

CITY OF COLD LAKE
BYLAW 669-LU-20
A BYLAW TO AMEND LAND USE BYLAW NO. 382-LU-10

A BYLAW OF THE CITY OF COLD LAKE IN THE PROVINCE OF ALBERTA, TO AMEND LAND USE BYLAW NO. 382-LU-10 TO REGULATE THE DEVELOPMENT OF CANNABIS MICRO-PROCESSING BUSINESSES.

PURSUANT to sections 191(1), 639 and 640(2) of the *Municipal Government Act*, RSA 2000, Chapter M-26 as amended, a council must adopt a land use bylaw which divides the municipality into districts which prescribe the use(s) of land and buildings within said districts and where council also has the power to amend such land use bylaw;

WHEREAS the Government of Canada, through the *Cannabis Act* and Regulations, defines a cannabis micro-processor as a licence holder that processes a maximum of 600kg of dried cannabis (or equivalent) in 1 calendar year per section 21 of the Cannabis Regulations;

WHEREAS the City of Cold Lake Land Use Bylaw No. 382-LU-10 does not currently define or provide regulations regarding cannabis micro-processing;

WHEREAS Council wishes to regulate cannabis micro-processing businesses in the City of Cold Lake by defining cannabis micro-processing and specifying those land use districts within which cannabis micro-processing is a discretionary use;

NOW THEREFORE the Council of the City of Cold Lake in the Province of Alberta, in Council duly assembled, hereby enacts as follows:

SECTION 1 – TITLE

1. This Bylaw shall be cited as “Bylaw 669-LU-20, amendment to Land Use Bylaw 382-LU-10”.

SECTION 2 – AMENDMENT

2. The City of Cold Lake Land Use Bylaw No. 382-LU-10 is hereby amended by:

2.1 Deleting the following definitions from Section 1.8(3):

CANNABIS PRODUCTION FACILITY means an indoor facility, used for the purpose of growing, processing, researching, destroying, storing, packaging or shipping of cannabis by a federal government licensed commercial producer in accordance with federal legislation. This does not include the production of industrial hemp as defined by federal legislation. This use does not include Agricultural Operation (Extensive).

CANNABIS RETAIL STORE means a development used for the retail sale of cannabis authorized by provincial or federal legislation. This use includes the sale of Cannabis-related accessories but does not include the sale of liquor, tobacco or pharmaceuticals. This use does not include Cannabis Production Facility, Retail Store, or Medical Cannabis Dispensary.

MEDICAL CANNABIS DISPENSARY means a development where cannabis is sold to persons holding a valid prescription from a health care practitioner for its use in the treatment of medical conditions or symptoms in accordance with federal legislation. This use does not include Cannabis Retail Store, Cannabis Production Facility, and Retail, Convenience.

2.2 Inserting the following definitions into Section 1.8(3):

CANNABIS MICRO-PROCESSING means a development used for processing, packaging or shipping of cannabis by a federal government licensed commercial producer in accordance with a micro-processing license as defined by Health Canada per the *Cannabis Act* and its Regulations. This use does not include the growing of cannabis on-site. This use class does not include Cannabis Production Facility; Cannabis Retail Store; or Medical Cannabis Dispensary.

CANNABIS PRODUCTION FACILITY means an indoor facility, used for the purpose of growing, processing, researching, destroying, storing, packaging or shipping of cannabis by a federal government licensed commercial producer in accordance with federal legislation. This does not include the production of industrial hemp as defined by federal legislation. This use class does not include: Agricultural Operation (Extensive), Cannabis Micro-Processing; Cannabis Retail Store; or Medical Cannabis Dispensary.

CANNABIS RETAIL STORE means a development used for the retail sale of cannabis authorized by provincial or federal legislation. This use includes the sale of Cannabis-related accessories but does not include the sale of liquor, tobacco or pharmaceuticals. This use class

does not include: Cannabis Micro-Processing; Cannabis Production Facility; Medical Cannabis Dispensary; Retail, Convenience or Retail Store.

MEDICAL CANNABIS DISPENSARY means a development where cannabis is sold to persons holding a valid prescription from a health care practitioner for its use in the treatment of medical conditions or symptoms in accordance with federal legislation. This use class does not include: Cannabis Micro-Processing; Cannabis Retail Store; Cannabis Production Facility; Retail, Convenience; or Retail Store.

- 2.2 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.8(2) RMX-Residential Mixed Use District.
- 2.3 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.11(2) C1-Downtown Commercial District.
- 2.4 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.2(2) C2-Arterial Commercial District.
- 2.5 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.13(2) C3-Neighbourhood Commercial District.
- 2.6 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.14(2) LC-Lakeshore Commercial District.
- 2.7 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.16(2) LI-Light Industrial District.
- 2.8 Inserting “Cannabis Micro-Processing” as a Discretionary-Development Officer Use in Section 12.17(2) HI-Heavy Industrial District.

SECTION 3 – ENACTMENT

- 3. This Bylaw shall come into full force and effect at the beginning of the day that it is passed.

FIRST READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta this 12th day of May, A.D. 2020, on motion by Councillor Lay.

**CARRIED
UNANIMOUSLY**

SECOND READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta this ____ day of ____, A.D. 2020 on motion by Councillor_____.

**CARRIED
UNANIMOUSLY**

THIRD AND FINAL READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta this _ day of ____, A.D. 2020, on motion by Councillor_____.

**CARRIED
UNANIMOUSLY**

Executed this_____ day of _____, 2020

CITY OF COLD LAKE

MAYOR

CHIEF ADMINISTRATIVE OFFICER