

TOWN OF RAINBOW LAKE

BYLAW NO. 2018-05

A Bylaw of the Town of Rainbow Lake, in the province of Alberta, for the purpose of amending the Town of Rainbow Lake Land Use Bylaw No. 2014-04, as amended.

Whereas, the Council of the Town of Rainbow Lake, in the Province of Alberta, has adopted the Town of Rainbow Lake Land Use Bylaw No. 2014-04, and

Whereas, Pursuant to Sections 230, 606 and 692 of the Province of Alberta Municipal Government Act, a Council may amend a Land Use Bylaw, and

Whereas, The Council of the Town of Rainbow Lake, in the Province of Alberta, deems it necessary to amend the Town of Rainbow Lake Land Use Bylaw No. 2014-04 to provide for the legalization of cannabis.

NOW THEREFORE the Council of the Town of Rainbow Lake, in the Province of Alberta, DULY ASSEMBLED, hereby ENACTS as follows:

1. Add Section 5.13 Cannabis Retail Sales, as follows:

5.13 CANNABIS RETAIL SALES

- 1) 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.
 - 2) Cannabis Retail Sales use shall not be located within 100 metres from:
 - (a) an a private or public school; or
 - (b) a provincial health care facility;
 - 3) The separation distance between uses shall be measured from lot line to lot line.
 - 4) The development shall not operate in conjunction with another approved use.
 - 5) Customer access to the store is limited to a store-front that is visible from the street. Mall access shall allow for clear visibility from the interior.
 - 6) No customer parking shall be located behind a facility and all parking areas in front of the building shall be well lit.
 - 7) Parking shall be provided in accordance with the minimum requirements under Section 4.14(1) Commercial Uses: Retail Shops, Personal Service Shops, Banks and Offices.
- 2. Add Section 5.14 Cannabis Production Facility, as follows:**
- 5.13 CANNABIS PRODUCTION FACILITY**
- 1) The owner or applicant must provide as a condition of development a copy of the current licence for all activities associated with cannabis production as issued by the Federal Government.
 - 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.
 - 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.

- 4) The development shall not include an outdoor area for storage of goods, materials or supplies.
- 5) The development shall not operate in conjunction with another approved use.
- 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.
- 7) The Development Officer may require, as a condition of a development permit, a waste management plan, completed by a qualified professional, which includes but not limited to, details on:
 - (a) the incineration of waste products and airborne emissions, including smell;
 - (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 discharged by the facility.
- 8) Parking shall be provided in accordance with the minimum requirements under Section 4.14(1) Industrial: Manufacturing and Industrial Plants, Warehousing, Wholesale and Storage Building and Yards, Servicing and Repair Establishments, research laboratories and public utility buildings.
3. **Add the use “Cannabis Retail Sales” to Subsection 6.5(2).**
4. **Add the use “Cannabis Retail Sales” to Subsection 6.6(2).**
5. **Add the use “Cannabis Production Facility” to Subsection 6.8(2).**
6. **Add the use “Cannabis Production Facility” to Subsection 6.9(2).**
7. **If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed.**
8. **The adoption of this bylaw is effective upon the date of its final passage.**

READ A FIRST TIME this 22nd of May, 2018

READ A SECOND TIME, AS AMENDED, this 1st of October 2018

READ A THIRD TIME and finally passed this 1st of October 2018



Mayor



Chief Administrative Officer