



BRITISH
COLUMBIA

DORMANT LICENCE NOTICE

May 23, 2014

TO: Golden Spike Inn Ltd.
Golden Spike Pub
210-8399 200 Street
Langley, B.C.
V2Y 3C2

FROM: Rebecca Villa-Arce
Manager, Licensing Administration
Liquor Control and Licensing Branch
P.O. Box 9292, Stn. Prov. Gov't.
Victoria, B.C. V8W 9J8

RE: **DORMANT LICENCE:**
Liquor Licence Type: Liquor Primary Liquor Licence # 144144
Establishment Name: Golden Spike Pub
Establishment Address: 3224 St. John's St in Port Moody, BC

The Liquor Control and Licensing Branch (Branch) has placed the above noted liquor licence in "dormant status" based on the information provided by the licensee.

A dormant licence is a liquor licence held by a licensed establishment that is not actively open for business due to financial difficulties, major renovations and/or a catastrophic event such as fire, flood or other natural disaster.

For the licence to remain eligible for dormant status, the licensee must ensure they continue to comply with the *Liquor Control and Licensing Act* and regulations, and the terms and conditions of the licence. This means the licensee must maintain valid interest in the property and have no other business operating or be using the licensed area for any other purpose. The licensee must also continue to pay the annual licensing fees.

Any changes to your mailing address must be reported to the Branch to ensure the annual renewal notice is received. When the establishment is ready to be reopened, you must advise the Branch in advance so that the licence may be removed from dormant status prior to re-opening.

Failure to comply with the *Act* and regulation or the terms and conditions of the licence, will result in the cancellation of your liquor licence.

If you have any questions regarding this notice or require further information about dormant liquor licences, please contact the Brandy Dyer at (250) 952-5768 or 1-866-209-2111.

Rebecca Villa-Arce
Manager, Licensing Administration

RVA/bd

cc: Michael Clark, Regional Manager McKenzie Castle, Liquor Inspector
Port Moody Police Dept. #4 (Fax #:250-461-1734).
Contact Email: s.22

**Liquor Control and
Licensing Branch**

Mailing Address:
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8
Telephone: 250 952-5787
Facsimile: 250 952-7066

Location:
4th Floor, 3350 Douglas Street
Victoria, BC
<http://www.pssg.gov.bc.ca/lclb>



March 12, 2014

Attn: Liquor Control & Licensing Branch
4th Floor, 3550 Douglas Street,
Victoria BC V8W 9J8

Re: Dormancy request Golden Spike Pub License # 144144
Address: 3224 St Johns Street, Port Moody, BC

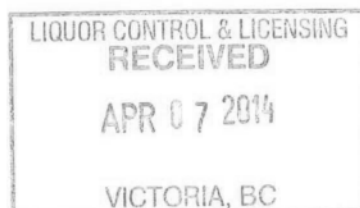
Please accept this letter as our written request to place the above noted license into dormancy. The reason for this request is due to financial constraints. We are in the process of implementing a new hospitality strategy and are looking at options of relocation for this license.

Should you have any questions or concerns, please contact:

Rebecca Hardin
email: rebecca@risingtideconsultants.ca
604.669.2928 p
604.314.0176 c

Kind regards,

Ralph Berezan,
Berezan Management



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Withheld pursuant to/removed as

s.21

Dyer, Brandy JAG:EX

From: Rebecca Hardin [rebecca@risingtideconsultants.ca]
Sent: Friday, May 23, 2014 1:46 PM
To: Dyer, Brandy JAG:EX
Cc: 'Steve Berezan'; troyb@berezanhg.com
Subject: FW: License #144144
Attachments: 04-07-2014 (3).pdf; 20140404112018.pdf; Spike dormancy letter.pdf

Hi Brandy,

How are you? I wanted to touch base on the Golden Spike Dormancy request from April. As of yet, we hadn't seen anything come back from you by way of an approval and the date was May 5 to have the docs into you. As per the email below, we had those in by April 7th.

If you would be so kind as to provide me with a status update, it would be appreciated.

Have a great weekend!

Rebecca

From: Rebecca Hardin [mailto:rebecca@risingtideconsultants.ca]
Sent: Monday, April 07, 2014 10:41 AM
To: 'Dyer, Brandy JAG:EX'
Cc: 'Angela Roy'
Subject: License #144144

Good morning Brandy,

In response to Mrs. Villa-Arce's letter date April 4, 2014, Please find attached the request for dormancy along with a copy of valid interest.

Should you require anything further, please contact me at your earliest convenience.

Have a great day!

Rebecca

Rebecca Hardin
Vice President Licensing & Operations



1090 – 1130 West Pender Street
Vancouver, BC V6E 4A4
T 604.669.2928 F 604.669.2920 C 604.314.0176

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Dyer, Brandy JAG:EX

From: Villa-Arce, Rebecca JAG:EX
Sent: Friday, May 23, 2014 11:41 AM
To: Dyer, Brandy JAG:EX; Colquhoun, Katherine JAG:EX
Subject: FW: Golden Spike Pub license
Attachments: 05-12-2014.pdf

-----Original Message-----

From: Steve Berezan [<mailto:steve@stonewaterproperties.com>]
Sent: Friday, May 23, 2014 11:39 AM
To: Villa-Arce, Rebecca JAG:EX
Cc: s.22
Subject: FW: Golden Spike Pub license

Sorry, here is a copy of the letter.

Steve Berezan
Have an Absolutely Awesome Day!!
Direct: 604 455 5001
Office: 604 882 0808
Fax: 604 882 1722
s.22

Stonewater Properties-The partner of choice for commercial real estate investments.
Suite 210 8399 200th Street Langley B.C. Canada. V2Y 3C2 www.stonewaterproperties.com
www.berezan.ca www.berezanhg.com Member of Entrepreneurs Organization www.eonetwork.org
Member of Young Presidents Organization www.ypo.org

-----Original Message-----

From: s.22
Sent: Thursday, May 22, 2014 4:00 PM
To: Steve Berezan
Cc: Rebecca Hardin
Subject: FW: Golden Spike Pub license

Steve, today was the due date for info - still have not had any response from Rebecca

-----Original Message-----

From: s.22
Sent: Monday, May 12, 2014 11:21 AM
To: Rebecca Hardin
Cc: Steve Berezan
Subject: Golden Spike Pub license

Hi Rebecca,
Please see attached and advise.

Thank you,
s.22

-----Original Message-----

From: panasonic@berezan.ca [<mailto:panasonic@berezan.ca>]

Sent: Monday, May 12, 2014 9:13 AM

To: s22

Subject: IMAGE from Internet FAX

Image data in PDF format has been attached to this email.

Dyer, Brandy JAG:EX

From: Villa-Arce, Rebecca JAG:EX
Sent: Friday, May 23, 2014 11:41 AM
To: Dyer, Brandy JAG:EX; Colquhoun, Katherine JAG:EX
Subject: FW: Golden Spike Pub license

From: Steve Berezan [<mailto:steve@stonewaterproperties.com>]
Sent: Friday, May 23, 2014 11:39 AM
To: Villa-Arce, Rebecca JAG:EX
Cc: s.22 ; Rebecca Hardin ; s.22
Subject: RE: Golden Spike Pub license

Rebecca, we received this letter that you wish to cancel our license in Port Moody as you are not in evidence of a valid interest in the lease space for Golden Spike Inn Ltd.

We own the building and can draft up a lease if one does not exist. We wish to put this license in dormancy and it was my understanding that Rebecca Hardin was processing this application for dormancy. If this is not the case, please let me know what additional paperwork you require from us to allow this to happen and we will email you whatever additional information you require.

Chris, would you be so kind as to email Rebecca the lease for the Spike pub with the building company, if one does not exist then let's draft up one so that we can prove to the liquor board we have a valid interest in the site.

Thank you very much Rebecca for your time and any assistance in advance,

Steve Berezan
Have an Absolutely Awesome Day!!
Direct: 604 455 5001
Office: 604 882 0808
Fax: 604 882 1722

s.22

Stonewater Properties-The partner of choice for commercial real estate investments.
Suite 210 8399 200th Street Langley B.C. Canada. V2Y 3C2
www.stonewaterproperties.com
www.berezan.ca
www.berezanhq.com
Member of Entrepreneurs Organization
www.eonetwork.org
Member of Young Presidents Organization
www.ypo.org

-----Original Message-----

From: s.22
Sent: Thursday, May 22, 2014 4:00 PM
To: Steve Berezan
Cc: Rebecca Hardin
Subject: FW: Golden Spike Pub license

Steve, today was the due date for info - still have not had any response from Rebecca

-----Original Message-----

From: s.22

Sent: Monday, May 12, 2014 11:21 AM

To: Rebecca Hardin

Cc: Steve Berezan

Subject: Golden Spike Pub license

Hi Rebecca,

Please see attached and advise.

Thank you,

s.22

-----Original Message-----

From: panasonic@berezan.ca [mailto:panasonic@berezan.ca]

Sent: Monday, May 12, 2014 8:13 AM

To: s.22

Subject: IMAGE from Internet FAX

Image data in PDF format has been attached to this email.

