

BYLAW NO.708

A BYLAW OF THE VILLAGE OF DONALDA, PROVINCE OF ALBERTA TO AMEND LAND USE BYLAW NO. 625,

WHEREAS pursuant to the provisions of the Municipal Government Act, Revised Statutes of Alberta, 2000, Chapter M-26 and amendments thereto.

THE MUNICIPAL COUNCIL OF THE VILLAGE OF DONALDA IN COUNCIL ASSEMBLED ENACTS AS FOLLOWS:

1. That Bylaw No. 625 shall be and is hereby amended as attached in "Schedule A"
2. That this Bylaw shall take force and effect upon the date of final passing thereof.

READ a first time this 21st day of August, A.D. 2018.

NOTICE OF ADVERTISEMENT published September 4, 2018 & September 11, 2018.

Public Hearing held September 18, 2018.

READ a second time this 18th day of September, 2018.

READ a third time and finally passed this 18th day of September, 2018.

Chief Elected Official

Chief Administrative Officer

“Schedule A”

PART ONE: GENERAL

1.3 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.

PART TWO: DEVELOPMENT PERMITS, CONTRAVENTION AND APPEAL

2.2: Development Not Requiring A Development Permit

- (m) 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.

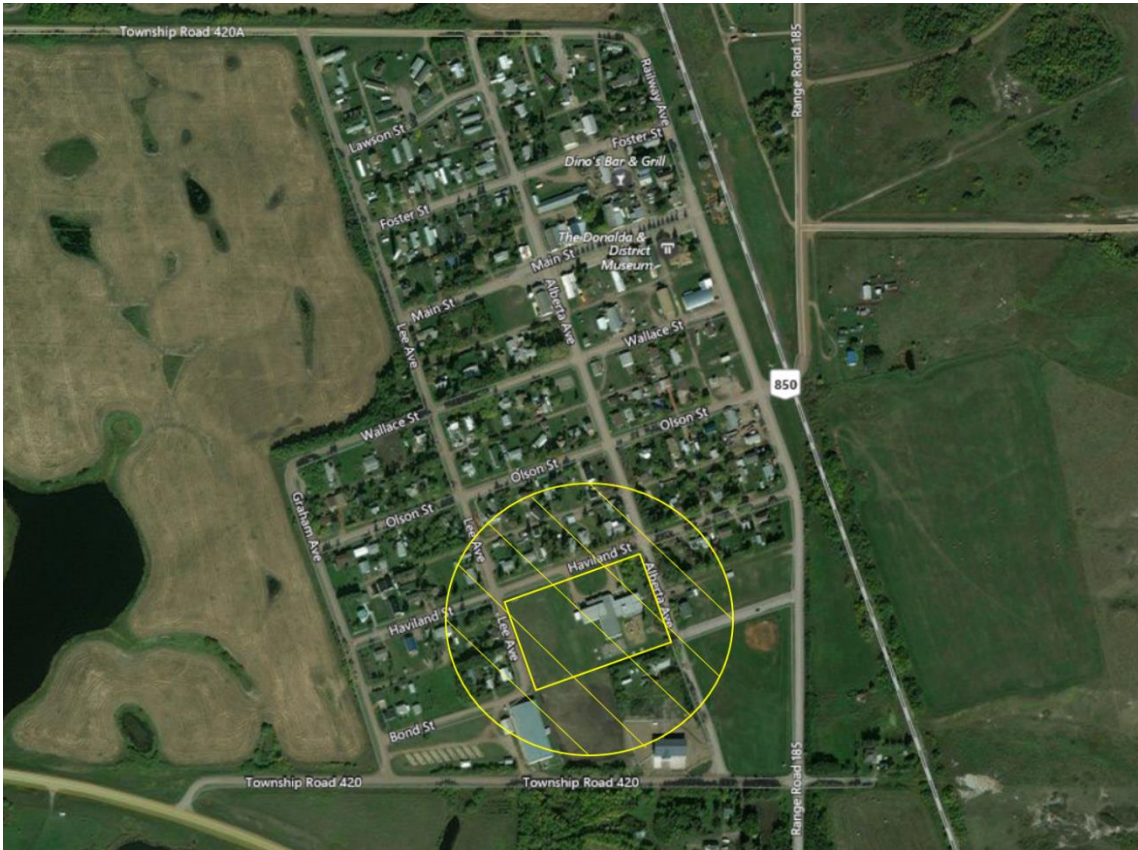
SCHEDULE B: SUPPLEMENTARY REGULATIONS

5. Miscellaneous

5(8) Cannabis Retail Sales and Production.

- (a) A Cannabis Retail Sales or Production Facility must comply to provisions of the Gaming, Liquor and Cannabis Act.
- (b) Owners/Applicants must obtain and submit a copy of the Retail Cannabis Store License from the Province of Alberta.
- (c) The Development Authority may permit a Cannabis Retail Sales or Production Facility only if, in their opinion it complies with the following regulations:
- (i) In addition, and described in the Gaming, Liquor and Cannabis Act:
- A premises described in a Cannabis License may not have any part of an exterior wall that is located within 400 meters 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 reserve under the Municipal Government Act.

Figure: Cannabis Retail Sales and Production Facility Exclusion Area



- (d) The Development Authority shall consider the following matters as part of the decision making process for an application for a Cannabis Retail Sales or Production Facility:
- 39.4.1 Proximity and relevance of impact to facilities frequented by Children and Youth, including but not limited to:
 - a) Day Care Facilities
 - b) Parks
 - c) Recreation Facilities
 - 39.4.2 Day Homes and Home Schools do not require a separation distance from a Cannabis Retail Sales Use.
 - 39.4.3 Compatibility of the use in relation to the site, surrounding development and the potential effect of the development on the adjacent properties.

SCHEDULE C: LAND USE DISTRICT REGULATIONS

- C – Commercial Central**
Discretionary Use– Cannabis Retail Sales
- CR – Commercial Retail**
Discretionary Use – Cannabis Retail Sales
- I – Industrial**
Discretionary Use – Cannabis Retail Sales
Discretionary Use – Cannabis Production