

**THE CITY OF CALGARY**  
**TABULATION OF BYLAW**  
**TO BE PRESENTED TO COUNCIL ON**  
**MONDAY 2018 July 23**

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**BYLAW 26P2018**  
**Enabling Cannabis Retail Stores and Facilities – Land Use Bylaw**

Second and third readings as amended, with the deletion of subsection (I) in Bylaw 26P2018.

**NOTE**

PUD2018-0056 proposed two Bylaws to implement new rules to regulate the retail sale of cannabis in the Land Use Bylaw. The first Bylaw, Bylaw 25P2018, put in place the new Cannabis Store, Cannabis Facility, and Cannabis Counselling uses and their associated rules. These amendments were approved by Council on 2018 April 5. The second Bylaw, Bylaw 26P2018, lists the Cannabis Store use in the appropriate districts and received first reading of Council on 2018 April 5. Second and third readings for Bylaw 26P2018 were withheld until the date of legalization of cannabis was known. Attachment 1 provides a brief background and Attachment 2 shows Bylaw 26P2018. Attachment 3 provides the excerpt from The Minutes of The Combined Meeting of Council, held 2018 April 5

The Cannabis Act, which legalizes the use and sale of cannabis in Canada, has been approved by Parliament on 2018 June 19 and will come into effect on 2018 October 17. With the date of legalization now known, second and third readings of Bylaw 26P2018 can be given. This will provide time prior to the date of legalization to allow Administration to begin making decisions on development permits, and to allow the advertising and appeal process to occur. It will also give business owners time to get ready to commence operations.

Administration recommends that prior to second and third reading Bylaw 26P2018 should be amended by deleting subsection (I). This subsection lists Cannabis Store as a discretionary use in the Industrial – Business (I-B) District. Report PUD2018-0056 (Enabling Cannabis Retail Stores and Facilities) advised Council that Bylaw 26P2018 would list Cannabis Stores in all districts where Liquor Stores are listed. However, Liquor Stores are not listed in the Industrial – Business (I-B) District. As subsection (I) was included in Bylaw 26P2018 in error, it should be deleted to be consistent with the stated approach to enabling Cannabis Stores.

Attachment 4 (Motion Required To Amend Bylaw 26P2018) shows the motion that would be required to amend Bylaw 26P2018 as per the above. Administration recommends that Council adopt this motion, prior to giving second and third reading to Bylaw 26P2018 (Attachment 2), as amended.

On 2018 April 5, a motion arising was carried by Council, moved by Councillor Chahal and Seconded by Councillor Farrell "That Council request that the Mayor write to the Provincial Cannabis Secretariat to review signage and screening of retail cannabis stores to promote exterior visibility, viewing and safety." This letter is shown as Schedule A (Letter from Mayor Nenshi to the Alberta Cannabis Secretariat) in Attachment 1.

On 2018 June 25 Council adopted a 30 metre separation distance from Cannabis Stores to Places of Worship, Pawn Shops and Payday Loans. This was in response to the motion arising made on 2018 April 5, moved by Councillor Carra, seconded by Councillor Davison.

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Background: Second and third readings were withheld until the date of legalization of cannabis was known.

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Public Hearing:

The Public Hearing with respect to Bylaws 25P2018 and 26P2018 was held at the 2018 April 5 Combined Meeting of Council.

Ineligible to Vote:

Councillor Keating was absent from the Public Hearing on Bylaws 25P2018 and 26P2018 and is therefore not eligible to vote on the matter.

Excerpt from the Minutes of the Combined Meeting of Council, held 2018 April 5:

The excerpt from the Minutes of the Combined Meeting of Council related to Bylaw 26P2018, held on 2018 April 5, are shown in Attachment 3 (Excerpt From The Minutes Of The Combined Meeting Of Council, Held 2018 April 5).

**ATTACHMENTS:**

1. Background.
2. Proposed Bylaw 26P2018.
3. Excerpt from The Minutes of The Combined Meeting of Council, Held 2018 April 5.
4. Motion Required To Amend Bylaw 26P2018.