CERTIFIED**NOTICE OF CANCELLATION
PURSUANT TO SECTION 16 (1) (b) and (c)
LIQUOR CONTROL AND LICENSING ACT**

May 7, 2014

TO: Golden Spike Inn Ltd.
Golden Spike Pub
210-8399 200 Street
Langley, B.C.
V2Y 3C2

FROM: Rebecca Villa-Arce
Manager, Licensing Administration
Liquor Control and Licensing Branch
P.O. Box 9292, Stn. Prov. Gov't.
Victoria, B.C. V8W 9J8

Re: Cancellation of Liquor Primary Liquor Licence # 144144
Establishment Name: Golden Spike Pub
Establishment Address: 3224 St. John's St in Port Moody, BC
Licensee: Golden Spike Inn Ltd.

The Liquor Control and Licensing Branch received information that the company **Golden Spike Inn Ltd.** may no longer hold valid interest and is no longer carrying on business at the establishment.

Based on this information it is our intention to cancel the above-noted liquor licence unless **Golden Spike Inn Ltd.** provides the Branch with evidence that it has valid interest in the said property and that it is the owner of the business carried on at the establishment. This information must be received prior to **May 22, 2014.**

If you know of a reason why this licence should not be cancelled it will be necessary for you to provide this information prior to **May 22, 2014.** If the information is not received, the cancellation of the above noted liquor licence will take place at the end of business day on **May 22, 2014.** A cancelled licence can not be reinstated or renewed. The licence expires on **July 31, 2014.**

If there have been changes that have not been reported to the Branch, application forms can be found on our website at www.pssg.gov.bc.ca/lclb/.

Please contact Brandy Dyer at (250) 952-5768 or 1-866-209-2111 if you have any questions regarding this notice.



Rebecca Villa-Arce
Manager, Licensing Administration

RVA/bd

cc: Michael Clark, Regional Manager
McKenzie Castle, Liquor Inspector
Port Moody Police Dept. #4 (Fax #:250-461-1734).
Establishment Location Address: 3224 St John's Street, Port Moody, B.C. V3H 2C9
Contact Email: aroy@berezan.ca

**Liquor Control and
Licensing Branch**

Mailing Address:
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8
Telephone: 250 952-5787
Facsimile: 250 952-7066

Location:
4th Floor, 3350 Douglas Street
Victoria, BC

<http://www.pssg.gov.bc.ca/lclb>

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"CERTIFIED"

April 4, 2014

Via Email: aroy@berezan.ca

Golden Spike Inn Ltd.
Golden Spike Pub
210 - 8399 200 Street
Langley, B.C. V2Y 3C2

Dear Mr. Berezan:

RE: NOTICE OF INTENT TO CLASSIFY LIQUOR LICENCE AS DORMANT
Liquor Licence Type: Liquor Primary Licence #: 144144
Establishment Name: Golden Spike Pub
Establishment Address: 3224 St. John's St in Port Moody, BC

The Liquor Control and Licensing Branch recently received information that the above-noted establishment is not currently operating.

If a licensed establishment ceases to operate and the licensee wishes to continue to hold the liquor licence, the licence may be placed into dormant status. A request for dormant status may be approved if the establishment is not actively open for business due to financial difficulties, major renovations, and/or catastrophic events such as fire, flood or other natural disaster.

For a licence to be eligible for dormant status, the licensee must continue to comply with the *Liquor Control and Licensing Act* and regulations, and the terms and conditions of the licence. This means the licensee must maintain valid interest in the property and no other business must be operated on the site approved for the liquor licence. The licensee must also continue to pay the annual licensing fees.

To determine whether or not the above liquor licence can be classified as dormant you will need to demonstrate that you currently have valid interest in the licensed establishment and that no other business is operating on that site. Please provide this information, in writing, before **May 5, 2014** or your liquor licence may be cancelled.

If you have any questions regarding this letter or require further information about dormant liquor licences please contact Brandy Dyer at (250) 952-5768 or 1-866-209-2111.

Sincerely,



Rebecca Villa-Arce
Manager, Licensing Administration

RVA/bd

cc: McKenzie Castle, Inspector
Michael Clark, Regional Manager

**Liquor Control and
Licensing Branch**

Mailing Address:
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8
Telephone: 250 952-5787
Facsimile: 250 952-7066

Location:
4th Floor, 3350 Douglas Street
Victoria, BC

<http://www.pssg.gov.bc.ca/lclb>

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LP 144144.
Exp. July 31, 2014.

Closing time for Spike; Port Moody Fixture to Serve Final Drink Sunday

Tri-Cities Now

Wednesday, March 26, 2014

Page A01

By Jeremy Deutsch

3224 St. John's Street

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Property Owner: 394234 sc R16

Ralph Baragan

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s.3

Page 25

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**Township of
Langley**



Est. 1873

February 13, 2013

Address change confirmation

To whom it may concern:

The property formerly addressed as 19988 – 84 Ave was changed to 8399 – 200 Street effective January 11, 2010.

The legal address has not changed, and remains LT 13, SEC 27, TWP 8, NWD, PL BCP8909.

Please update your records accordingly, and feel free to contact me if you have questions or require further information.

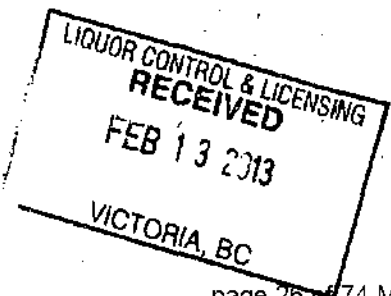
Regards,

Rachel Twine | Plan Reviewer

Building Department | Township of Langley

20338 - 65 Avenue, Langley, BC V2Y 3J1

Phone 604.533.6133 | Fax 604.533.6182 | www.tol.ca



SCHEDULE "A"

LEGAL DESCRIPTION OF LANDS AND BUILDING
AND MUNICIPAL ADDRESS

LEGAL DESCRIPTION:


Lot 13
Section 27, Township 8
N.W.D., Plan BCP8909

MUNICIPAL ADDRESS:

8399 - 200 Street
Building B
Langley, British Columbia

V2Y 3C2

19988 - 84TH Ave.
"formerly" Building "B"
Langley B.C.
V2Y 3C2
same legal.



Ralph Berezan - pres.
Feb 11 / 2013.

- 20.11 Any notice, request or demand hereunder provided for or given hereunder shall be sufficiently given if personally delivered or if mailed by registered mail postage prepaid, addressed as follows:

If to the Landlord, at:

Berezan Management (B.C.) Ltd.
210, 8399 - 200th Street
Langley, British Columbia V2Y 3C2

If to the Tenant, at:

the Premises

Any notice mailed as aforesaid shall be conclusively deemed to have been given on the date of personal delivery or on the third day following the day on which such notice is mailed as aforesaid. The Landlord, the Tenant or the Indemnitor may at any time give notice in writing to the others of any change of address of the party giving such notice and from and after the giving of such notice the address therein specified shall be deemed to be the address of such party for the giving of such notices thereafter.


- 20.12 All rights and liabilities herein given to, or imposed upon, the respective parties hereto shall extend to the benefit of their respective heirs, executors, administrators, successors and permitted assigns and shall be binding upon their respect heirs, executors, administrators, successors and assigns. If there shall be more than one Person named as a Tenant, they shall be bound jointly and severally by the terms, covenants and agreements herein.

IN WITNESS WHEREOF the parties hereto have duly executed these presents under seal on the date first above written.

LANDLORD:

BEREZAN MANAGEMENT (B.C.) LTD.
AS AGENT FOR WILLOUGHBY
BUSINESS CENTRE LTD.

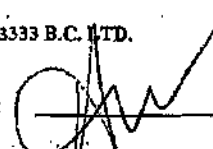
Per:

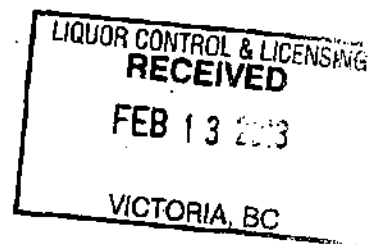

Chris Yakabuski
Regional Manager

TENANT:

0773333 B.C. LTD.

Per:


Title: _____
I have authority to bind the Corporation



Mason, Shari SG:EX

From: Angela Roy [aroy@berezan.ca]
Sent: Tuesday, December 13, 2011 9:20 AM
To: Mason, Shari SG:EX
Subject: RE: Liquor Control and Licensing Branch - Liquor Licence for Licence Number: 195441
Attachments: contact liq control board. letter.pdf

Shari,
Attached is the required letter for multiple licensee numbers - I am sorry for the delay, but
s.22 .. I have one more letter to send thru, I am just waiting on a
signature.

-----Original Message-----

From: Mason, Shari SG:EX [<mailto:Shari.Mason@gov.bc.ca>]
Sent: Tuesday, November 29, 2011 10:30 AM
To: Angela Roy
Subject: RE: Liquor Control and Licensing Branch - Liquor Licence for Licence Number: 195441

Hi Angela,

We received information that s.22 is no longer a contact for the above-noted licence
& to remove his email address from the system. He said to contact you if we needed anything
further. We will need to have the licensee (shareholder) send us a request in writing with
his signature asking us to change the email address from s.22 to the correct one.

You can email this information to shari.mason@gov.bc.ca or you can fax this information to
Attn: Shari Mason at (250) 952-7034.

