Theatre, the NVRC reserves all rights to liquor service at this facility, with bar service to be provided after consultation with the rental client.
3. For Centennial Theatre presentations and co-sponsorships and for public functions presented by Theatre renters, no liquor service whatsoever shall be provided during children's events or during those general events marketed for children and their families.
4. Bar service, when offered in the Centennial Theatre, shall be reserved for the sole use of Theatre patrons. Centennial Theatre management shall reserve the right to close the bar at its discretion.

DEFINITIONS

For the purposes of this policy, there are two classifications of Special Occasion Licence:

- *Private Function* held by a bona fide organization: requires approval of the Liquor Control and Licensing Branch and the RCMP.
- *Public Function*: issued only to a bona fide organization. The function must be recognized and sanctioned by the municipality in which the event is to take place. RCMP approval is mandatory; requires Liquor Control and Licensing Branch approval after the authorities have approved the application.

AUTHORITY TO ACT

Authority to act is delegated to the Director of Recreation & Culture.

Original Approval Date:	March 9, 1992	Approved by:	Commission
Amended:	May 1, 2008	Approved by:	Commission

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The Corporation of the District of North Vancouver
Consumption of Liquor in Public Places Bylaw 8520, 2021

A bylaw to permit liquor consumption in designated parks

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Consumption of Liquor in Public Places Bylaw No. 8520, 2021".

Definitions

2. In this bylaw:

"Artificial turf field" means a playing field with an artificial turf surface that is owned, leased or controlled by the District and used or intended to be used for the playing of sports.

"Bylaw Enforcement Officer" means a Park Ranger, Royal Canadian Mounted Police officer or an employee of the District whose designated duties include the enforcement of bylaws within the District;

"District" means the Corporation of the District of North Vancouver.

"District Property" means a parcel, lot, block, strata lot, public park or other area of land that is located in the District of North Vancouver and which is either owned or occupied by the District, or in which the District has vested interest pursuant to a statute, and includes a Highway.

"Dusk" means astronomical dusk, being the dark part of twilight, when the daylight has almost gone but it is not yet completely dark.

"Highway" means a highway as defined in the Street and Traffic Bylaw No. 7125, 2004, as amended or replaced from time to time.

"Liquor" means, subject to the Liquor Control and Licensing Regulations, beer, wine, spirits or other product that is intended for human consumption and that contains more than 1% of alcohol by volume.

"Liquor Control and Licensing Act" means the *Liquor Control and Licensing Act*, SBC 2015, Chapter 19, as amended or replaced.

"Liquor Control and Licensing Regulations" means the Liquor Control and Licensing Regulation, B.C. Reg.241/2016, as amended or replaced.

"Park Ranger" means a person appointed as a Park Ranger or authorized designate.

"Parks Manager" means the person appointed to the position of "Manager, Parks and Environment" by District Council or authorized designate.

"Permitted Space" means a Public Place or part of a Public Place that is District Property and has been designated by Council by this Bylaw as a place where Liquor may be consumed, but does not include:

- (a) a building, structure, vehicle or other installation within the Public Place unless that has been specifically designated by Council in this Bylaw;
- (b) a playground, skate bowl, sport court or any area within 10 metres of a playground, skate bowl, or sport court;
- (c) Playing Fields when in use for games or events;
- (d) Artificial Turf Fields at all times;
- (e) trails, pathways, natural parkland/forested areas; or
- (f) any Wharf or District-owned boat launch.

"Playing Field" means a grass field that is owned, leased or controlled by the District and used or intended to be used for the playing of sports;

"Public Place" includes a place or building to which the public is invited or has or is allowed access.

"Sign" means a sign posted in accordance with this bylaw.

"Wharf" means a landing pier, ramp or float for vessels and watercraft that is owned or maintained by the District

Designation of Permitted Spaces / Hours

3. Notwithstanding section 2.5(a) of the Park Regulation Bylaw No. 8310, 2018, the Public Places or parts thereof listed in Schedule A to this bylaw and further identified by signage posted in accordance with this Bylaw are hereby designated as Permitted Spaces where Liquor may be consumed between 11:00 a.m. and Dusk, seven (7) days a week.

