

Pasadena Liquor Licences Meeting Notes April 10

- Meeting run by Fiona Myatt, AMW Lawyers (lawyers for Altius); Colin Pitstock (Pasadena Pantry) and Jordana E Shawyer, General Restaurant Manager of Pasadena Restaurant (since February 8 weeks)
- Fiona will provide her Minutes from the meeting to the 4 community groups
- Also attending were 2 Police Officers, including Sergeant Orrock
- There were approximately 45 attendees, including residents from the Island, Western Foreshores, Bayview and Church Point

1. Packaged Liquor Licence:

- ❖ Completed Notice of Intention of Application, completing CIS from meeting to be submitted with Application
- ❖ Colin's objective: to provide a 2nd bottle shop but with boutique range for the precinct, to provide fair competition, complement upmarket food range
- ❖ Operating hours to be 10am-9pm 7 days. NB: shop currently closes at 7pm
- ❖ Colin stated he owns the business, pays for lease of shop. It's a 10yr lease. He would be Licensee
- ❖ Police commented the licence stays with the property should he close/sell, but can also be transferred, amended
- ❖ Can only sell alcohol in the designated licenced area in Pasadena Pantry
- ❖ To date Colin's is asking for a full license, but his stated intention is to sell boutique wines, craft/boutique beer, some spirits (therefore a point of difference to Waterfront Cafe)
- ❖ A condition can be put on the license e.g. bottled wine, no pre-mix spirits, craft beer - which seems subjective - who determines it? (no real answer supplied). Sergeant Orrock advised conditions were enforceable but conceded "defining will be difficult" regarding boutique, high-end selection. Sergeant Orrock cited "no pre-mix spirits, beer, wine and cider" as the type of licence condition that could be imposed. Conditions attached can be suggested by anyone i.e. not only by authorities. Colin may have a "brand" he is wishing to establish but if he sells the business the next proprietor may not be so selective
- ❖ Liquor licenses do not have an expiry date, pay an annual fee
- ❖ Alcohol cannot be drunk in the restaurant/Pasadena
- ❖ Expects customers to be the same as current shop customers, either locals or those from away stopping at front of shop (10mins or so)
- ❖ Advised increase in people coming by boat
- ❖ Didn't think they would be supplying more alcohol to the area, nor would have negative impact on community
- ❖ Alternative hours can be submitted/hours can be reduced e.g. until 7 pm , i.e. closing hours of 8 pm for previous bottle shop
- ❖ To date it appears Colin's application is for a full license, but it could have special conditions these can be submitted by the applicant or they can be set by the board if the application is successful. These conditions might itemise the type of liquor or the hours of sales. Community feedback is relevant and will be considered
- ❖ Fiona will advise the four community associations when application submitted

2. Restaurant

- ❖ Advised acoustic and single instrument only for Sunday/non-event music entertainment.
- ❖ Functions: any bands/DJs to meet T&C's for noise
- ❖ Didn't seem to think they'd breached any noise restrictions
- ❖ Weddings will close music at 11pm - restrictions will be implemented
- ❖ The subject of Acoustic reports prepared for Altius was raised. The reports impose a number of noise control measures (e.g. self-closing doors, sound limiters, 12 mm glass on enclosed area, 10 pm limit). They seemed unaware of these reports
- ❖ Current licensee is Altius, Nominated Manager is Colin Pitstock (to be changed to Joanna at some point)

- ❖ Police advice was for residents to contact police if unhappy with anything. They will act and make observations of all complaints registered regardless of which station is called
- ❖ Apparently, the Pasadena has a noise reader, although no-one seemed to know how to use it and it does need to be calibrated prior to use to ensure its accuracy
- ❖ They did not really have their heads around the boundary of the area, and it appears they need to make further alterations including to remove the hotel rooms from the application

3. Primary Service of Alcohol (PSA)

- ❖ Application has been made, number of patrons (162) unchanged
- ❖ Fiona tried to imply the PSA was not really a licence, rather a change to the restaurant licence
- ❖ Joanna indicated they wanted a family friendly restaurant
- ❖ They did not suggest a real reason for why they needed the PSA, only that people could pop in for a drink without needing to order food. No positive feedback for what good it would do for residents/community
- ❖ The restaurant still in place, meaning food must be made available in the premises
- ❖ Wanted hotel customers to have the ability to 'pop down' for a drink without having to purchase food,
- ❖ Sergeant Orrock stated that the availability of alcohol for hotel customer and the PSA are not one and the same and suggested the licensing of the motel rooms needed clarification (accommodation and restaurant licensing is different). She also commented that a PSA does change the nature of some businesses
- ❖ Parking: they did not have an answer ready for how to deal with parking for events, but suggested shuttle, buses, Keoride. This could only work for events; it will provide no relief for all those customers they are seeking with the PSA, the casual drop-in/after-work drinkers. The PSA would increase the turn-over of customers
- ❖ Council input will have weight on Liquor & Gaming decision
- ❖ Appears the Liquor & Gaming do not look at the precinct holistically, rather each application is dealt with separately
- ❖ They were vague on how the CIS will be dealt with
- ❖ Security: guards are a choice not a requirement. They have cameras. They will follow up safety complaints by some residents at the meeting of drunken people in the carpark

Next Steps: Important items for public comments

1. **At present until April 22 - Restaurant boundary change application** needs to be addressed and amended. The application submitted by Altius is not clear, it can easily be interpreted as meaning they claim the entire area to the pebbled path as being their licenced area. This would then include an area of waterfront land outside of their lease. Their lawyer when questioned at the meeting acknowledged this lack of clarity. The community can support the necessary change via a submission.
2. **At present – Primary Service of Alcohol (PSA) for the Pasadena**: The applicant needs to address concerns from submissions to Liquor & Gaming Board. Sergeant Orrock and Fiona confirmed people can make another submission to the Application
3. **To come Packaged Liquor License**: - Following the April 10 meeting the applicant (Colin Pitstock) will progress the Community Impact Statement and make an Application to Liquor & Gaming

The overall take on the meeting was there was no appetite for the PSA, nor was a solid argument given why they needed one. For the Packaged License, answers supplied regarding the opportunity to alter the opening hours of sales, to have conditions placed on the licence, all changes to go through Liquor & Gaming, provide some level of control for persons with concern. It is important that residents look objectively at each application and think long term about the positives and negatives and submit their comments and concerns as otherwise their views will not be taken into account.

Report of meeting by members of SIRA and WPCA Committees who attended.