Thank you,

Shari Mason
Liquor Control & Licensing Branch
Licensing Assistant
Phone: (250) 952-5768
Fax: (250) 952-7034
Email: shari.mason@gov.bc.ca
Applications & Forms: www.pssg.gov.bc.ca/lclb/

-----Original Message-----

From: LCLB One Stop Help LCLB:EX
Sent: Monday, November 28, 2011 11:16 AM
To: Mason, Shari SG:EX
Subject: FW: Liquor Control and Licensing Branch - Liquor Licence for Licence Number: 195441

Hi Shari,
Should these types of requests go to you? How should they be handled...?

Rick

-----Original Message-----

From: OneStop CITZ:EX



December 13, 2011

Liquor Control and Licensing Branch

Re: Contact Information for multiple licensees

Please remove ^{s.22} _____ as a contact and replace it with Angela Roy
(aroy@berezan.ca) for the following Licensee numbers:

1. ^{s.21}
 - 2.
 - 3.
 - 4.
 - 5.
 - 6.
 7. 144144, 191644. *Golden Spike Pub.*
 8. ~~302608~~
- s.21

Thank you,

Ralph Berezan



Ministry of
Attorney General

Liquor Control and Licensing Branch

Expression of Interest: Increases in Licensed Capacity

To be eligible for the bulk process, this form must be postmarked or received no later than midnight, December 15, 2000.

GOLDEN SPIKE INN LTD.
GOLDEN SPIKE PUB
3224 ST JOHN'S ST
PORT MOODY, B.C. V3H 2C9
Licence number: 144144

Local government or first nation:

Port Moody (City of)
Please complete

Licensed Area	Current Licensed Capacity	Maximum Capacity (current cap. + 50%)	Capacity by Floor Area*	Estimated Allowable Additional Capacity*	Approved Capacity (LCLB use only)
AR01	125	188	178 209	54 63	
PAT.	20	20	20	20	

*These numbers are estimates only, based on records on file with LCLB. Actual floor plan capacities will be determined by local fire or building officials.

Note: Hotels, resorts or restoration pubs may apply for one, or both, of the following privileges:

1. Are you interested in pursuing a person capacity increase application?

☒ YES, I would like to apply for a person capacity increase. Please forward my application to local government or first nation.

Do the attached floor plans accurately depict the existing layout of your establishment?

☒ Yes, the floor plans are current.

☐ No, the floor plans are out-of-date. Please send me an application for the individual process.

☐ NO, I would not like to apply for a person capacity increase at this time. Please do not include me in the bulk process.

2. For hotel, resort or restoration pub patios where the capacity is taken from the inside, are you interested in having your patio capacity no longer deducted from your interior capacity?

☒ Yes, please forward my application to my local government or first nation.

☐ No, I am not interested in applying for a change in patio privileges at this time.

Applicant's name (please print): GOLDEN SPIKE INN LTD
(owner or person applying on owner's behalf)

Contact telephone number: 604 882 5945

Applicant's Signature: [Signature]

Date: Dec 3, 2000

(owner or person applying on owner's behalf) Ralph Berzani

Liquor Control and Licensing Branch
Ministry of Attorney General
P.O. Box 9292 Stn Prov Govt
Victoria, B.C. V8W 9J8
Fax: (250) 387-9184
Attention: Licensing Administrator

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October 11, 2012

Golden Spike Inn Ltd.
c/o Ralph Berezan
210-19988 84 Avenue
Langley, BC V2Y 3C2
Phone: (604) 534-8079
rberezan@berezan.ca; troyb@berezanhg.com

Dear Mr. Berezan:

**Re: Golden Spike Inn Ltd., dba Golden Spike Pub, Port Moody BC
Liquor Primary No. 144144**

Case: EH12-041

The purpose of this letter is to inform you that the Liquor Control and Licensing Branch is no longer pursuing enforcement action for the following contravention:

Contravention Name	Section of Act/ regulation/term and condition of the licence	Date of alleged Contravention	Contravention Notice Number	Date of NOEA
Overcrowd beyond person capacity more than occupant load	s. 6(4) Reg	March 11, 2012	B012266	April 2, 2012

Although the contravention identified above will no longer be pursued, please be advised that contravention notice B012266 will remain on your file.

If you have any questions about the matters covered in this letter, please feel free to contact me directly at (250) 952-7037.

Yours truly,

Bruce Edmundson
Deputy General Manager
Compliance and Enforcement

cc: Michael Clark, Regional Manager
Olubode Fagbamiye, Branch Advocate

Liquor Control and
Licensing Branch

Mailing Address:
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8
Telephone: 250 952-5787
Facsimile: 250 952-7066

Location:
Fourth Floor, 3350 Douglas Street
Victoria BC
www.pssq.gov.bc.ca/lclb



May 22, 2012

Liquor Control and Licensing
Fourth Floor 3350 Douglas Street
Victoria BC

Re: License 144144 Golden Spike Pub

Please accept this letter as my written authorization for Mr. Troy Bilodeau and Ms. Cheryl Semenuik to work on my behalf with regards to the Enforcement Action proposal for License # 144144.

I am currently out of country and unable to personally handle this matter myself.

Should you have any questions or concerns, please feel free to leave me a voicemail or email at my office.

Regards,

Ralph Berezan
rberezan@berezan.ca

Stewart, Heather Ann MEM:EX

From: Stewart, Heather Ann MEM:EX
Sent: Wednesday, October 10, 2012 9:52 AM
To: Fisher, Mandy MEM:EX
Subject: Golden Spike [EH12-041] - withdrawn

Hi Mandy.

Could you please prepare a letter for Bruce's signature that withdraws the branch's NOEA in this case. I understand you have precedent letters for this kind of thing?

Thanks

Heather Stewart
Registrar, Enforcement Hearings
Liquor Control & Licensing Branch
Tel: (250) 952-5793; toll free 1-866-209-2111; Fax: (250) 952-7059
Heather.Ann.Stewart@gov.bc.ca
www.pssg.gov.bc.ca/lclb

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NOTICE OF ENFORCEMENT ACTION
Liquor Control and Licensing Act, R.S.B.C. 1996, c. 267

File: EH12-041
Job: 000685154-032

April 2, 2012

Golden Spike Inn Ltd.
210-19988 84 Ave
Langley, BC V2Y 3C2

Re: Licence Number: 144144
Licence Type: Liquor Primary
Licence Expiry Date: July 31, 2012
Establishment: Golden Spike Pub
CN #: B012266

The purpose of this notice is to inform you that pursuant to section 20 of the *Liquor Control and Licensing Act* (the Act), the general manager is pursuing enforcement action against the licensee.

This Notice of Enforcement Action (NOEA) will:

1. Set out the branch's allegation(s) of non-compliance with the Act, and or the *Liquor Control and Licensing Regulation* (the Regulation) and or the terms and conditions of the licence,
2. Provide a narrative of events,
3. Describe the evidentiary basis for the elements of each alleged contravention,
4. Provide reasons why the branch is pursuing enforcement,
5. Provide reasons why the branch believes the particular enforcement action (i.e. penalty) proposed is warranted, and
6. Outline the licensee's options and the branch procedures that will be followed depending on whether or not the licensee disputes what is being alleged.

Included with this NOEA is the licensee's enforcement history and an explanation of how that history will be applied in any hearing decision of the general manager.

Ministry of Public Safety
and Solicitor General

Liquor Control and
Licensing Branch

Mailing address:
PO Box 9292 Stn Prov Gov
Victoria BC V8W 9J8

Toll Free: 1 866 209-2111
Telephone: 250 952-5787

Location:
Fourth Floor, 3350 Douglas Street
Victoria BC

<http://www.pssg.gov.bc.ca/lcib>

1. THE ALLEGED CONTRAVENTION(S):

No.	Name of Contravention(s)	Section of the Act/Regulation	Date and time of Contravention(s)	Proposed Enforcement Action
1.	Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.	s. 6(4) Reg.	2012-MAR-11 12:35 AM	6 day suspension

*business day of
Sat. Mar 10/11, 2012*

2. NARRATIVE

The Golden Spike Pub located at 3224 St. John's St Port Moody, BC holds a valid Liquor Primary Licence expiring July 31, 2012. The hours of operation approved by the General Manager are 9:00 am – 2:00 am Monday – Sunday. This establishment has two patios identified as Patio 1 and Patio 2 as well as a Pub area identified as Person 01. The person capacity is 250. Patio totals are taken from the person capacity and have no designated amounts.

While on duty March 11, 2012 00:10 a.m. ~~Port Moody Police Officers Cst. Boechler, A/Sgt. Faulkner and others~~ attended the Golden Spike Pub to conduct a "licensed premise check" known as an LPC. During the LPC they noted that the establishment was crowded and possibly over capacity. With little room to move Cst. Boechler inquired about person capacities. A/Sgt Faulkner advised Cst. Boechler that the licensee Cheryl Semeniuk had indicated that the licence allowed for 250 persons. Cst. Boechler requested a mechanical counter and was directed to the front doormen. Neither doormen had mechanical counters so a doorman ^{s.22} left to get one. The doorman known only as ^{s.22} never returned. Another unidentified male staff member returned approximately ten minutes later with a mechanical counter and a clip board. The counter indicated 274 and the clip board had several marks and numbers crossed out with the final number being "- 36". These numbers represented 274 persons who had entered and 36 persons who had left.

