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Information
Report #2

Harbour East Community Council
April 3, 2008

TO: Chair and Members of Harbour East Community Council

SUBMITTED BY:


Paul Dunphy, Director, Community Development

DATE: March 10, 2008

SUBJECT: Request to Amend C-2 Zone, Wyse Road

INFORMATION REPORT

ORIGIN

At the January 10, 2008 meeting of Harbour East Community Council (HECC), staff were directed to initiate a process to amend the C-2 (General Business) Zone along Wyse Road to restrict the operation of cabarets¹ and pawns shops as exists in Downtown Dartmouth.

BACKGROUND/ DISCUSSION

In Dartmouth, the C-2 (General Business) Zone permits a wide variety of commercial uses, while the DB (Downtown Business District) Zone in Downtown Dartmouth is more restrictive in nature (prohibits cabarets and pawns shops). HECC wishes to consider amendments to Dartmouth's Land Use By-law that prohibit cabarets and pawns shops on those properties zoned C-2 along Wyse Road.

Planning staff have opened a case file to explore the options of applying restrictions similar to those in the Downtown Dartmouth Plan Area, to the Dartmouth Plan area within the Wyse Road commercial corridor. Staff will be consulting with the district Councillor on the best way to proceed with public participation.

¹Cabarets are establishments holding a *Cabaret Licence*, as defined in the Nova Scotia Liquor Control Act (Attachment A).

BUDGET IMPLICATIONS

None. The costs to process this planning application can be accommodated within the approved C310 operating budget.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

ALTERNATIVES

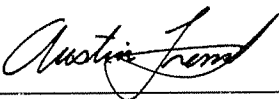
None.

ATTACHMENTS

Attachment A Excerpt from the Nova Scotia Liquor Control Act

A copy of this report can be obtained online at <http://www.halifax.ca/commcoun/cc.html> then choose the appropriate Community Council and meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by : Hanita Koblents, Planner I, 490-4181

Report Approved by: 
Austin French, Manager of Planning Services, 490-6717

Attachment A
Excerpt from Nova Scotia Liquor Control Act

Classes of license

48 (1) Subject to the regulations, a license may be one of the following classes and no other:

- (a) club license - that shall permit the licensee to have and dispense liquor;
- (b) tavern license - that shall permit the sale of beer by the glass or open bottle;
- (c) beverage room license - that shall permit the sale of beer and wine by the glass, open bottle or other container;
- (d) eating establishment license - that shall permit the sale of liquor by the glass and beer and wine by the glass, open bottle or other container with meals or otherwise as specified in the license;
- (e) lounge license - that shall permit the sale of liquor by the glass and beer and wine by the open bottle, glass or other container;
- (f) cabaret license - that shall permit the sale of liquor by the glass and beer and wine by the glass, open bottle or other container;
- (g) special premise license - that shall permit the sale of liquor by the glass and beer and wine by the glass, open bottle or other container, or any of them as specified in the license for a specific period of time or at specific times;
- (h) special occasion license - that may permit the sale or other disposition of liquor by the glass and beer and wine by the glass, open bottle or other container, for a specific period of time or at specific times.