

**COMMITTEE OF THE WHOLE**  
**MARCH 13, 2018**  
**4:30 P.M.**  
**AGENDA**

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1. Agenda Additions/Deletions
2. Agenda Approval
3. Cannabis Legalization – Discussion 2-10
4. Correspondence
5. Additions
6. Adjournment

## MEMORANDUM

**To:** Greg Switenky  
**From:** Leann Graham  
**Date:** March 8, 2018  
**Re:** Legalization of Cannabis

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### **Background:**

With the impending legalization of Cannabis in Canada the Province of Alberta has released the Order in Council Amending the Gaming and Liquor Act to the Gaming, Liquor and Cannabis Act. These regulations were approved and ordered on February 15, 2018, filed under the regulations act on February 16 and shared with Municipalities on February 20, 2018.

Upon review of these regulations the Town of Stettler is required to amend its Land Use Bylaw for the permitting of Cannabis Retail and Production. The province declared that on March 6, 2018 they would accept applications for Cannabis Licenses, this process includes a municipal approval and at this time we cannot process applications.

Through this process it has also been identified that the Smoking Bylaw may require an amendment for the consumption of cannabis.

### **Land Use Bylaw Impacts:**

#### **Section 9: 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 cannabis accessory as defined in the *Cannabis Act* (Canada) and its regulations, as amended from time to time.

**“Cannabis Medical Clinic/Dispensary”** means a clinic or dispensary licensed by the Federal Government of Canada where Cannabis and Cannabis Accessories are sold to individuals for medical purposes.

**“Cannabis Production Facility”** means a facility used for the production of Cannabis licensed by the Federal Government of Canada where Cannabis and Cannabis products are produced for Medical and/or Retail uses.

**“Cannabis Retail Sales”** means a retail store licensed by the Province of Alberta where

Cannabis and Cannabis Accessories are sold to individuals who attend at the premises for recreational purposes.

#### **FOUR: Development Permits**

##### **Section 15: When a Development Permit is Not Required:**

For the growth/cultivation of personal use cannabis plants not exceeding 4 plants per dwelling and the growth/cultivation of such must be contained indoors.

#### **SEVEN: General Provisions**

Include Regulations Regarding Cannabis Retail and Production Uses.

- Owners/Applicants must obtain a Retail Cannabis Store License from the Province of Alberta.
- Signage Provisions
- Home Grow Provisions

In accordance with the Gaming Liquor and Cannabis Act:

### **Part 4 Cannabis**

#### **Division 1 Cannabis Licences**

**(3)** For the purposes of sections 640(7), 642(5) and 687(3) of the *Municipal Government Act*, a premises described in a cannabis licence may not have any part of an exterior wall that is located within 100 metres of

- (a) a provincial health care facility or a boundary of the parcel of land on which the facility is located,
- (b) a building containing a school or a boundary of a parcel of land on which the building is located, or
- (c) a boundary of a parcel of land that is designated as school reserve or municipal and school reserve under the *Municipal Government Act*.

## **Part 2**

### **Conditions Governing Cannabis Store Premises**

**7** In this Part,

- (a) “building envelope” means the outer perimeter of the building in which an existing business is located and includes space rented, leased, subleased, sold or otherwise provided to others in the same building;
- (b) “existing business” means a retail, wholesale or similar business owned or operated by an applicant for a cannabis store licence at the time of the application and includes any other business located in the same building envelope that is associated with or owned or controlled in whole or in part by the applicant.

**8** A cannabis store

- (a) must be in premises that meet the conditions of this Part,
  - (b) must be located in a permanent facility
    - (i) that is a freestanding building that does not contain another business, or
    - (ii) that is in a building in which there are other businesses,
- and
- (c) if it is in a building envelope where there are other businesses, the cannabis store must
    - (i) have its own entrance and exit separate from the exit and entrance for any other business,
    - (ii) have a common wall between the area to be occupied by the cannabis store and the area occupied by or to

be occupied by any other business that is a solid floor to ceiling wall constructed of materials other than glass or transparent materials,

- (iii) have its own receiving and storage area separate from any other business,
- (iv) not have any point-of-sale checkouts that are also used for another business, and
- (v) have signage at each point of entry prohibiting minors from entering.

**9** There may not be any access

- (a) between the public areas of a cannabis store premises and the receiving, storage or public areas of another business premises, or
- (b) between the receiving or storage areas of a cannabis store premises and the receiving, storage or public areas of another business premises.