It was at this point Cst. Boechler started a systematic patron count with a borrowed mechanical counter from the Golden Spike Pub. Cst. Boechler was familiar with the use of the mechanical counter and how to accurately count people as she had worked in a licensed establishment in the past. Cst. Boechler's first person result was 374. Cst. Boechler's result was shared with A/Sgt Faulkner who requested a second person count. A second count was conducted by Cst. Boechler with a result of 383. During the second count 12 people were observed leaving and with no persons entering. At the conclusion of the second count Cst. Boechler physically showed and told Cheryl Semeniuk of the results. According to A/Sgt Faulkner Cheryl Semeniuk did not appear concerned by the results. She explained she was having difficulty with people leaving the bar with stamps (inked wrist stamps) and then re-entering through the rear entrance where people smoke. They also had an over flow of customers who watched the Canucks Hockey Game earlier and decided to stay for the evening. Traditionally the hockey patrons leave at the conclusion of the game.

Convinced that person capacity exceeded 250 patrons Cst.Boechler completed LPC B092302 "overcrowding" contrary to section 6(4) Liquor Control and Licensing Act. LPC B092302 signed and served on Managing Partner Cheryl Semenuik.

From LCLB Documentation obtained by Inspector Farina dated June 1st, 2004 "Person Occupant Loads" were confirmed as 250 Persons.

Inspector Farina Served Contravention Notice B012267 for Overcrowding to Assistant Manager Dan LNU March 17, 2012.

3. THE ELEMENTS OF THE ALLEGED CONTRAVENTION(S)

3.1 Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.

The number of persons in the establishment exceeded the licensed person capacity, and

The licensee knew or ought to have known that the establishment was overcrowded.

The number of persons was greater than the occupant load of the establishment.

Other Factors:

Typically there are 25 staff members working on a Saturday Night according to Managing Partner Cheryl Semeniuk.

First Count by Police - 374, 124 (49.6 %) over maximum allowable when 25 staff not included.

With 25 staff added the count increases to 399, 149 (59.6 %) over maximum allowable.

Second Count by Police - 383, 133 (53.2 %) over maximum allowable when 25 staff not included.

With 25 staff added the count increases to 408, 158 (63.2 %) over maximum allowable.

4. REASONS FOR PURSUING ENFORCEMENT

4.1 Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.

Licensees that exceed their capacity by overcrowding are operating contrary to public interest. Specifically, they are operating contrary to the principles of public safety, community standards and the term and conditions of their license.

The issue of public safety is most apparent when volumes exceed the person capacity or occupant load. Exiting a building safely during a fire or other emergency event is difficult.

It becomes even more difficult when the place serves liquor, lighting is low and there is generally a lot of noise. The ability for emergency personnel to respond quickly to an event is significantly reduced by overcrowding. This may cause serious injury or death.

The public interest and community standards are relevant to the contravention of overcrowding. The maximum capacity established for a liquor primary is the result of community input during the licensing process. Maximums are set to reduce the risk of negative impact on neighbourhoods and communities. These negative impacts include but not limited to noise complaints, disturbances, parking and other related traffic flow issues. Permitting licensees to exceed their approved capacity minimizes and in some cases negates community input.

In this case, the Golden Spike Pub exceeded the person capacity of 250 as well as the building occupant load. The person capacity includes Patio 1, Patio 2 and Person 01. The two counts conducted by Cst. Boechler with a mechanical counter confirmed that this licensee had exceeded their person capacity. When the licensee Cheryl Semeniuk was presented with the results she did not appear surprised.

Based on the Port Moody Police officer's observations and specifically Cst. Boechler's two counts it confirms that the licensee did not have adequate measures in place to monitor the number of persons entering and remaining in the establishment. The result being extreme overcrowding.

5. REASONS FOR THE PROPOSED ENFORCEMENT ACTION (i.e. penalty)

5.1 Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg. : six (6) day suspension proposed

For the alleged contravention of overcrowding beyond person capacity more than occupant load, s. 6(4) reg. (Contravention Notice Number B012267), a suspension penalty of six (6) days is proposed. This recommended suspension penalty falls within the penalty range set out in schedule 4 of the Regulation for a first contravention of this type.

The suspension will be served starting on a Saturday and will continue on successive business days until completed.

The licensee is responsible for managing and controlling their establishment. The person capacity overages are excessive with little regard for public safety.

First Count - 374, 124 (49.6 %) over maximum allowable when 25 staff not included.
With 25 staff added the count increases to 399, 149 (59.6 %) over maximum allowable.

Second Count- 383, 133 (53.2 %) over maximum allowable when 25 staff not included.
With 25 staff added the count increases to 408, 158 (63.2 %) over maximum allowable.

Operating a Liquor Primary licensed premise contrary to the public interest can have

considerable negative impact such as noise (inside and outside) drunkenness, and unruly patrons all of which are disruptive to the community. Significant resources may be required by the Port Moody Police Department or LCLB personnel to ensure compliance.

Although the Port Moody Police Department enjoys a positive working relationship with the licensee they have a real concern regarding public safety at this licensed establishment.

A license suspension gives the licensee an opportunity to refocus and retrain staff on the importance of providing a safe environment for patrons, staff and others who might frequent their establishment. It re-enforces the importance of community safety and the strict adherence to accepted community standards.

Due to the seriousness of this contravention the recommended penalty is necessary to ensure future voluntary compliance.

6. THE PROCEDURES

The licensee may agree with or dispute the above allegation(s) and proposed enforcement action.

If there is a dispute, the general manager will decide if the contravention(s) occurred and what enforcement action, if any, is warranted. A hearing may be scheduled for that purpose.

If the general manager decides that enforcement action is warranted, the general manager will determine what enforcement action will be imposed on the licensee. The general manager may

- Impose a suspension of the liquor licence for a period of time
- Impose a monetary penalty
- Cancel the liquor licence
- Rescind, amend or impose new terms and conditions on the licence
- Order a transfer of the licence

Imposing enforcement action is discretionary. Where the general manager finds that a suspension or monetary penalty is warranted the general manager must follow the minimums set out in Schedule 4 of the Regulations. The general manager is not bound by the maximums and may impose a higher suspension or monetary penalty when it is in the public interest to do so. The general manager is not bound to order the enforcement action proposed in this NOEA.

Schedule 4 of the Regulation sets out the range of enforcement actions when a contravention occurs in an establishment within a 12 month period of a contravention of the same type. It is the date that the contravention occurred that is used for the purpose of determining if a contravention is a first, second or subsequent contravention for penalty purposes.

If the licensee agrees that the contravention(s) took place and accepts the enforcement action proposed, there is no need for a hearing. In that case, the licensee must sign a document called a waiver. By signing a waiver, the licensee irrevocably

- Agrees that the contravention(s) occurred,
- Accepts the proposed enforcement action,
- Agrees that the contravention(s) and enforcement action will form part of the compliance history of the licensee, and
- Waives the opportunity for an enforcement hearing.

If you decide to sign a waiver, or if you have any questions regarding this matter, please contact me at 604 586-2645 as soon as possible. If you do not sign a waiver, the branch will schedule a pre-hearing conference for you to discuss the hearing process with the branch registrar and the branch advocate.

For further information about the hearing and waiver process please visit our website at http://www.pssg.gov.bc.ca/lclb/comp_enforce/index.htm

Yours truly,

Rick Farina
Liquor Inspector

Enclosures

Copy of *Liquor Control and Licensing Branch Enforcement Process – Information for Liquor Licensees* (located at <http://www.pssg.gov.bc.ca/lclb/docs-forms/LCLB168.pdf>)

ENFORCEMENT ACTION

If the general manager determines that the licensee has committed the above alleged contravention(s), the general manager may consider the following when determining what enforcement action, if any, is warranted pursuant to section 20(2) of the Act:

Past Enforcement Action Taken

No compliance history found

Compliance Meetings

No compliance meetings found

Other Factors

Although not recorded in the "Posse" Computer Operating System of the Liquor Control and Licensing Branch there are 5 unproven allegations in the branch file. The following outlines the date and the reason(s) for Compliance meetings. All Compliance meetings were held at the Surrey Regional Office 101-9180 King George Blvd, Surrey, BC.

June 28, 2002 Overcrowding - Patio.

December 4, 2002 Advertise Contrary to Regulations.

November 16, 2010 Permit Minor to Enter or be on Premises.

July 26, 2011 Marketing Strategy - Free Drink Tickets.

February 23, 2012 Permit Intoxicated Patron to Remain.