Prohibition

4. Notwithstanding the designation in section 3 of this bylaw, a person must not consume Liquor:

- (a) In any parts of Public Places that are outside of the boundaries of the Permitted Spaces identified by signage posted in accordance with this Bylaw;
- (b) within 10 metres of any playground, skate bowl, or sport court; or
- (c) before 11:00 a.m. or after Dusk.

Sign Specifications

- 5. The Parks Manager must post signs setting out the boundaries of each Permitted Space and the hours during which Liquor may be consumed in the Permitted Space.
- 6. Signs posted in Permitted Spaces designating where Liquor may be consumed must:
 - (a) be at least 12 inches by 24 inches in size;
 - (b) have at least four (4) Signs to designate the boundaries of the Permitted Space;
 - (c) state the hours that Liquor may be consumed; and
 - (d) be posted on posts or affixed to other items forming the boundary of the Permitted Space.

Liquor Permits

- 7. Nothing in this bylaw exempts a person from the permitting and other requirements in the Liquor Control and Licensing Act, Liquor Control and Licensing Regulation and the Park Regulation Bylaw No. 8310, 2018 in respect of serving Liquor at a public or private event in a Public Place.

Offences and Penalties

- 8. Offences set out in the Liquor Control and Licensing Act will apply to persons in violation of this Bylaw.
- 9. Every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, is deemed to be guilty of an offence against this bylaw and of a separate offence each day the violation is caused or allowed to continue and is liable upon conviction to a fine of up to the maximum permitted under the *Offence Act*, RSBC 1996, c. 338, as amended or replaced.

Designation of Bylaw

- 10. Pursuant to section 264 of the Community Charter, this bylaw is designated as a bylaw that may be enforced by means of a ticket in the form prescribed and Bylaw Enforcement Officers are designated to enforce this bylaw.

Obstruction

11. A person must not interfere with, delay, obstruct or impede a Bylaw Enforcement Officer or designate or other person lawfully authorized to enforce this bylaw in the performance of duties under this bylaw.

Severability

12. If any provision of this Bylaw is determined by a court of competent jurisdiction to be unlawful or unenforceable, that provision shall be severed from this Bylaw and shall not affect the validity of any remaining provisions of this Bylaw.

READ a first time

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

Schedule A to Bylaw 8520

Designated Permitted Spaces

1. Eldon Park
2. Sowden Park
3. Carisbrooke Park
4. Princess Park
5. Kilmer Park
6. Kirkstone Park
7. Arborlynn Park
8. Bridgman Park
9. Seylynn Park
10. McCartney Creek Park
11. Garibaldi Park
12. Strathcona Park
13. Deep Cove Park
14. Panorama Park

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The Corporation of the District of North Vancouver

Bylaw 8521

A bylaw to amend Bylaw Notice Enforcement Bylaw 7458, 2004

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

1. This bylaw may be cited as "Bylaw Notice Enforcement Bylaw 7458, 2004 Amendment Bylaw 8521, 2021 (Amendment 63)".

Amendments

2. Schedule A to Bylaw Notice Enforcement Bylaw 7458, 2004 is amended by inserting the following violations of the Consumption of Liquor in Public Places Bylaw 8520, 2021:

Consumption of Liquor in Public Places Bylaw 8520, 2021						
Bylaw Section	Description The following fines apply to the contraventions below:	A1 Penalty Amount	A2 Discounted Penalty: Within 14 days	A3 Late Payment: After 28 days	A4 Compliance Agreement Available	A5 Compliance Agreement Discount
		(\$)	(\$)	(\$)		
4(a)	Consume Liquor outside Permitted Space	200	150	300	NO	N/A
4(b)	Consume Liquor at playground	200	150	300	NO	N/A
4(c)	Consume Liquor outside permitted times	200	150	300	NO	N/A
11	Obstruction	300	225	450	NO	N/A

