



RMA
RURAL MUNICIPALITIES
of ALBERTA

Cannabis in the Counties: Amending Land Use Bylaws for Production and Retail Cannabis Facilities

March 21, 2018

Workshop Agenda

- Chelsea – Overview
- Craig – Production Focus
- Linette – Production Focus
- Question and Answer Period



Why does this concern you?

- **Federal government**
 - Regulating production facilities
- **Provincial government**
 - Regulating retail facilities
 - 100m set back – municipalities can customize these



Things to consider before amending the land use bylaw:

Definitions

You may want to add definitions for cannabis-related uses that are consistent with provincial and federal definitions.

Siting

You may consider limiting cannabis-related facilities to specific zones in your land use bylaw.

Example – Definitions

Retail Establishment

- Retail Establishment means a development used for the retail sale of consumer goods, from within an enclosed building, except for the sale of liquor and medical marihuana.



Example – Definitions

Medical Marihuana Production Facility

- Medical Marihuana Production Facility means the use of land, buildings or structures for purposes of growing, producing, processing, labelling and packaging, testing, destroying, storing or transporting marihuana under authorization by license pursuant to the Medical Marihuana Production Regulations. SOR/2013-119, or any successor or replacement legislation or regulation which may be enacted in substitution thereof.

Marijuana Production Facility

- MARIJUANA PRODUCTION FACILITY means a facility, comprised of one or more buildings or structures used for the purpose of growing, processing, packaging, testing, destroying, storing or shipping Federally licensed marijuana. A marijuana production facility consists of some or all of the following components: greenhouses, warehouses, laboratories, processing facilities, administrative offices, a rainwater reservoir, and shipping facilities but does not include onsite retail sales of Federally Licenced Marijuana. All activities associated with the growing, processing or shipping functions shall be located inside fully enclosed buildings.



Examples – Siting

Classification

- Discretionary Use
 - ...means the use of land or a building for which a Development Permit may be issued by the Development Authority, with or without conditions. Discretionary uses require the approval of the Municipal Planning Commission.

Examples – Siting

District

- Direct Control
 - “... means a land use designation where Council or, where Council has delegated the authority, another Development Authority exercises particular control over the use and development of land or buildings, in accordance with the Act.”
- Industrial, Heavy
 - “...means the use of land, buildings and/or structures for an industrial activity that creates significant adverse impacts beyond the boundaries of the site for which the associated activity takes place due to appearance, emission of contaminants, noise, odor, traffic volume, fire, explosive hazards or dangerous goods.
- Characteristics of Industrial, Heavy may include:
 - a) Moderate to extensive open storage or stockpiling of raw materials, vehicles and machinery that may be partly or wholly visible off the site
 - b) Significant noise in the general operations of the use
 - c) Potential exposure of the environment to chemicals and other forms of pollution from the general operations of the use
 - d) Hazardous Industry.”

“

**“What should I
do?”**

The background image is a landscape photograph with a dark blue color overlay. It shows a field of hay bales in the foreground, with a range of mountains in the distance under a cloudy sky. The text "... It depends!" is centered in the middle of the image in a white, bold, sans-serif font.

... It depends!

Things to think about:

- Public consultation may be required
- LUB amendment require three readings by council and a public hearing
- The process could take anywhere from 6-8 weeks or more
- Don't need to reinvent the wheel – talk to others
- Work with your lawyers



Now to the professionals...

