

Calgary



Standing Policy Committee on Planning and Urban Development 2018 February 21

PUD2018-0056

**Land Use Bylaw Amendments:
Enabling Cannabis Retail Stores and
Facilities**

CITY OF CALGARY
RECEIVED
IN COUNCIL CHAMBER

FEB 21 2018

ITEM - PUD2018-0056

Adm. Division - Public
CITY CLERK'S DEPARTMENT



21/02/2018

PUD2018-0056 Enabling Cannabis Retail Stores and Facilities

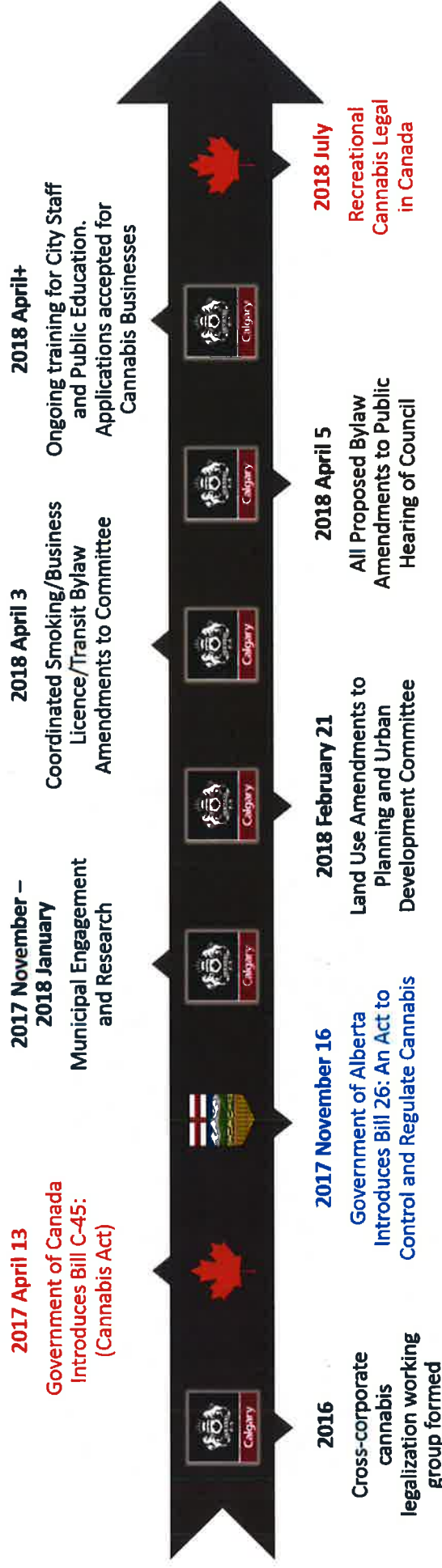


Cannabis Legalization Project Overview

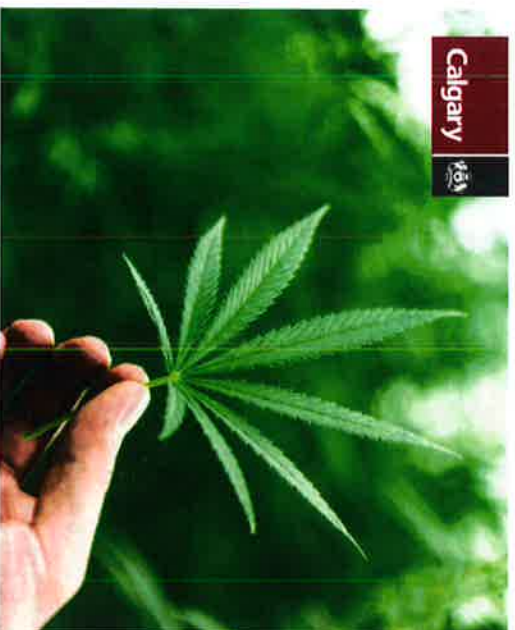
Legalization of recreational cannabis - who's responsible for what?