READ a first time

READ a second time

READ a third time

ADOPTED

Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

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Park Regulation Bylaw - Consumption of Liquor in Parks: List of criteria and locations

Attachment 4

Park Name	Location	Amenities		Picnic Area		Accessibility		Priority A	Priority B	Not Recommended	Comments
	Geographic Region	Washrooms	Garbage	Open Area	Covered	Visibility	Public Transit				
Bridgman	Central	yes	yes	yes	yes	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Princess Park	Central	yes	yes	yes	yes	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Seylynn	Central	yes/porta pottie	yes	yes	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Arborynn	Central	no	yes	no	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area; add porta-potty
Kilmer	Central	yes	yes	yes	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Kirkstone	Central	yes	yes	no	no	moderate	yes	A List			amenities, common gathering/picnic space, skate park generates complaints;
Viewlynn	Central	yes	yes	no	no	moderate	yes		B List		heavily programmed, oriented to small children, limited gathering space
Lynn Valley	Central	no	yes	no	no	good	yes		B List		heavily programmed, lack of DNV managed amenities
Inter River	Central	yes	yes	no	no	yes	no			No	heavily programmed for sports, no appropriate gathering/picnic space
Fromme	Central	yes	yes	no	no	no	no			No	Primarily vehicle access; no gathering space; trail and natural parkland only
Lynn Canyon	Central	yes	yes	yes	yes	no	yes			No	High Risk Activities. Frequent Issues. Trail and natural parkland use.
Deep Cove	East	yes	yes	yes	yes	good	yes	A List			amenities, common gathering/picnic area, open grassy space
Garibaldi	East	no	yes	yes	no	good	yes	A List			amenities, common gathering/picnic area, open grassy space; add porta-potty
Mccartney Creek Park	East	yes	yes	yes	no	good	no	A List			amenities, common gathering/picnic area, open grassy space
Panorama	East	yes	yes	yes	yes	good	yes	A List			amenities, common gathering/picnic area, open grassy space
Blueridge	East	yes	yes	no	no	good	yes		B List		Heavily programmed; primary use is sportsfield / playground
Myrtle	East	yes	yes	yes	no	good	yes		B List		Heavily programmed, adjacent to School District field/property
Parkgate	East	yes	yes	yes	no	good	yes		B List		Heavily programmed; primary use is sportsfield
Roche	East	no	yes	yes	no	good	yes		B List		Heavily programmed; primary use is sportsfield
Seymour Heritage	East	no	yes	yes	no	good	no		B List		Limited access / parking; consider in future as neighbourhood develops
Strathcona Park	East	yes	yes	yes	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Cates/Whey-ah-Wichen	East	yes	yes	yes	no	good	yes			No	Tsleil-Waututh Nation not in support due to cultural heritage sensitivities.
Harbourview Park	East	no	yes	yes	no	good	no			No	lacks amenities, no gathering space, primarily trail/natural parkland and dog walk walking
Carisbrook	West	no	yes	yes	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area; add porta-potty
Sowden	West	yes	yes	yes	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Eldon	West	yes	yes	yes	no	good	yes	A List			amenities, common gathering/picnic space, open grassy area
Cleveland	West	yes	yes	no	no	moderate	yes		B List		Heavily programmed, limited access to amenities
Delbrook	West	yes	yes	yes	no	good	yes		B List		Heavily programmed, limited access to amenities
Lower Mackay Creek Park	West	no	yes	yes	no	good	no			No	lacks amenities, no gathering space, regular issues/complaints
Murdo	West	yes	yes	no	no	no	no			No	Lack of parking, no gathering space, primary use is for film and organized sports
Norgate	West	yes	yes	yes	no	yes	yes			No	Heavily programmed, regular issues/complaints, limited access to washrooms.
William Griffin	West	yes	yes	no	no	good	yes			No	Heavily programmed. No gathering space.

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