**TEN: Land Use Districts**

**C1 – Commercial Central**

Discretionary Use – Cannabis Retail Sales

**C2 – Highway Commercial**

Discretionary Use – Cannabis Retail Sales

**I – Industrial**

Discretionary Use – Cannabis Production

Discretionary Use – Cannabis Retail Sales

**Smoking Bylaw Impacts:**

**Definitions:**

“Smoke or “Smoking” means to inhale, exhale, burn, or have control over a lighted cigarette, cigar, pipe, hooka pipe, or other lighted smoking implement designed to burn or heat tobacco or any other weed or substance for the purpose of inhaling or tasting of its smoke or emissions.

## **Consumption**

### **SECTION 3 - GENERAL PROVISIONS**

- 3.1 Subject to Section 3.2, the following are Designated Public Places for the purposes of this bylaw:
- a) Public Buildings and those areas within 6m of an entrance or exit to a Public Building;
  - b) Town Buildings and those areas within 6m of an entrance or exit to a Town Building;
  - c) Public Transportation Vehicles and Public Transportation Vehicle Shelters; and
  - d) Workplaces and those areas within 6m of an entrance or exit to a Workplace.
- 3.2 No person shall Smoke in a Designated Public Place, whether or not a “No Smoking” sign is posted or visible.
- 3.3 No proprietor or employer shall permit smoking in a Designated Public Place, whether or not a “No Smoking” sign is posted or visible.

#### **Appendices:**

The Future of Cannabis in Alberta Infographic and Jurisdictional Responsibilities

Map 1 - Commercial and Industrial Areas with Buffer Distances

Map 2 - Zoning with Buffer Distances

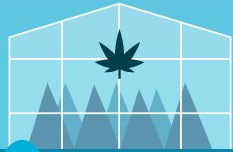
# The Future of Cannabis in Alberta

The rules around cannabis in Alberta once it is legal in summer 2018.



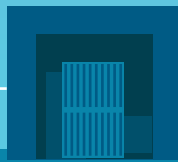
## LICENSED GROWERS

Strictly regulated by the federal government.



## PROVINCIAL GOVERNMENT OVERSIGHT

The Alberta Gaming and Liquor Commission (AGLC) directly manages how cannabis gets from the licensed grower to the retailer.



## AGLC-OPERATED ONLINE SALES

Age verification occurs at point of sale and at delivery.



## WORKPLACE

Alberta is reviewing all existing regulations and programs to ensure rules continue to address impairment at work.



## ADVERTISING

Product advertising will only be allowed inside cannabis stores.



## PRIVATE CANNABIS RETAIL STORES

May only sell cannabis and cannabis accessories. Minors are prohibited from entering cannabis stores, even if accompanied by an adult.



## DRIVING

Police are able to suspend licences and seize vehicles if people drive impaired, including impairment by cannabis.



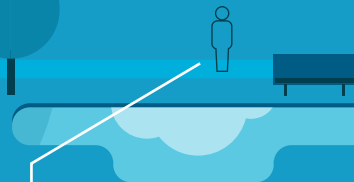
## POSSESSION

Adults can possess up to 30 grams of legal cannabis in public.



## PUBLIC CONSUMPTION

Smoking and vaping cannabis are prohibited in areas frequented by kids and other public places where smoking tobacco is prohibited.



## HOME

Each household is allowed to grow up to four plants. Landlord and tenant agreements or condo bylaws can be used to set rules for consumption and growing.



## OWNERS AND STAFF

Must undergo extensive background checks. Qualified employees must be 18 and undertake training.



February 2018

Alberta

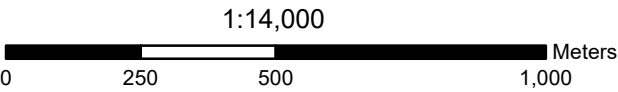
[alberta.ca/cannabis](http://alberta.ca/cannabis)

