



TOWN OF COMOX

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PUBLIC HEARING MEETING **AGENDA FOR WEDNESDAY APRIL 6, 2022**

The Town of Comox respectfully acknowledges that we are standing on the Unceded traditional territory of the K'òmoks First Nation.

Meeting Location: d'Esterre Centre, 1801 Beaufort Avenue, Comox

Call to Order: 6:00 p.m.

Adoption of the Agenda

PUBLIC HEARING TO CONSIDER THE FOLLOWING AGENDA ITEMS:

1. REZONING APPLICATION RZ 21-6 (132 PORT AUGUSTA STREET):
 - (3) a. [Comox Zoning Amendment Bylaw 2000](#)
2. LIQUOR LICENCE REVIEW APPLICATION PR 22-5 (132 PORT AUGUSTA STREET):

CLOSE OF PUBLIC HEARING

CORPORATE OFFICER

PUBLIC HEARING – Opening Statement

This Public Hearing is hereby convened pursuant to Section 464 of the Local Government Act for the purpose of hearing representations from those persons who believe that their interest is affected by the proposed applications:

1. Rezoning Application RZ 21-6 (132 Port Augusta Street):

- a. Comox Zoning Amendment Bylaw 2000

2. Liquor Licence Review Application PR 22-6 (132 Port Augusta Street)

The proposed bylaw has received first and second readings, but has not passed third reading or been adopted by Council. Notices of this Public Hearing have been published in accordance with the requirements of the Local Government Act. Also, a copy of the proposed bylaw, supporting documentation and any submissions to Council received from the public have been available for inspection at Comox Town Hall as required by the Local Government Act. Copies are also available for review at the desk of the clerk.

To maintain order and to ensure everyone a reasonable opportunity to be heard, I ask that each person wishing to speak regarding either application first sign the Speaker's List, located at the desk of the Clerk. Once called by the Chair, please begin your presentation to Council by clearly stating your name and address and whether you are speaking to the rezoning application, the liquor licence review application or both. Please make your presentation as brief as possible. After all have had an opportunity to be heard, anyone wishing to have further input may once again sign the Speaker's List.

Council will not debate with each other or members of the public. Council will not answer questions; we are here to hear from you. Technical questions may be directed by the Chair to the staff.

Everyone will be given a reasonable opportunity to be heard at this meeting. No one will be, or should feel, discouraged or prevented from making his or her views heard. Please refrain from any conduct that would intimidate others or discourage them from speaking.

Application Summary

The Blackfin Pub at 132 Port Augusta Street currently has two separate applications in progress:

1. Rezoning Application RZ 21-6 (132 Port Augusta Street):

a. Comox Zoning Amendment Bylaw 2000

In general terms, the purpose of Comox Zoning Amendment Bylaw 2000 is to increase the maximum seating capacity of the Blackfin Pub from 175 seats (the current Comox Zoning Bylaw 1850 maximum) to 310 seats.

2. Liquor Licence Review Application PR 22-6 (132 Port Augusta Street)

In general terms, the purpose of the Liquor Licence Review Application is to increase the existing Liquor Primary licence from 110 persons to 175 persons to include a 65-person outdoor patio.

Public Hearing Submissions

Written – To ensure that written submissions are included in the minutes of the meeting, please ensure that all are submitted to the desk of the Clerk before the end of the meeting.

Verbal – The proposed rezoning application and liquor licence review application are now open for discussion.

Close of Agenda Item

I remind those present that legal considerations prevent the members of Council from considering any representation made after the close of this Public Hearing.

Before closing the Public Hearing, I am going to call three times for any further speakers on any of the matters contained in the proposed applications.

For the first time, is there anyone who wishes to make any further representation?

For the second time, is there anyone who wishes to make any further representation?

For the third time, is there anyone who wishes to make any further representation?

There being no further speakers, I declare this Public Hearing closed.

ADJOURNMENT

TOWN OF COMOX

BYLAW 2000

A BYLAW TO AMEND COMOX ZONING BYLAW 1850

WHEREAS Council has the authority under the provisions of the *Local Government Act* to amend the Zoning Bylaw;

NOW THEREFORE the Council of the Town of Comox, in open meeting assembled, enacts as follows:

1. Title

This bylaw may be cited for all purposes as the “Comox Zoning Amendment Bylaw 2000”

2. Amendments

- 1) Comox Zoning Bylaw 1850, Section 307.2 is hereby amended by adding the following text:
 - (7) notwithstanding section 3.2 Definitions, the definition of a Pub located at Lot 2 Section 56 Comox District Plan VIP69621 shall be “An establishment licensed by the Liquor and Cannabis Regulation Branch that provides primarily alcoholic beverage service and has a maximum seating capacity including outdoor seating of 310; the provision of live entertainment is limited to music or comedy.”;
- 2) In all places in Bylaw 1850 reference to “Liquor Control and Licensing Branch” shall be replaced with “Liquor and Cannabis Regulation Branch”; and
- 3) Comox Zoning Bylaw 1850 is further amended by making such consequential changes as are required to reflect the foregoing amendments, including without limitation changes in the numbering and order of the sections of the bylaw.

3. Adoption

- (1) READ A FIRST and SECOND time this 2nd day of March, 2022
- (2) ADVERTISED A FIRST time this 2nd day of March, 2022
- (3) ADVERTISED A SECOND time this 30th day of March, 2022
- (4) PUBLIC HEARING this day of 2022
- (5) READ A THIRD time this day of _____, 2022
- (6) ADOPTED this day of _____, 2022

Russ Arnott,
Mayor

Shelly Russwurm,
Corporate Officer