



Note: Rezoning Reference 17-37 appeared as Manager's Report 5(7) on the 2018 January 29 Council agenda. The report was referred back to staff.

February 1, 2018

Att: Mayor & Council

From: Damian Kettlewell & Mike McKee

Re: Clarification on Council decision to Postpone Rezoning Reference #17 - 37 Private Liquor Store 64

Your Worship and Council,

We wanted to provide additional information on the Council's decision to postpone a decision sending the Rezoning Reference #17 - 37 Private Liquor Store to a Public Hearing on February 27, 2018.

Considering the uncertainty in regarding how our provincial government will retail non-medical cannabis we understand Council's decision to be cautious.

Respectfully we wanted to provide Mayor and Council with additional information in regards to our Rezoning Reference #17 – 37.

JAK's has spent the last year working with the property manager, commercial real estate agents, and licensing consultants to prepare the information required for Monday's Rezoning Reference #37 on Monday, January 29, 2018.

JAK's is focused on liquor retail and wants to make it clear to Mayor and Council that JAK's will not retail cannabis at the proposed liquor retail store at Parkwood Plaza located at 5901 Broadway, Burnaby, B.C.

As per the attached letter from the owner's representative, Martello Property Services Inc., JAK's is happy to alter our lease to add a restrictive covenant preventing the sale of any cannabis products at the proposed liquor store at Parkwood Plaza.

Thank you for your assistance as we have invested tens of thousands of dollars to date, will have to start paying substantial rent shortly and a delay will likely result in us having to cancel our application.

Mayor Corrigan, we would look forward to the opportunity to speak with you on this matter at your earliest convenience.

Thank you kindly for your consideration and we are hopeful that you can reconsider your decision based on the additional information that ourselves and the landlords property manager has provided above.

We are hopeful that you will allow our Rezoning Reference #17 - 37 to move to a Public Hearing on February 27, 2018.

Sincerely,

Two handwritten signatures in blue ink. The first signature is a stylized 'DK' and the second is a stylized 'MM'.

Damian Kettlewell & Mike McKee

Copied to: #170 – 5665 Kingsway, Burnaby, B.C. V5H 2G4
City Manager (778) 727 – 0766, www.jaks.com
Director Planning & Building

Referred to:
Planning & Development Committee (2018.02.27)



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January 31, 2018

City of Burnaby
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Burnaby, BC V5G 1M2

ATTENTION: Mayor and Council

Dear Sirs/Madams:

**Re: Parkcrest Plaza Private Liquor Store
Rezoning Application
5901 Broadway, B. C.**

We are the duly authorized asset and property managers for LLRC Investments Ltd., the owners of Parkcrest Plaza located at 5901 Broadway, Burnaby. We have managed this property since 1993 through all the Landlord's transitional names of Warren Holdings, Ruth Singer Investments and now LLRC Investments Ltd.

We listened to the council meeting video from January 29, 2018 and are aware of the concern that cannabis may be sold at liquor stores in the coming months. We can confirm that LLRC Investments Ltd. will not permit the sale of cannabis on the Parkcrest Plaza property by any of the tenants.

We are prepared to alter the lease for Jak's to add a restrictive covenant preventing the sale of any cannabis products. Also, on behalf of LLRC Investments we will execute a document formalizing that commitment to the City of Burnaby.

MARTELLO PROPERTY SERVICES INC.

Wayne Smithies
Asset Manager
President