

BYLAW NO. 11/2018

**BEING A BYLAW OF THE
MUNICIPAL DISTRICT OF PEACE NO. 135
IN THE PROVINCE OF ALBERTA**

**TO AMEND THE
MUNICIPAL DISTRICT OF PEACE NO. 135 LAND USE BYLAW NO. 1/2012**

WHEREAS, Municipal District of Peace No. 135 has adopted the Municipal District of Peace No. 135 Land Use Bylaw No. 1/2012 as amended, to regulate land use and development in the Municipal District, and

WHEREAS, the Council of Municipal District of Peace No.135, in the Province of Alberta, has deemed it desirable to amend the Municipal District of Peace No. 135 Land Use Bylaw 1/2012 to provide for the legalization of cannabis;

NOW THEREFORE, pursuant to Section 230, 606 and 692 of the Municipal Government Act, RSA 2000 Chapter M-26, the Council of Municipal District of Peace No. 135 in the Province of Alberta, duly assembled, hereby enacts as follows:

1. Add the following to Section 4:

4.51 CANNABIS RETAIL SALES

- (1) The owner or applicant must obtain any other approval, permit, authorization, consent or licence that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.
- (2) Cannabis Retail Sales use shall not be located within 100 metres from the following
 - (a) a private or public school;
 - (b) a provincial health care facility; or
 - (c) school reserve or municipal and school reserve.
- (3) The separation distance between uses shall be measured from lot line to lot line.
- (4) The development shall not operate in conjunction with another approved use.
- (5) Customer access to the store is limited to a store-front that is visible from the street.
- (6) No customer parking shall be located behind a facility and all parking areas in front of the building shall be well lit.

2. Add the following to Section 4:

4.52 CANNABIS PRODUCTION FACILITY

- (1) The owner or applicant must provide as a condition of development a copy of the current licence for all activities associated with cannabis production as issued by the Federal Government.

- (2) The owner or applicant must obtain any other approval, permit, authorization, consent or licence that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.
 - (3) The development must be done in a manner where all of the processes and functions are fully enclosed within a stand-alone building including all loading stalls and docks, and garbage containers and waste material.
 - (4) The development shall not include an outdoor area for storage of goods, materials or supplies.
 - (5) The development shall not operate in conjunction with another approved use.
 - (6) The development must include equipment designed and intended to remove odours from the air where it is discharged from the building as part of a ventilation system.
 - (7) The Development Officer may require, as a condition of a development permit, a waste management plan, completed by a qualified professional, which includes but not limited to, details on:
 - (a) the incineration of waste products and airborne emissions, including smell;
 - (b) the quantity and characteristics of liquid and waste material discharged by the facility; and
 - (c) the method and location of collection and disposal of liquid and waste material discharged by the facility.
3. **Add “Cannabis Retail Sales” to Section 5.12 Hamlet General District (C).**
 4. **Add “Cannabis Retail Sales” to Section 5.15 Highway Commercial District (C).**
 5. **Add “Cannabis Production Facility” to Section 5.4 Agricultural District (C).**
 6. **Add “Cannabis Production Facility” to Section 5.5 Joint Plan Agricultural District (C).**
 7. **Add “Cannabis Production Facility” to Section 5.9 Rural Industrial District (B).**
 8. **Add “Cannabis Production Facility” to Section 5.11 Commercial Industrial District (C).**
 9. **That the adoption of this bylaw is effective upon the date of its final passage.**

Received first reading given on the 22 day of May, 2018.



Robert Willing, Reeve



Barbara Johnson, Chief Administrative Officer

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A public hearing was held on the _____ day of _____, 2018.

Second reading given on the _____ day of _____, 2018.

Robert Willing, Reeve

Barbara Johnson, Chief Administrative Officer

Third Reading given on the _____ day of _____, 2018.

Robert Willing, Reeve

Barbara Johnson, Chief Administrative Officer