BRITISH
COLUMBIA

No. B012267

Liquor Control and Licensing Act
and Regulation 244/2002

CONTRAVENTION NOTICE

Liquor Control and Licensing Branch,
Ministry of Public Safety and Solicitor General

Establishment name: GOLDEN SPIKE PUB
Establishment address: 3224 ST. JOHN'S ST.
PONT MOODY, B.C. V3H 2C9
Licensee name: GOLDEN SPIKE PUB 17
Licence #: 144144 Date CN issued: 03/18/2012
Date and time of alleged contravention(s): 03/11/2012 0035

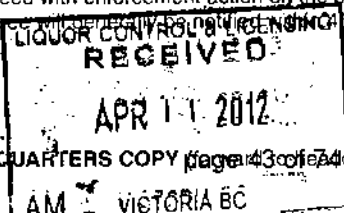
On the date noted above, the following alleged contravention(s) of the
Liquor Control and Licensing Act or regulation were identified:

	Contravention	Section
1	<u>OVER CROWDING</u>	6(4) <input type="checkbox"/> Act <input checked="" type="checkbox"/> Reg
2		<input type="checkbox"/> Act <input type="checkbox"/> Reg
3		<input type="checkbox"/> Act <input type="checkbox"/> Reg
4		<input type="checkbox"/> Act <input type="checkbox"/> Reg

Details: POLICE INITIATED. PATRON
COUNT WITH MECHANICAL COUNTER.
1st 374 PATRONS 2nd 383 PATRONS
LICENSED MAXIMUM 250 PATRONS

Inspector name: PICK FARINA Badge #99
Telephone: 604-586-2645 LPC #: B092302
Management acknowledgement (name and title):
[Signature] 1st. MANAGER

The general manager may proceed with enforcement action on the basis of this
contravention notice. The licensee will generally be notified 15 days if
enforcement action is proposed.



**CONTRAVENTION NOTICE**Liquor Control and Licensing Branch,
Ministry of Public Safety and Solicitor General

Establishment name: GOLDEN SPIKE PUB
 Establishment address: 3224 ST JOHNS ST
PONT MOODY
 Licensee name: GOLDEN SPIKE INN LTD
 Licence #: 144144 Date CN issued: 1MM/16/140
 Date and time of alleged contravention(s): 10M 2010 2000

On the date noted above, the following alleged contravention(s) of the
Liquor Control and Licensing Act or regulation were identified:

	Contravention	Section	
1	MINOR IN PREMISE	35	<input checked="" type="checkbox"/> Act <input type="checkbox"/> Reg
2	FAIL TO REQUEST ID.	45(7)	<input type="checkbox"/> Act <input checked="" type="checkbox"/> Reg
3	PERMIT PERSON TO BECOME INTOX	43(2)(a)	<input checked="" type="checkbox"/> Act <input type="checkbox"/> Reg
4	SALES STRATEGY LILLY TO ENCOURAGE INTOXICATION	41(2)(b)	<input type="checkbox"/> Act <input checked="" type="checkbox"/> Reg

Details:

POLICE ARREST SEVERELY INTOXICATED
MINOR WHO HAD BEEN DRINKING @ GOLDEN SPIKE
INTERVIEW AD PROMPTING BEER PONG &
DISCOUNT STUDENT PRICES.

Inspector name: FARINA Badge #: 99
 Telephone: 604-586-2645 LPC #: B091561

Management acknowledgement (name and title):

[Signature] OPS Manager

The general manager may proceed with enforcement action on the basis of this
 contravention notice. The licensee will generally be notified within 15 days if
 enforcement action is proposed.

NOV 18 2010



POLICE LICENSED PREMISES CHECK (LPC)

Establishment name: GOLDEN SPIKE PUBEstablishment address: 3224 St. Johns StreetPert Moody Licence #: 144144Licensee name: Golden Spike Inn Ltd.Date and time of alleged contravention(s): 10/29/10 2200On the date noted above, the following alleged contravention(s) of the
Liquor Control and Licensing Act or regulation were identified:

	Contravention	Section
1	Permit minor to enter or be on premise	35 <input checked="" type="checkbox"/> Act <input type="checkbox"/> Reg
2		<input type="checkbox"/> Act <input type="checkbox"/> Reg
3		<input type="checkbox"/> Act <input type="checkbox"/> Reg
4		<input type="checkbox"/> Act <input type="checkbox"/> Reg

Details: Cst. Nicolson was advised an extremelyintoxicated youth who advised that hehad been admitted into the bar withoutidentification and had purchased liquor.Police officer: Cst. NicolsonBadge #: 83 Dept./Detach.: Pert MoodyPolice Incident/File #: 2010-7416

Management acknowledgement (name and title):

Cheryl Semenivuk ManagerA copy of this LPC will be forwarded to the Liquor Control and Licensing Branch.
The branch may issue a contravention notice and proceed with enforcement
action as a result of the alleged contravention(s).

COMPLIANCE MEETING

Inspector's Name: RICK FARINA

Date: 2010-11-16

Office Location: 101-9180-1126 GEORGE BVD SURREY, B.C.

ESTABLISHMENT INFORMATION:

Establishment Name: GOLDEN SPIKE PUB

Establishment Address: 3224 ST JOHNS ST. FORT MOODY

Licence No.: 144/144 Licence Class: LP

Expiry date: 2011-07-31

Licensee Name: GOLDEN SPIKE INN LTD

MEETING DETAILS:

Attendees at compliance meeting:

Name: CHRIS CHANDRA Association/Position: DIRECTOR OPERATIONS Contact No: 604-415-5020

Name: _____ Association/Position: _____ Contact No: _____

Name: _____ Association/Position: _____ Contact No: _____

Name: _____ Association/Position: _____ Contact No: _____

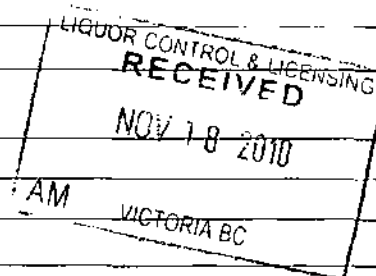
Name: _____ Association/Position: _____ Contact No: _____

Name: _____ Association/Position: _____ Contact No: _____

Reason compliance meeting was convened (cite CN # if relevant): B008091 @ POLICE ARREST SEVERELY
INDICATED MINOR @ INTERNET AD PROMOTING EXCESSIVE CONSUMPTION

Information reviewed at the meeting:

- ☒ Relevant section(s) of the Liquor Control and Licensing Act
- ☒ Relevant section(s) of the Liquor Control and Licensing Regulations
- ☒ Relevant section(s) of the Compliance and Enforcement Program, Policy and Procedures Manual
- ☒ Relevant section(s) of the Guide to Liquor Licensees
- ☐ Other _____


Commitments made by licensee: ① REINFORCE WITH MANAGEMENT THE NEED FOR
APPROVED IDENTIFICATION ② CONTINUE WITH ID SCANNER / BAL
WATCH PROGRAM ③ REEVALUATE AND CHANGE SECURITY PRACTICES
FOR GATE ④ PATIO #1 ⑤ REMOVE INTERNET AD PROMOTING DISCOUNTS
Other AND CONSUMPTION

Inspector Name: RICK FARINA

Inspector Signature: [Signature]

Licensee Name: CHRIS CHANDRA

Licensee Signature: [Signature]



Liquor Control and Licensing Branch

Mailing Address:
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8

Fourth Floor
3350 Douglas Street
Victoria BC

Telephone: (250) 952-5787
Fax: (250) 952-7066
<http://www.pssg.gov.bc.ca/lclb>

LATE NOTICE - APPLICATION FOR RENEWAL OF A LIQUOR PRIMARY LICENCE

Applicant Name: Golden Spike Inn Ltd.
Mailing Address: 210-8399 200 Street
Langley, BC V2Y 3C2

Establishment Name: Golden Spike Pub
Licence Name: Golden Spike Pub
Licence Number: 144144
Licence Expired: July 31, 2014

Licence Renewal Fee: \$1400.00
Additional Fees: \$200.00 Late Renewal Penalty
TOTAL FEES OWING: \$1600.00

EOL
AUG 11 2014

Renewal Inquiries
Call 1-866-209-2111
Job #000685154-035

"CERTIFIED"

NOTE: To ensure your licence remains active, it must be renewed within 30 days of the expiry date on the licence and the late renewal penalty must be paid. LICENCES CANNOT BE RENEWED AFTER THE 30 DAYS HAVE ELAPSED.
Please disregard this notice if you have already submitted your renewal application, renewal fee and \$200.00 late penalty.

Late Renewal Notice - August 07, 2014

Our records indicate that your renewal application and/or renewal fee for the licence noted above has not been received. **As your licence has now expired, you are no longer permitted to purchase, store, sell or serve liquor pursuant to that licence.**

You are reminded that the following Branch policies apply:

1. Thirty day late renewal period:

- ♦ Expired licence files(s) are held "open" for a period of 30 days from the expiration of the licence.
- ♦ You may renew your licence by paying an additional \$200.00 late renewal penalty within the 30 day period (LCL Regulation, Schedule 1).
- ♦ You may not purchase, store, sell or serve liquor during this 30 day period unless and until the licence has been renewed.

2. Expired Licences:

- ♦ **NOTE:** To ensure your licence remains active, it must be renewed within 30 days of the expiry date on the licence and the late renewal penalty must be paid. LICENCES CANNOT BE RENEWED AFTER THE 30 DAYS HAVE ELAPSED.
- ♦ You will be required to apply as a new applicant or apply to reinstate the expired licence using the appropriate application and paying the prescribed fees.
- ♦ All liquor purchased before the expiry of the licence must be returned to your assigned liquor store for refund and is subject to the restocking policies of the Liquor Distribution Branch.

IF YOU DO NOT INTEND TO RENEW YOUR LIQUOR LICENCE, PLEASE ADVISE LCLB HEAD OFFICE IMMEDIATELY, BY CALLING 1-866-209-2111.

