



“The Best in the West by a Damsite”

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**NOTICE OF PUBLIC HEARING
TOWN OF BASSANO
IN THE PROVINCE OF ALBERTA**

PROPOSED BYLAW NO. 881-18

**To be held at 7:30 p.m., October 22, 2018
Town of Bassano Council Chambers
502 2nd Ave.**

PURSUANT to sections 230, 606 and 692 of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26, as amended, the Council of the Town of Bassano in the Province of Alberta hereby gives notice of its intention to adopt Bylaw No. 881-18, being an amendment to Land Use Bylaw 845-13 for the municipality.

THE PURPOSE of the proposed Bylaw No. 881-18 is to accommodate cannabis related uses as part of the Bylaw in accordance with the applicable Federal and Provincial legislation.

THEREFORE, TAKE NOTICE THAT a public hearing to consider the Proposed Bylaw No. 881-18 will be held in the Town of Bassano Council Chambers at 7:30 p.m., October 22, 2018.

AND FURTHER TAKE NOTICE THAT anyone wishing to make a presentation regarding the proposed bylaw should, in writing, notify the Chief Administrative Officer of their intention prior to 7:30 p.m. on October 22, 2018.

AND FURTHER TAKE NOTICE THAT both written and verbal presentations may be made to council at the public hearing.

AND FURTHER TAKE NOTICE THAT a copy of the proposed bylaw may be inspected at the Town of Bassano office during normal business hours or viewed on the town website www.bassano.ca.

DATED at the Town of Bassano in the Province of Alberta this 21 day of September 2018.

A handwritten signature in black ink, appearing to read "Amanda".

Amanda Davis
Interim Chief Administrative Officer
Town of Bassano
502 2nd Ave
Bassano, Alberta T0J 0B0

BYLAW NO. 881/18
Land Use Bylaw Amendment
of the

TOWN OF BASSANO
In the Province of Alberta

BEING A BYLAW OF THE TOWN OF BASSANO IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 845/13, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Town of Bassano Council wishes to update the land use bylaw.

WHEREAS THE PURPOSE of proposed amendment is to undertake a series of text amendments in order to include Retail Recreational Cannabis as identified in the attached "Schedule A".

AND WHEREAS the municipality must prepare a corresponding bylaw and provide for its consideration at a public hearing.

NOW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26, as amended, the Council of the Town of Bassano in the Province of Alberta duly assembled does hereby enact the following:

1. That the amendments are indicated in attached Schedule A.
2. That Bylaw No.845/13, being the municipal Land Use Bylaw, is hereby amended and consolidated.
3. That the aforementioned amendments to Bylaw No. 845/13, being the Land Use Bylaw, shall make use of formatting that maintains the consistency of the portions of the bylaw being amended.
4. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 10th day of September, 2018.

READ a **second** time this _____ day of _____, 2018.

READ a **third** time and passed this _____ day of _____, 2018.

Mayor – Jackie Seely

Interim Chief Administrative Officer – Amanda Davis

Schedule A

SCHEDULE 2: SECTION 3 LAND USE DEFINITIONS

New

AGLC means Alberta Gaming, Liquor and Cannabis Commission.

Cannabis means Cannabis as defined by the *Federal Cannabis Act*.

Cannabis Accessories means accessories that promote the responsible and legal consumption and storage of cannabis.

Cannabis Product means a product that contains Cannabis.

Cannabis Representative means a corporation or individual registered with the AGLC who is in the business of representing a Cannabis supplier in the sale of the supplier's Cannabis.

Cannabis Supplier means a person who holds a Federal licence that authorizes the person to produce Cannabis for commercial purposes or to sell Cannabis to the AGLC.

Hospital means a facility providing room, board and surgical or other medical treatment for the sick injured or infirm including outpatient services and accessory staff residences.

Retail Cannabis Licence means a licence under the *Gaming, Liquor and Cannabis Act* that authorizes the purchase, sale, transport, possession, and storage of Cannabis.

Retail Cannabis Store means a Use where recreational Cannabis can be legally sold, and has been licensed by the AGLC. All Cannabis that is offered for sale or sold must be from a federally approved and licensed producer. No consumption shall be on premises. This may include ancillary retail sale or rental of Cannabis Accessories, and where counselling on Cannabis may be provided.

Changed

Medical Cannabis means a substance used for medical purposes authorized by a licence issued under the Federal Government's [Access to Cannabis for Medical Purposes Regulations \(ACMPR\)](#) or any subsequent legislation which may be enacted in substitution.

