

DISTRICT OF 100 MILE HOUSE

Bylaw No. 1348

A bylaw to amend the District of 100 Mile House Zoning Bylaw No. 1290, 2016

This bylaw may be cited for all purposes as ***“Zoning Amendment Bylaw No. 1348, 2019”***.

The Council of the District of 100 Mile House, in open meeting assembled, enacts as follows:

(1) That Section 3.3 Definitions is amended by:

a) Deleting the following definitions:

“medical marihuana production facility”

“retail cannabis sales”

b) Adding the following definitions:

“cannabis” means cannabis as defined in the *Controlled Drugs and Substances Act* or *Cannabis Act*, and includes any products containing cannabis.

“cannabis production” means the premises where cannabis and cannabis derivatives (whether medical or non-medical) are lawfully cultivated, propagated, harvested, researched, tested, produced, stored, manufactured, prepared, packaged, distributed, destroyed, transported, shipped, or delivered, but does not include retail cannabis sales or the cultivation of cannabis by an individual for personal use and consumption.

“cannabis retail sales” means the sale of cannabis or cannabis accessories as lawfully permitted and authorized under the *Provincial Cannabis Control and Licensing Act* to retail consumers for consumption off site.

c) Amending the following definitions to read:

“agriculture” means the use of land, buildings or structures for growing, harvesting, packing, storing and wholesaling of agricultural crops for the purposes of providing food, horticultural, medicinal or farm products, but excludes cannabis production and the processing and retail sales of farm products. Agriculture includes producing and rearing animals and range grazing of horses, cattle, sheep, and other livestock and includes intensive agricultural uses and fish hatcheries.

“community garden” means the use of land for cultivation or growing plants by a group of people for food consumption and educational purposes and may include a greenhouse but does not include cannabis production.

(2) That Section 7.0 Rural Zones, Subsection 7.1 Agricultural Zone (A-1)

a. Subsection 7.1.2 Principal Permitted Uses, subsection h) medical marijuana production facility be deleted and replaced with:

h) cannabis production;

b. That Subsection 7.1.12 a) Buildings and structures for a Medical Marihuana Production Facility as authorized under Federal legislation, must comply with the following: be deleted and replaced with:

a) Buildings and structures for cannabis production as authorized under Federal legislation, must comply with the following:

c. That Subsection 7.1.12 a) iii) Shall be located not less than 1,000 metres from the nearest point of any parcel on which another Medical Marihuana Production Facility use is occurring, or on which such a use has been authorized under Federal Legislation be deleted;

(3) That Section 10.0 Commercial Zones, Subsection 10.1 Central Business District Commercial Zone (C-1), Subsection 10.1.2 Principal Permitted Uses be amended to add:

cannabis retail sales

(4) That Subsection 10.1.13 Specific Use Regulations be amended to add:

i) Despite section 10.1.2, cannabis retail sales may be located only on C-1 zoned parcels that front directly onto Birch Avenue, between First Street and Fifth Street, and located on the ground floor.

(5) That Section 11.0 Industrial Zones, Subsection 11.1 Light Industrial Zone (I-1), Subsection 11.1.2 Principle Permitted Uses be amended to add:

cannabis production

(6) That Section 11.0 Industrial Zones, Subsection 11.2 Heavy Industrial Zone (I-2), Subsection 11.2.2 Principle Permitted Uses be amended to add:

cannabis production

READ A FIRST AND SECOND TIME this 18th day of June, 2019.

ADVERTISED June 27 & July 4, 2019.

PUBLIC HEARING held this 9th day of July, 2019.

READ A THIRD TIME this 9th day of July, 2019.

RECEIVED MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE APPROVAL

this _____ day of _____ 2019. _____
Ministry of Transportation and Infrastructure

ADOPTED this _____ day of _____, 2019.

Mayor

Corporate Officer