Instructions for Renewing Your Licence:

To renew your liquor licence (and associated endorsements) you must:

1. Answer the questions on the reverse of this page,
2. Sign and date this form, and
3. Submit this form and the requested fee to:

Liquor Control and Licensing Branch
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8

Drop off location:
Fourth Floor
3350 Douglas Street
Victoria BC

RECEIVED
AUG 11 2014
IN FINANCE

PART 1: Answer all questions 1-8

1. Have you or any partner, shareholder or director of this establishment been convicted of a criminal offence within the past 12 months? s.22
2. Have you or any partner, shareholder, or director of this establishment received any alcohol related driving infractions in the past 12 months?
3. Our records show that this establishment is licensed as a private corporation. Has this changed? ☒ No ☐ Yes
- 4.a. Have you redistributed any shares within the past 12 months? ☒ No ☐ Yes
- 4.b. If yes, have you reported the change to the Liquor Control and Licensing Branch? ☒ No ☐ Yes
- 5.a. Have you entered into an agreement allowing another person or business to use your liquor licence within the past 12 months? ☒ No ☐ Yes
- 5.b. If yes, have you reported this agreement to the Liquor Control and Licensing Branch? ☐ No ☐ Yes
- 6.a. Have you made any structural changes to your establishment within the past 12 months? ☒ No ☐ Yes
- 6.b. If yes, have you reported these structural changes to the Liquor Control and Licensing Branch? ☐ No ☐ Yes
7. Have you acquired a new interest or expanded an existing interest - financial or otherwise - in a winery, brewery, distillery, liquor agent and/or a UBrew/UVin within the past 12 months? ☒ No ☐ Yes
- 8.a. Have you sold the business associated with this liquor licence within the last 12 months? ☐ No ☐ Yes
- 8.b. Have you sold the property or transferred the lease associated with this liquor licence within the last 12 months? ☒ No ☐ Yes


If you answered 'yes' to questions 1-8 or if you wish to apply for changes to your liquor licence, please contact the Liquor Control and Licensing Branch Head Office immediately, toll free at: 1-866-209-2111, or in the local Victoria calling area at (250) 952-5787.

PART 2: Signature

Important: A person applying for the renewal of a liquor licence who fails to disclose a material fact required on the application form or makes a false or misleading statement commits an offence which could result in the suspension or cancellation of the licence - Liquor Control and Licensing Act, Section 15(2). If the grounds for enforcement action against you have been identified or enforcement proceedings have already been commenced, the decision of the General Manager to renew this licence does not mean the General Manager loses the authority to initiate or continue such proceedings.

Freedom of Information and Protection of Privacy:

This information is collected under the authority of the Liquor Control and Licensing Act (RSBC 1996, c.267, s.15). The information provided will be used only by ministry staff in consideration of your application for the renewal of your liquor licence. If you have any questions about the collection, use or disclosure of this information, contact the Liquor Control and Licensing Branch.

Signature:  Name: R. Schofer Title: Accountant

Date: 8/5/14 Phone: 604-882-0101 Email/Fax: _____

PART 3: Payment

NOTE: In order to ensure your privacy, the Branch no longer accepts credit card numbers submitted by email. Credit card numbers submitted by fax or mail must be provided at the bottom of this page so they can be destroyed after processing your payment.

Note: No action can proceed with your application until the application fee is paid in full.

Payment is by:

- ☐ Cheque, payable to Minister of Finance (if cheque is returned as non-sufficient funds, a \$30 fee will be charged).
- ☐ Money order, payable to Minister of Finance.
- ☒ VISA ☐ Mastercard ☐ AMEX

If paying by credit card, you must select one of the following two payment options:

- ☒ I will call Victoria Head Office at 250-952-5787 or 1-866-209-2111 to provide credit card information.
- ☐ I will provide the credit card number and expiry date, name of the cardholder and the cardholder's signature in the space provided at the bottom of this page.

Credit Card Information (To be submitted by fax or mail only)

Name of cardholder (as it appears on card): Ralph Berzon

Signature: 

Credit Card Number: _____

Expiry Date: _____

From: [David Wynes](#)
To: [Gill, Rupi K SBRT:EX](#)
Cc: [Kenneth MacDonald](#)
Subject: A sign of things to come at the Golden Spike
Date: Sunday, March 23, 2014 8:16:32 AM

Three incidents at the Golden Spike Pub tonight. Apparently they were selling \$3.00 drinks. Over serving and lots of extremely intoxicated persons at closing time.

Hi Rupi from the NCO's report last night

Dave Wynes

CONFIDENTIALITY NOTICE: This message and any accompanying documents contain confidential information intended for a specific individual and purpose. This message is private and protected by law. If you are not the intended recipient, you are hereby notified that any disclosure, copying or distribution, or the taking of any action based on the contents of this information, is strictly prohibited.

From: [David Wynes](#)
To: [Gill, Rupi K SBRT:EX](#)
Cc: [Bradley Sheridan](#); [Kenneth MacDonald](#); [Todd Lefebvre](#); [Ryan West](#)
Subject: RE: Golden Spike Pub closing March 30 ,2014
Date: Tuesday, March 18, 2014 12:29:30 PM

Thanks Rupi, Ryan west is the NCO on Friday night and Todd Lefebvre is the NCO on Saturday and Sunday.

From: Gill, Rupi K JAG:EX [<mailto:Rupi.Gill@gov.bc.ca>]
Sent: Tuesday, March 18, 2014 11:30 AM
To: David Wynes
Subject: RE: Golden Spike Pub closing March 30 ,2014

Hello,

Thanks for the information. I had heard that they were closing. As for the cheap drinks, they can set whatever prices they want provided they are selling it above their cost.

I will arrange for inspectors to also cover the establishment that weekend and to connect with your officers. Talk to you soon.

Rupi Gill

Liquor Inspector
Surrey Regional Office
Phone (604) 586-2658
Fax (604) 586-2640

"Due to security concerns, Liquor Control and Licensing Branch will not accept electronically transmitted applications containing credit card information".

From: David Wynes [<mailto:DWynes@portmoodypolice.com>]
Sent: Tuesday, March 18, 2014 11:03 AM
To: Gill, Rupi K JAG:EX
Cc: [Bradley Sheridan](#); [Kenneth MacDonald](#); [Todd Lefebvre](#); [Ryan West](#)
Subject: FW: Golden Spike Pub closing March 30 ,2014

Hello Rupi, I am not sure that you have been made aware that the Golden Spike Pub is closing down^{s.21} They plan on having a very busy weekend March 28,29 and 30th. I am bringing in extra police officers as I expect trouble. Please see the b/n email from my Inspector. They plan on selling cheap drinks on Sunday, are they allowed to do this?

Dave Wynes

From: Bradley Sheridan
Sent: Monday, March 17, 2014 2:22 PM
To: David Wynes
Subject: Spike

They expect significant crowds at the Spike on the last Friday and Saturday night. Interestingly, the word is that they will be selling drinks on Sunday for \$2 – all day. I'm not sure if their license allows this, they are trying to blow out their booze supply.

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of this information, is strictly prohibited.

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Withheld pursuant to/removed as

DUPLICATE

From: Rick - Host Consulting
To: Gill, Rupi K SBRT:EX
Subject: Golden Spike Pub
Date: Wednesday, March 12, 2014 3:00:58 PM

Hi Rupi:

As note in my other emails I would appreciate a call or email so that we can conclude the matters concerning the Golden Spike Pus.

My cell number is ^{s.22}

Cheers

Rick

From: [David Wynes](#)
To: [Gill, Rupi K SBRT:EX](#)
Cc: [Christopher Thompson](#)
Subject: FW: Golden Spike Pub
Date: Wednesday, March 12, 2014 9:39:56 AM

Hi Rupi, please see the b/n email stream in regards to the Golden Spike Pub.

Dave Wynes

From: Ian Morrison
Sent: Tuesday, March 11, 2014 11:31 PM
To: Christopher Rattenbury
Cc: Andrew Richards; Kenneth MacDonald; Bradley Sheridan; David Wynes
Subject: RE: Golden Spike Pub

Good morning Chief;

Stopped by the Spike tonight and determined the following:

- Spike is closing its doors on the 30th
- They are keeping their liquor license
- There are two complexes being proposed for that block, the first being where Koko's is now
- They may relocate to that complex
- the second complex is being built on the land where the Spike is now
- In the meantime the owner group may lease out the Spike's building to someone (a restaurant perhaps)

Got this info from an employee who said this came from s.22 last week. She herself is s.22
's.22

Hope it helps

Ian

From: Christopher Rattenbury
Sent: March-11-14 1:32 PM
To: #Members
Subject: Golden Spike Pub

Hi All---I haven't been able to actually confirm this yet but I have heard through the grapevine that the Golden Spike Pub is closing at the end of this month as the s.21
Chris

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From: Rick - Host Consulting
To: Gill, Rupi K SBRT:EX
Subject: Golden Spike Pub
Date: Tuesday, March 11, 2014 1:15:23 PM

Rupi:

I would like to set up a meeting or telephone consultation time to discuss the issues with the above establishment.

