

**BYLAW 18-023
OF
LAC LA BICHE COUNTY**

A BYLAW OF LAC LA BICHE COUNTY IN THE PROVINCE OF ALBERTA TO AMEND BYLAW 17-004, BEING THE LAND USE BYLAW OF LAC LA BICHE COUNTY.

WHEREAS Council has adopted Bylaw 17-004 to be used as the Lac La Biche County Land Use Bylaw; and

WHEREAS it is deemed expedient to amend Bylaw 17-004 as set out in Section 692 of the *Municipal Government Act*, R.S.A. 2000, Chapter M 26, as amended;

NOW THEREFORE under the authority and subject to the provisions of the *Municipal Government Act*, and by virtue of all other powers enabling it, the Council of Lac La Biche County, duly assembled, enacts as follows:

1. That Section C2.31 CANNABIS RETAIL STORE, be amended to read as per Schedule A of this Bylaw.
2. That Cannabis Retail Store and Cannabis Accessory be added as a permitted use within Section B4.1, Central Commercial District (CC) and B4.2, Highway Commercial District (HC).
3. That Cannabis Production Facility be added as a permitted use within Section B5.1, Light Industrial District (LI), Section B5.2 General Industrial District (GI), and B5.3 Heavy Industrial District (HI).
4. That Medical Marijuana Production Facility be moved from a discretionary use to a permitted use within Section B5.1, Light Industrial District (LI), Section B5.2 General Industrial District (GI), and B5.3 Heavy Industrial District (HI).
5. That Section E1 Definitions, amend by adding the following definitions:

CANNABIS means cannabis plant, fresh cannabis, dried cannabis, cannabis oil and cannabis plant seeds and any other substance defined as cannabis in the *Cannabis Act (Canada)* and its regulations, as amended from time to time and includes edible products that contain cannabis.

CANNABIS ACCESSORY means anything that can be used in the consumption of cannabis or the production of cannabis and any other substance as defined in the *Cannabis Act (Canada)* and its regulations, as amended from time to time. This use may be stand alone or part of a Cannabis Retail Store use.

CANNABIS PRODUCTION FACILITY means a use where recreational cannabis is cultivated, processed, packaged, tested, destroyed, stored or loaded for shipping; where a licence for all activities associated with a cannabis production is issued by the Alberta Liquor and Cannabis Commission.

CANNABIS RETAIL STORE means a retail store licensed by the Province of Alberta where Cannabis and Cannabis Accessories are sold to individuals who attend at the premises.

6. This bylaw shall come into effect upon passing of the third reading.

MOTION BY COUNCILLOR TKACHUK THAT BYLAW 18-023 BE GIVEN FIRST READING THIS 4th OF SEPTEMBER, 2018.

"Original Signed"
Mayor

"Original Signed"
Chief Administrative Officer

MOTION BY COUNCILLOR TKACHUK THAT BYLAW 18-023 AS AMENDED, BE GIVEN SECOND READING THIS 2ND DAY OF OCTOBER, 2018.

MOTION BY COUNCILLOR MOORE THAT BYLAW 18-023 AS AMENDED, BE GIVEN THIRD READING THIS 2ND DAY OF OCTOBER, 2018.

"Original Signed"
Mayor

"Original Signed"
Chief Administrative Officer

C2.31 CANNABIS RETAIL STORES

- 1) Cannabis retail developments must be located a minimum of 100.0 meters from the exterior building wall from the following locations:
 - a) a provincial health care facility;
 - b) a school;
 - c) a vacant parcel of land intended for a future school (School Reserve or Municipal Reserve);
 - d) public park;
 - e) recreation facility;
 - f) library; and
 - g) a child care facility.
- 2) Notwithstanding Section D1.6, Variance Authority, the Development Authority shall not grant a variance to Subsection 1 hereof.
- 3) Shall not be located in the same building or abutting any residential land use.
- 4) The Cannabis Accessory use may be issued under separate approval or in conjunction with a Cannabis Retail Store application.
- 5) Upon Development Permit approval, a Building Permit for a Cannabis Retail Store shall not be issued until the applicable provincial license has been submitted to the County by the applicant.
- 6) Parking for a Cannabis Retail Store shall be identified as Retail Store in Table C3.1. Parking exemptions may be approved depending on the location of the retail parcel as identified in Figure C3.1 or Figure C3.2.
- 7) Parking for Cannabis Production Facility shall be identified as Agriculture, Intensive in Table C3.1.
- 8) Windows facing the public and/or street shall be screened to ensure that the contents of the store cannot be easily viewed by passersby.
- 9) Hours of operation for Cannabis Retail Stores shall not permitted outside of hours between 10:00 A.M. to 2:00 A.M.