

VILLAGE OF KASLO

BYLAW 1052, 2007

BEING A BYLAW FOR REGULATION OF BEER GARDENS WITHIN THE VILLAGE OF KASLO

WHEREAS it is deemed necessary and expedient to regulate the operation of beer gardens within the boundaries of the Village of Kaslo;

AND WHEREAS the Council of the Village of Kaslo deems it to be in the best interest of the general public to be fully cognizant of the responsibilities as a licence holder for a beer garden;

NOW THEREFORE the Council of the Village of Kaslo, in open meeting assembled, enacts as follows:

1. A maximum of ten (10) Beer Garden Licences may be issued by the Village of Kaslo between January and December in any one year.
2. Bona fide organizations may obtain a Beer Garden Licence to cover the sale of beer and wine at community and public celebrations during the calendar year, up to a maximum of three (3) days in any one year.
3. An application for a Beer Garden Licence shall be required in the form as set out in Schedule "A" attached hereto and forming part of this bylaw.
4. A Beer Garden Licence issued under this bylaw shall be from 11:00 a.m. until dusk, seven (7) days a week.
5. There shall be no refrigeration vehicle operated beyond one hour of the close of sales for a beer garden within 300 feet of any R-1 or RM-1 zone.
6. A financial statement is to be submitted to the Village of Kaslo within sixty (60) days after the close of the beer garden, as set out in Schedule "B" attached hereto and forming part of this bylaw.
7. Bylaw 1022, 2005 is hereby repealed.
8. This bylaw comes into full force and effect on the 1st day of January 2008.
9. This bylaw may be cited as "Village of Kaslo Beer Garden Regulation Bylaw No. 1052, 2007".

READ A FIRST TIME this 23rd day of October 2007.

READ A SECOND TIME this 23rd day of October 2007.

READ A THIRD TIME this 23rd day of October 2007.

RECONSIDERED AND ADOPTED this 13th day of November 2007.

Mayor

Chief Administrative Officer

Certified Correct:

Chief Administrative Officer

SCHEDULE "A"
To Bylaw 1052

VILLAGE OF KASLO
BEER GARDEN LICENCE APPLICATION

NAME OF ORGANIZATION: _____

NAME OF APPLICANT: _____

OFFICIAL POSITION: _____

HOME ADDRESS: _____

TELEPHONE: HOME: _____ WORK: _____ CELL: _____

APPROXIMATE NUMBER OF PEOPLE ATTENDING:

COMMUNITY PROJECT OR CHARITABLE AGENCY TO RECEIVE NET PROCEEDS:

NAME OF EVENT: _____

TIME & DATE(S) OF EVENT: _____

LOCATION OF EVENT: _____

CIVIC ADDRESS: _____

NAMES OF CONTROLLERS: _____

PROOF OF LIABILITY INSURANCE ATTACHED

SKETCH OF SITE (on reverse side of this form)

APPLICANT'S SIGNATURE

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED

VILLAGE OF KASLO
BEER GARDEN REGULATIONS

The minimum standards for a Beer Garden are as follows:

1. Adequate fencing and type of fencing as determined by the issuing authority (RCMP) will be no lower than 5 feet in height.
2. Entry and exit points must be controlled during hours of operation by a responsible adult representing the holder of the licence to ensure that beer and wine are not taken out or passed out of the garden over the fencing.
3. Beer and wine are to be served in plastic or paper containers only.
4. Suitable washroom and any other related facilities requested by the Village are to be provided. A letter from the appropriate authority must accompany your application for a Liquor Licence indicating you have satisfied this requirement.
5. The sketch of the designated Beer Garden area must be included in the application form.
6. Food must be available at all times.
7. The sponsoring organization will supply sufficient personnel to provided adequate security to police the function.
8. Prior to opening the Beer Garden to the public, a request must be made to the RCMP to have an officer on duty inspect the facility to ensure it meets all physical requirements.
9. Dates issued and not used for whatever reason must be returned to the Village of Kaslo for redistribution.

I HEREBY ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND THE ABOVE REGULATIONS.

ACKNOWLEDGED: _____
(Applicant)

INSPECTED BY: _____
(RCMP, Kaslo Detachment)

DATE: _____

TIME: _____

VILLAGE OF KASLO
BEER GARDEN LICENCING APPLICATION REGULATIONS

Beer Garden licencing is for use by leagues, groups, organizations or societies who wish to use municipal or private facilities, or areas not enclosed, for the purpose of selling beer and wine for public functions.

All applicants must abide by the rules and regulations as set forth by the Province of British Columbia and the Village of Kaslo.

1. Each applicant must:
 - (a) Be a bona fide organization, complying with the Liquor Distribution Act;
 - (b) Include the municipality as an additional named insurance on the organization's liability insurance policy for a sum not to be less than Two Million (\$2M) Dollars;
 - (c) Complete all application forms in all respects and submit to the municipality on the approved application form thirty (30) clear days in advance of the event, and;
 - (d) Submit financial reports to the municipality within 60 days of the event and clearly indicate where funds are used. Failure to comply may result in refusal of licencing in subsequent years.

2. Minimum standards for the enclosed Beer Garden area are as follows:
 - (a) Adequate fencing and type of fencing as determined by the RCMP will be no lower than five (5) feet in height.
 - (b) Entry and exit points must be controlled during hours of operation by a responsible adult representing the holder of the licence to ensure that beer and wine are not taken out or passed out of the garden over the fencing.
 - (c) Beer and wine are to be served in plastic or paper containers only.
 - (d) Suitable washroom and any other related facilities requested by the municipality are to be provided. A letter from the appropriate authority must accompany your application for a Liquor Licence indicating you have satisfied this requirement.
 - (e) Food must be available at all times.
 - (f) The sponsoring organization will supply sufficient personnel to provided adequate security as determined by the RCMP to police the function.
 - (g) Prior to opening the Beer Garden to the Public, a request must be made to the RCMP to have an officer on duty inspect the facility to ensure that it meets all physical requirements.
 - (h) Dates issued and not used for whatever reason must be returned to the municipality for redistribution.

3. Upon approval, a Beer Garden Licence must be obtained from the Liquor Distribution Branch, and approved by the RCMP at least 14 clear days before the event.

4. It is the sponsoring organization's responsibility to ensure that no minors are permitted entry to the Beer Garden, and to check the identification of persons of questionable age and deny them admission if identification is not satisfactory.

5. Proceeds of the function should be for charitable or public purposes. Any profit accrued shall not be used by the organization to improve its own well being.

SCHEDULE "B"
To Bylaw 1052

VILLAGE OF KASLO
PUBLIC FUNCTIONS
Financial Statement

DATE: _____

Name of Organization: _____

Address: _____

Licence Number: _____

Event: _____

Name and Address of charitable or community project(s):

Contact Name to call concerning accounting information and records:

Name: _____

Phone Number: _____

The information contained in this report is accurate and complete:

(Chairman)

(Secretary)

FINANCIAL STATEMENT MUST BE SUBMITTED TO THE VILLAGE OF KASLO WITHIN 60 DAYS AFTER COMPLETION OF THE EVENT, AND MUST CLEARLY INDICATE WHERE FUNDS ARE USED. FAILURE TO COMPLY WITH THIS REQUIREMENT MAY RESULT IN A REFUSAL OF LICENCING IN SUBSEQUENT YEARS.

Total gross receipts derived from Licence:	\$
Licence cost	\$
Ticket printing	\$
Supplies	\$
Security	\$
Rent	\$
Beer & wine	\$
Other	\$
Net revenue:	\$
Less total payment to charitable or community project:	\$
Funds carried in trust for future projects:	\$