Thanks

Rick

s.22

From: Rick - Host Consulting
To: Gill, Rupi K SBRT:EX
Subject: Golden Spike Pub & LRS
Date: Monday, March 3, 2014 11:50:06 AM

Hi Rupi:

I missed you at the Sacwich inspection so when can we get together to discuss the Golden Spike issues. I am unavailable tomorrow & Wednesday. Everything else is open.

Cheers

Rick

From: [Christopher Thompson](#)
To: [Gill, Rupi K SBRT:EX](#)
Cc: [David Wynes](#)
Subject: RE: Compliance meeting form for Golden Spike
Date: Friday, February 7, 2014 10:09:32 AM

Hi Rupi,

I hope this message finds you well. I just wanted to let you know that^{s.22}

This message is copied to S/Sgt. Dave Wynes who you met when we had the compliance meeting with Cheryl. Dave will be the point of contact here at the PMPD for this continued initiative.

Thanks so much again for all your help!

Chris



Sergeant Chris Thompson
Operations Division
Port Moody Police Department
604-461-3456 office
604-461-1734 fax
cthompson@portmoodypolice.com

From: Gill, Rupi K JAG:EX [mailto:Rupi.Gill@gov.bc.ca]

Sent: Wednesday, January 15, 2014 9:11 AM

To: 'goldenspike@shaw.ca'

Cc: Christopher Thompson

Subject: FW: Compliance meeting form for Golden Spike

Hi Cheryl,

I just wanted to follow up on this email that I sent to you on Dec 19, 2013. I then talked to you on the evening of Dec 31 when I was at the Golden Spike doing an inspection.^{s.22}

s.22

Please let me know by the end of the day on Friday Jan 17, 2014.

Thanks,

Rupi Gill

From: Gill, Rupi K JAG:EX

Sent: Thursday, December 19, 2013 4:41 PM

To: 'goldenspike@shaw.ca'

Subject: FW: Compliance meeting form for Golden Spike

Hi Cheryl,

Further to our meeting yesterday, here is the compliance meeting form for your review. Please let me know if you have any questions, otherwise, I look forward to hearing from you soon.

Thanks,

Rupi

From: Gill, Rupi K JAG:EX

Sent: Thursday, December 19, 2013 10:56 AM

To: Gill, Rupi K JAG:EX

Subject: Compliance meeting form for Golden Spike

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this information, is strictly prohibited.

From: [Rick - Host Consulting](#)
To: [Gill, Rupi K SBRT:EX](#)
Cc: ["Troy Bilodeau"; "Cheryl Semenuik"](#)
Date: Friday, January 24, 2014 10:27:18 AM
Attachments: [hppsca5.pdf](#)

Rupi:

Attached please find our Agent's authorization letter from the Licensee (Golden Spike Inn Ltd.). Please contact me to bring me up to speed on what has happened and how we can resolve any issues.

Please call me on my cell s.22 or email me.

Regards

H.O.S.T. CONSULTING LTD.

Rick Erdman

RESOLUTIONS CONSENTED TO IN WRITING

BY ALL THE VOTING SHAREHOLDERS

H.O.S.T. CONSULTING LTD.

(the "**Company**")

as of December 1, 2013

RESOLVED THAT:

Resignation of Director

The resignation of ^{s.22} as director of the Company be accepted and a written resignation has been provided to the Company.

Execution of Documents

Any director or officer of the Company is authorized and directed for and on behalf and in the name of the Company to execute and deliver documents required to effect the matters contained in this resolution and any supporting documents required for the purpose of giving effect to these resolutions.

Execution by Counterparts

These resolutions may be signed in as many counterparts as may be necessary and delivered by facsimile, and each of which so signed will be deemed to be an original, and such copies together will constitute one and the same instrument, and notwithstanding the date of execution will be deemed to bear the date December 1, 2013.

s.22

Page 61 to/à Page 63

Withheld pursuant to/removed as

s.3

From: Rick - Host Consulting
To: Gill, Rupi K SBRT:EX
Cc: "Troy Bilodeau"
Subject: Golden Spike
Date: Friday, January 17, 2014 4:36:08 PM

Hi Rupi:

I have been approached by the Berezan Group to represent them in all the matters between the Golden Spike Neighbourhood Pub, the LCLB and the Port Moody Police. Just being retained I am not up to speed on all the issues. I will be dealing with them first thing Monday morning & I will call you later that day.

If you require my appointment letter I can send it to you upon request.

Have a good weekend. I will talk to you soon.

Cheers

Rick Erdman

H.O.S.T. CONSULTING LTD.

From: [Golden Spike](#)
To: [Gill, Rupi K SBRT:EX](#)
Cc: [Cheryl Semenuik](#); [Troy Bilodeau](#)
Subject: RE: Compliance meeting form for Golden Spike
Date: Friday, January 17, 2014 2:51:32 PM

Hi Rupi!

I am responding to this email for Cheryl because I noticed it was time sensitive. She is off on Wednesdays and Thursdays and works in the evening on Friday and Saturday. I am sure she will see it tonight and get back to you no later than Monday, January 20th.

Charlene Williams

Golden Spike Pub
3224 St. John's Street
Port Moody BC
604-461-1188



From: Gill, Rupi K JAG:EX [mailto:Rupi.Gill@gov.bc.ca]

Sent: Wednesday, January 15, 2014 9:10 AM

To: 'goldenspike@shaw.ca'

Cc: 'Christopher Thompson'

Subject: FW: Compliance meeting form for Golden Spike

Hi Cheryl,

I just wanted to follow up on this email that I sent to you on Dec 19, 2013. I then talked to you on the evening of Dec 31 when I was at the Golden Spike doing an inspection. 's.22

s.22

Please let me know by the end of the day on Friday Jan 17, 2014.

Thanks,

Rupi Gill

From: Gill, Rupi K JAG:EX

Sent: Thursday, December 19, 2013 4:41 PM

To: 'goldenspike@shaw.ca'

Subject: FW: Compliance meeting form for Golden Spike

Hi Cheryl,

Further to our meeting yesterday, here is the compliance meeting form for your review. Please let me know if you have any questions, otherwise, I look forward to hearing from you soon.

Thanks,

Rupi

From: Gill, Rupi K JAG:EX

Sent: Thursday, December 19, 2013 10:56 AM

To: Gill, Rupi K JAG:EX

Subject: Compliance meeting form for Golden Spike

From: [Gill, Rupi K SBRT:EX](#)
To: [Gill, Rupi K SBRT:EX](#)
Subject: Compliance meeting form for Golden Spike
Date: Thursday, December 19, 2013 10:55:44 AM
Attachments: [226172952261807428\[1\].docm](#)



This document is the record of a meeting between a licensee and the Liquor Control and Licensing Branch [LCLB]. The purpose of the record is to document that concerns about the licensee's non-compliance with the Act, Regulations and or the Terms and Conditions on the license have been brought to the licensee's attention. This record will also show that licensee is aware of these concerns and has made specific commitments to address those concerns.

Establishment Details:

Establishment Name: Golden Spike Pub
Establishment Address: 3224 ST JOHN'S ST
PORT MOODY, BC V3H 2C9
Licensee: Golden Spike Inn Ltd.
Licence #: 144144

Meeting Date and Location:

December 18, 2013

For the LCLB:

Rupi Gill - Regional Liquor Inspector
Staff Sargeant Dave Wynes - Port Moody Police
Sargent Chris Thompson – Port Moody Police

For the Licensee:

Cheryl Semeniuk - General Manager

Reason for the Meeting:

Port Moody Police have concerns with the number of calls for service at the establishment specifically on Saturday nights. The issues include fights and intoxication, which then impact the surrounding area and police resources.

The licensee has been provided with a copy of the Liquor Primary Terms and Conditions Guide (October 2013 edition).

Section of the Act, Regulation, or T&C Guide Reviewed at the Meeting:

Contravene term & condition, s. 12 Act. Terms and Conditions of license are requirements of licensees that are set by legislation, regulation, or branch policy. All license terms and conditions must be followed. Not following them may result in enforcement action.

Minimum Monetary and/or the Minimum Suspension for a first contravention of the above cited section of the Act or Regulation is a \$1000-\$300 monetary penalty and or 1-3 day license suspension

Operate contrary to the public interest/disturb persons in the vicinity, s. 20(1)(c.1) Act

Noise emanating from a licensed establishment or from patrons entering or exiting the establishment may disturb neighbouring businesses and residents. Indecent or illegal behaviour by patrons entering or exiting the establishment may result in property damage and / or public safety concerns.

Regard for community standards is one of the two operating principles that guide the branch's regulation of liquor. While it is not the intention of the branch to make licensees responsible for policing the streets around their establishments, the operational practices of licensees influence whether an establishment has a negative or positive effect on the surrounding community. Licensees cannot prevent every incident occurring around establishments, but they do have an influence over the number and severity of incidents and their effect on people in the vicinity.

Minimum Monetary and/or the Minimum Suspension for a first contravention of the above cited section of the Act or Regulation is a \$7500- \$10,000 monetary penalty and or a 10-15 day license suspension.

Permit intoxicated person to remain, s. 43(2)(b) Act

To avoid the possibility of further liquor consumption and avoid any harm to other patrons or staff, a licensee must not permit a person who is intoxicated to remain in the part of the establishment where liquor is served. To ensure their safety, intoxicated persons may remain in unlicensed areas of an establishment while waiting for assistance or a ride home.