Cannabis Production Facility means a Use where Cannabis is grown, processed, packaged, tested, destroyed, stored or loaded for shipping, and that meets all Federal requirements as well as all requirements of this Bylaw, as amended from time to time.

SCHEDULE 2: LAND USE DISTRICTS

Add:

Retail Cannabis Store as a Discretionary Use within the Commercial C1, Highway Commercial C2 and Industrial Commercial IC Land Use Districts;

Hospital as a Permitted Use within the Public and Institution (PI) Land Use District.

Replace:

Medical Marihuana Production Facility with **Cannabis Production Facility** as a Discretionary Use within Industrial Commercial (IC) Land Use District.

SECTION 5 Table 5.7.2 Non-residential Minimum Required Off-street Parking

**Retail Cannabis Stores be added to the Table as
1 space/37.m² (400ft²) of GFA**

SECTION 13 MEDICAL MARIHUANA CANNABIS PRODUCTION FACILITY

- 13.1 The owner or applicant must provide as a condition of development a copy of the current licence for all activities associated with medical ~~marihuana~~ **cannabis** production as issued by Health Canada.
- 13.2 The owner or applicant must obtain any other approval, permit, authorization, consent or licence that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.
- 13.3 The development must be done in a manner where all of the processes and functions are fully enclosed within a stand-alone building. ~~including all loading stalls and docks, and garbage containers and waste material.~~
- 13.4 The development shall not operate in conjunction with another approved use.
- 13.5 The development shall not include an outdoor area for storage of goods, materials or supplies.
- 13.6 The development 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.
- 13.7 The development must not be within 75.0 metres of a residential, public institutional, or parks and recreation district, measured from the building foundation containing the use to the nearest property line of a parcel designated as a residential, public institutional, or parks and recreation district.
- 13.8 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, but not limited to:
 - (a) the incineration of waste products and airborne emissions, including smell; and

- (b) the quantity and characteristics of liquid and waste material discharged by the facility; and
 - (c) the method and location of collection and disposal of liquid and waste material; and
 - (d) the impact to municipal servicing and utilities, including, but not limited to, the effect on water and sewer system delivery.
- 13.9 The minimum number of motor vehicle parking stalls shall be based on the parking requirements of the Light industry/manufacturing use found in Schedule 5.
- 13.10 Any signage relating to a ~~Medical Marijuana~~ **Cannabis Production Facility** is subject to approval by the Development Authority, as well as the sign regulations outlined in Schedule 8.
- 13.11 Cannabis Production Facility is a Discretionary Use within the Industrial Commercial (I-C) Land Use District.

NEW

SECTION 14 RETAIL CANNABIS STORES

- 14.1 The development of Retail Cannabis Stores shall be in accordance with the *Gaming, Liquor, and Cannabis Act* as well as any other applicable regulation.
- 14.2 A copy of the Retail Cannabis Licence issued by the Alberta Gaming and Liquor Commission shall be provided to the Town prior to occupancy as a condition of Development Permit approval.
- 14.3 Hours of operation will be 10:00 a.m. to 10:00 p.m. daily.
- 14.4 Advertising inside the premises shall not be visible from the outside.
- 14.5 Only permanent signage shall be permitted and copy shall be restricted to the business name.
- 14.6 Retail Cannabis Stores will be prohibited in the use of portable signs.
- 14.7 The premises must operate separately from other businesses, including providing a separate Loading Space when one is required.
- 14.8 The public entrance and exit to the Use must be direct to the outdoors.
- 14.9 Goods shall not be visible from outside the business premises.
- 14.10 A Retail Cannabis Store shall have no other Use.
- 14.11 Retail Cannabis Stores shall only be allowed within the Commercial C1, Highway Commercial C2, and Industrial Commercial IC Land Use Districts.

- 14.12 In all districts a Retail Cannabis Store must not be located within a 75m area that contains any of the following Uses or structures, when measured from the closest point of a Retail Cannabis Stores parcel of land to any of the following:
- (a) The boundary of the parcel of land on which a Hospital, as defined in this Bylaw is located;
 - (i) The boundary of the parcel of land containing a School, as defined in this Bylaw;
- 14.13 The specified separation distances are reciprocal and also apply to those described land Uses identified in 14.12 applying for a development permit locating in close proximity of an established Retail Cannabis Store.