# Jurisdictional Responsibilities

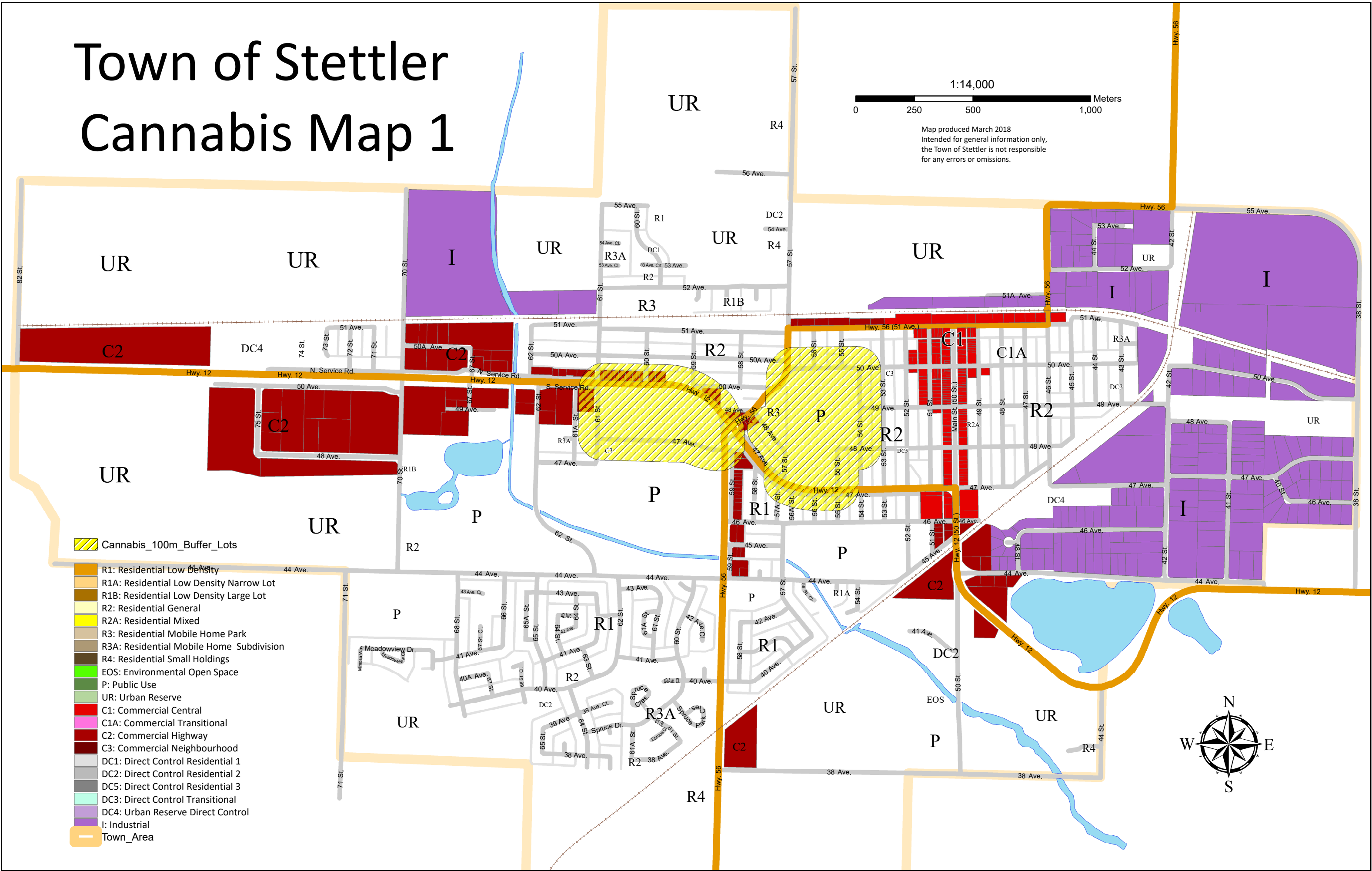
Activity	Responsible		
	Federal	Provincial	Municipal
Possession limits **	✓		
Trafficking	✓		
Advertisement & packaging **	✓		
Impaired driving	✓	✓	
Medical cannabis	✓		
Seed-to-sale tracking system	✓		
Production (cultivation and processing)	✓		
Age limit (federal minimum) **	✓		
Public health	✓	✓	
Education	✓	✓	✓
Taxation	✓	✓	✓
Home cultivation (growing plants at home) **	✓		
Workplace safety		✓	
Distribution and wholesaling		✓	
Retail model		✓	
Retail location and rules		✓	✓
Regulatory compliance	✓	✓	
Public consumption		✓	✓
Land use/zoning			✓



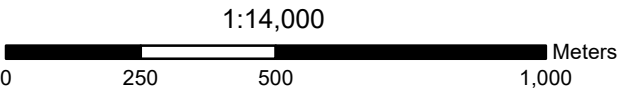
# Town of Stettler Cannabis Map 1



Map produced March 2018  
Intended for general information only,  
the Town of Stettler is not responsible  
for any errors or omissions.



# Town of Stettler Cannabis Map 2



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