Minimum Monetary and/or the Minimum Suspension for a first contravention of the above cited section of the Act or Regulation is a \$5000-\$7000 monetary penalty and or a 4-7 day license suspension.

Commitment/s made by the Licensee:

-
- *I acknowledge the above concerns have been brought to my attention,*
 - *I agree to implement the measures cited above,*

- *I acknowledge my responsibility to provide on-going training to my staff,*
- *I acknowledge my responsibility to be fully compliant at all times with the Liquor Control and Licensing Act, the Regulations and the Terms and Conditions on my licence.*

Licensee/Representative:

(print name and position)

Licensee/Rep Signature:

LCLB Representative:

(print name and position)

LCLB Signature:

Attachment/s:

Copy to:

- field file,
- POSSE Docs Tab
- Establishment File
- Licensee

From: [Christopher Thompson](#)
To: [Gill, Rupi K SBRT:EX](#)
Subject: RE: Golden Spike Pub
Date: Thursday, December 5, 2013 12:51:21 PM

Thanks Rupi,
See you at our office on the 18th at 1100.
Chris



Sergeant Chris Thompson
Operations Division
Port Moody Police Department
604-461-3456 office
604-461-1734 fax
cthompson@portmoodypolice.com

From: Gill, Rupi K JAG:EX [<mailto:Rupi.Gill@gov.bc.ca>]
Sent: Thursday, December 05, 2013 11:38 AM
To: Christopher Thompson
Subject: RE: Golden Spike Pub
Hi Chris,

Just wanted to confirm that I have arranged for Cheryl Semeniuk, general manager and managing partner of the pub, to meet with us on Dec 18th at 11 am at the PM detachment. I explained to her that the purpose would be to identify the issues/ concerns and work towards a resolution to mitigate these issues.

Thanks and see you then.
Rupi

From: Christopher Thompson [<mailto:CThompson@portmoodypolice.com>]
Sent: Wednesday, December 4, 2013 12:39 PM
To: Gill, Rupi K JAG:EX
Subject: Re: Golden Spike Pub
Sounds good, thanks Rupi.
Sent from my BlackBerry 10 smartphone on the Rogers network.

From: Gill, Rupi K JAG:EX
Sent: Wednesday, December 4, 2013 12:37
To: Christopher Thompson
Subject: Re: Golden Spike Pub
Ok dec 18th it is. Shall we say 11 am at the detachment. If that sounds good I will contact the licensee and managemy of the pub and confirm e dry thing with you.

Thanks,
Rupi

Sent from my iPhone

On 2013-12-03, at 4:11 PM, "Christopher Thompson" <CThompson@portmoodypolice.com> wrote:

> Hi Rupi,
>

> I can make Dec. 18th work for sure. Both myself and our Staff Sergeant (Dave Wynes) will attend this meeting. Your call on where you want it to be....we can definitely do it here at the police department as we do have many meeting rooms. Either way is fine with us.

>

> And my shift would be happy to coordinate working with your group in Jan/Feb.

>

> Thanks,

> Chris

>

>

>

> -----Original Message-----

> From: Gill, Rup K JAG:EX [<mailto:Rupi.Gill@gov.bc.ca>]

> Sent: Tuesday, December 03, 2013 3:56 PM

> To: Christopher Thompson

> Subject: Re: Golden Spike Pub

>

> No problem. I have been wearing Agee different hats myself these last few weeks.

> I suggest that we start with a compliance meeting, followed by inspections. That way we have laid the groundwork for any enforcement if we don't achieve voluntary compliance.

> We can probably arrange to work with your team in January and February.

> I have spoken to one of the other inspectors and we will probably go and do some inspections dec 14 when he and I are both available. We will most likely do this in a covert capacity so we can understand the true nature of the operation and the issues.

> So I can definitely arrange the compliance meeting.. We can meet either at the pub or the police station? The 10th, 18 or 20 of dec work for me. Any of those work for you?

>

> Thanks

> Rup

>

>

> Sent from my iPhone

>

> On 2013-12-03, at 3:46 PM, "Christopher Thompson" <CThompson@portmoodypolice.com>> wrote:

≥

> Hi Rup.

≥

> Sorry for the delay getting back to you...I've been all over the map this past week.

≥

> Both your below suggestions sound good. Is there an order to this (ie. Enforcement first then a compliance meeting)?

≥

> My squad is working this coming up Saturday night (Dec. 7th) if you would like to work together in taking a closer look at the pub. Alternatively, we will also be working Saturday nights on my shift on Jan. 25 and Feb 1 if you would like to coordinate anything on those dates.

≥

> Thanks again!

> Chris

≥

≥

> From: Gill, Rup K JAG:EX [<mailto:Rupi.Gill@gov.bc.ca>]

> Sent: Monday, November 25, 2013 2:31 PM

> To: Christopher Thompson

> Subject: RE: Golden Spike Pub

>

> Thanks Chris,

> that information is really useful. I have a couple of thoughts on this. One is that we will definitely want to organize some joint inspections on Saturday nights with our inspectors and your officers. If you wanted to send me some dates that would work for you and/or your officers I will co-ordinate from my end.

>

> My other thought with something like this is that we have what is called a compliance meeting with the licensee and management of the pub. At this meeting they would be advised of the issues and the goal would be to have them undertake some commitments or a course of action to reduce these types of incidents. These commitments would be documented and form part of their file history. At the meeting I would also share with them the possible range of penalties for non compliance. It would be a starting point to build on followed up with inspections to determine if the commitments are implemented.

>

> Your thoughts?

>

> Rupi

>

>

>

>

>

> From: Christopher Thompson [<mailto:CThompson@portmoodypolice.com>]

> Sent: Thursday, November 21, 2013 3:57 PM

> To: Gill, Rup K EMNG:EX

> Cc: David Wynes

> Subject: RE: Golden Spike Pub

>

> Hi Rup,

>

> So here is what it looks like after analyzing some of our calls at, around and/or involving the Spike Pub:

>

>

> · I looked up all incidents related to the Golden Spike Pub on PRIME (our police database) for the last 1 year period, specifically Nov. 19, 2012 to Nov. 19, 2013.

>

> · In that year we recorded a total of 161 events directly related to the pub. "Events" include calls for service, on view events reported by officers, citizen complaints and/or various offences (ie. Criminal or other statute, like LCLA).

>

> · Out of 161 events total, 66 general occurrence reports (GO's) were generated. GO's are completed when there is a substantial matter dealt with by the police that requires reporting and includes narrative details, offence details/arrests or other such information.

>

> · I then looked at what days of the week the calls were occurring on and whether any pattern appeared present. Sure enough, Saturday nights stand out as clearly busier than any other day of the week.

>

> · From my own personal observations over the course of this year, I can tell you that Saturday nights are busier and more problems seem to occur then, usually at bar closing time.

>

> · The kinds of files we are generating on Saturday nights include fight calls, disturbances, SIPP arrests and liquor enforcement stats (tickets for intoxic in public and the like).

>

> · The findings from analyzing the files do match my anecdotal observations as a patrol supervisor.

>

> The primary concern for Saturday nights at the Golden Spike Pub are that with an increased attendance rate specifically on that night of the week, more people than normal empty onto the street at closing time. It may be that because it is Saturday night people are also more intoxicated than other days of the week and willing to stay out later. This leads to more street-level behavioral issues than we are seeing at any other time.

>

> The pub staff routinely clear everyone out of their parking lots at 0215 hours, which then leads to the large groups mustered on the sidewalks and left for the police to deal with if necessary. Often there are many people waiting for cabs or continuing to socialize. This tends to lead to fights, disputes, yelling, shouting, jaywalking, jockeying for cabs in the roadway and generalized disturbances in and around the apartment buildings also at that location. Open

urination is often observed in public or on adjacent private property.

>

> All of these above issues cause our police department to routinely send some or all of the on-duty patrol members on Saturday nights to the pub's immediate vicinity to try and provide sufficient police presence to quell the issues. We usually are there from 0130 to 0300 as it takes that long to disperse the people and problems. Often times the problems are so blatant that we directly observe or intervene in any number of ways.

>

> If the LCLB can be of any assistance to corroborating these Saturday night concerns and/or assisting with resolution actions it would be greatly appreciated. Please let me know what we can do to work collaboratively together in this regard.

>

> Thanks,
> Sgt. Chris Thompson
> Cell s.22

>

>

> From: Gill, Rupi K EMNG:EX [<mailto:Rupi.Gill@gov.bc.ca>]

> Sent: Wednesday, November 20, 2013 9:07 AM

> To: Christopher Thompson

> Subject: RE: Golden Spike Pub

>

> Thanks, I appreciate that. Once I hear back from you, I will talk to my inspector colleagues and our investigations unit to organize and focus our efforts on increasing our inspections at this establishment.

>

> Rupi

>

> From: Christopher Thompson [<mailto:CThompson@portmoodypolice.com>]

> Sent: Tuesday, November 19, 2013 3:58 PM

> To: Gill, Rupi K EMNG:EX

> Subject: Golden Spike Pub

>

> Hi Rupi,

>

> I wanted to send you my email contact. I'm just gathering some stats around issues at the Spike Pub and canvassing my supervisor colleagues on any input they might have. I look forward to working with you on this matter.

>

> Thanks,

> Chris

>

>

>

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