

BYLAW NUMBER 7P2014

**BEING A BYLAW OF THE CITY OF CALGARY
TO AMEND THE LAND USE BYLAW 1P2007**

WHEREAS it is desirable to amend the Land Use Bylaw 1P2007, as amended;

AND WHEREAS Council has held a public hearing as required by Section 692 of the Municipal Government Act, R.S.A. 2000, c.M-26, as amended:

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. The City of Calgary Land Use Bylaw, being Bylaw 1P2007 of the City of Calgary, as amended, is hereby further amended as follows:

(a) Insert a new subsection 13 (90.1) as follows:

“(90.1) “*medical marihuana*” means a substance used for medical purposes authorized by a licence issued under the federal government’s Marihuana for Medical Purposes Regulations (MMPR) or any subsequent legislation which may be enacted in substitution.”

(b) Insert a new subsection 27 (2) (e.1) as follows:

“(e.1) *Medical Marihuana Production Facility*;

(c) Insert a new subsection 233.1 as follows:

“233.1 “*Medical Marihuana Production Facility*”

(a) means a ***use***:

(i) where ***medical marihuana*** is grown, processed, packaged, tested, destroyed, stored or loaded for shipping;

(ii) where a licence for all activities associated with ***medical marihuana*** production is issued by Health Canada;

(iii) where all of the processes and functions are fully enclosed within a stand-alone ***building***;

(iv) that must not operate in conjunction with another approved ***use***;

(v) that must not include an outdoor area for storage of goods, materials or supplies;

(vi) where all ***loading stalls*** and docks are inside a ***building***; and

- (b) is a **use** within the General Industrial Group in Schedule A to this Bylaw;
- (c) where an ancillary **building** or structure used for security purposes may be located on the **parcel** containing the **use**;
- (d) 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;
- (e) where garbage containers and waste material must be contained within the **building** containing the **use**;
- (f) must not be within 75.0 metres of a **residential district**, measured from the **building** containing the **use** to the nearest **property line** of a **parcel** designated as a **residential district**;
- (g) must not be located on a **parcel** that is adjacent to a **major street** or expressway;
- (h) where the **Development Authority** may require, as a condition of a **development permit**, a Public Utility and Waste Management Plan, completed by a qualified professional, that includes detail on:
 - (i) the incineration of waste products and airborne emissions, including smell;
 - (ii) the quantity and characteristics of liquid and waste material discharged by the facility; and
 - (iii) the method and location of collection and disposal of liquid and waste material;
- (i) requires a minimum number of **motor vehicle parking stalls** based on a parking study required at the time of **development permit** application;
- (j) does not require **bicycle parking stalls – class 1**; and
- (k) requires a minimum of 1.0 **bicycle parking stalls – class 2** per 2000.0 square metres **gross usable floor area**.”
- (d) Insert a new subsection 908 (2) (m.1) as follows:
 “(m.1) **Medical Marihuana Production Facility**;”
- (e) Amend Schedule A, General Industrial Group by adding inserting:
Medical Marihuana Production Facility after General Industrial - Medium

2. This Bylaw comes into force on 2014 April 28.

READ A FIRST TIME THIS ____ DAY OF _____, 2014.

READ A SECOND TIME THIS ____ DAY OF _____, 2014.

READ A THIRD TIME THIS ____ DAY OF _____, 2014.

MAYOR
SIGNED THIS ____ DAY OF _____, 2014.

CITY CLERK
SIGNED THIS ____ DAY OF _____, 2014.

PROPOSED