Anticipated Timeline



Engagement and Research



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Engagement results: legalization of recreational cannabis

February, 2018

What we heard from citizens

Calgary Cannabis 2018

101



Calgary



City of Calgary – Cannabis Research Combined Study Findings Final report (February 8, 2018)

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ENVIRONICS

February 2018

Cannabis Research – Combined Study Findings

1

Amendment to Attachment 1.

- 100 metres to hospitals / hospital parcels;
- 100 metres to schools / school parcels; and
- 100 metres to school reserve and municipal and school reserve parcels.

Purpose of Report

Responds to and aligns with the federal legalization of cannabis. Report proposes:

1. Land Use Bylaw changes.
 - New use definition – Cannabis Store.
 - Amended definitions
2. Guidelines
 - Locational criteria
 - Relaxation guidance

First Session, Forty-second Parliament, 64-65-66 Elizabeth II, 2015-2016-2017 HOUSE OF COMMONS OF CANADA BILL C-45 An Act respecting cannabis and to amend the Controlled Drugs and Substances Act, the Criminal Code and other Acts
AS PASSED BY THE HOUSE OF COMMONS NOVEMBER 27, 2017

1. Promotes safe and healthy communities and employment opportunities (Policy 2.1.1 a); and
2. Fosters economic diversification (Policy 2.1.2 a)

Land Use Bylaw Changes

- Approach - two separate amending bylaws.
 - First bylaw defines:
 - Cannabis Store;
 - Cannabis Counselling; and
 - Cannabis Facility.
 - Second bylaw:
 - Lists Cannabis Stores in the districts where Liquor Stores are listed.
- Approach:
 - readies the City
 - manages uncertainty



- Retail sale of cannabis and related merchandise.
- Counselling allowed.
- No consumption of cannabis allowed.
- Single use – only cannabis related sales allowed.

Cannabis Stores in Colorado



Cannabis Facility and Counselling

- Cannabis Facility
 - “Medical Marihuana Production Facility” renamed.
 - Recreational and medical production allowed.
 - Growing, processing, packaging or storing cannabis.
- Cannabis Counselling
 - “Medical Marihuana Counselling” renamed.
 - Cannot automatically be transitioned to Cannabis Store.
 - Counselling only.
 - Cannabis cannot be sold or consumed.

- Guides locations of Cannabis Stores.
- Manages clustering.
- Guides decisions on requests for a relaxation of the separation distances.

Cannabis Store - Separation Distances

- Discretionary use in the same districts as Liquor Stores
- Prevents clustering.
- Separates Cannabis Stores from other uses.

Separation Distance	Use	Rule/Guideline	Reduction Y/N
10 metres	• Payday Loan • Pawn Shop • Child Care Service	Guideline	Yes – distance is meant as guidance.
30 metres	• Liquor Store	Rule	Yes – no limit.
150 metres	• Emergency Shelter • Post-Secondary Learning Institution • School Authority – School • School - Private	Rule	Yes - maximum 10%.
300 metres	• Cannabis Store	Rule	Yes – no limit.



Implementation – two bylaws

- Approach manages uncertainty
- First bylaw adopts new definitions and rules.
 - Effective Date April 24, 2018.
 - Ensures cannabis sales are managed in the Land Use Bylaw.
- Second bylaw lists Cannabis Stores in Districts
 - Recommend first reading.
 - Second and third reading when legalization date is known.

- Federal implementation date intended for July 2018 may be delayed.

Administration Recommendation

That the Standing Policy Committee on Planning and Urban Development:

1. Direct Administration to:
 - a. prepare amending bylaws to the Land Use Bylaw 1P2007 as outlined in the proposed text in **Revised** Attachment 1 and Attachment 2; and
 - b. forward the proposed bylaws, to accommodate the required advertising, and this report, directly to the 2018 April 05 Combined Meeting of Council.
2. Recommend that Council hold a Public Hearing for the proposed amending bylaws at the 2018 April 05 Combined Meeting of Council, and:
 - a. give three readings to the proposed Land Use Bylaw Amendment in Attachment 1;
 - b. give first reading to the proposed Land Use Bylaw Amendment in Attachment 2 and withhold second and third reading until the date of legalization is known; and
 - c. adopt, by resolution, the proposed Cannabis Store Guidelines.