

Non-Medical Cannabis Retail Sales

PL14.1 Non-Medical Cannabis Retail Sales Policy



Regional Board Policy

Non-Medical Cannabis Retail Sales Policy

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Office of Primary Responsibility:		
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Manner Issued: Recommendation from Policy Committee		

PURPOSE:

This policy establishes a procedure and set of criteria for the CRD to follow when responding to:

- Cannabis retail licence application referrals; and
- Existing licence amendment application referrals

(in each case referred to as “LCRB Referral”) concerning the retail sale of non-medical (recreational) cannabis, as administered by the Provincial Liquor and Cannabis Regulation Branch (LCRB).

This policy does not apply to the consumption of cannabis or the cultivation of cannabis for personal use in accordance with applicable provincial and federal legislation and regulations.

POLICY:

1. General

- a) The CRD will only consider lawful cannabis-related land uses that are permitted under provincial and federal legislation.
- b) Rezoning applications to permit cannabis retail sales will only be considered on a site-specific basis in Commercial zones.

- c) Additional information as described in the Development Approval Information Bylaw No. 5008 may be required when considering cannabis applications.

2. LCRB Referrals When Rezoning is Required

- a) The CRD receives an LCRB Referral for each cannabis retail licence application and each existing licence amendment application.
 - i) A rezoning application is required for all cannabis retail license applications and all existing licence amendment applications where the location is changing.
 - ii) The CRD will gather the views of residents in relation to the cannabis retail license application.
 - iii) The CRD Board of Directors will make a resolution of support, non-support, or support with conditions to be forwarded to the LCRB. In making their recommendation to the CRD Board of Directors, CRD staff will consider the criteria outlined in Section 4.0 of this policy.
- b) Rezoning applications to permit cannabis retail sales will be considered on a site-specific basis in Commercial zones only.
- c) Public notification and hearing procedures will follow those outlined in the Development Procedures, Guidelines and Fees Bylaw for rezoning applications.
- d) Public notification and development signage must indicate the subject application is intended to provide notice: (a) of the applicant's rezoning application; and (b) that the CRD is gathering the views of residents concerning the location of the proposed cannabis retail store in accordance with LCRB requirements.
- e) Applicants must pay a processing fee, which is established in the Cannabis Licensing Fee Establishment Bylaw. This fee is in addition to any applicable development application fees (such as zoning amendment, OCP amendment, development variance permit, or development permit).

3. LCRB Referrals When Rezoning is Not Required

- a) Where the CRD receives an LCRB Referral concerning property for which cannabis retail sales is already a permitted use, staff will process the application to satisfy the provincial requirements. In making their recommendation to the CRD Board of Directors, CRD staff will consider the criteria outlined in Section 4.0 of this policy. The CRD Board of Directors will make a resolution of support, non-support, or support with conditions to be forwarded to the LCRB.
- b) Public notification, a public meeting, and processing fees to gather the views of residents will be conducted in accordance with the Cannabis Licensing Fee Establishment Bylaw.

4. Criteria for Reviewing LCRB Referrals

- a) A minimum separation distance of 300 m between cannabis retail sales and the following locations will be preferred (the minimum distance is calculated as a straight line from the edge of each parcel):
 - i) Daycares;

- ii) Community Care Facilities;
- iii) Hospitals;
- iv) Libraries;
- v) Parks;
- vi) Playgrounds;
- vii) Schools; and
- viii) Other cannabis retail sales establishments.

b) The CRD Board may consider one or more of the following when voting on a resolution that will be forwarded to the LCRB:

- i) Location of the establishment;
- ii) Proximity of the establishment to other social or recreational facilities and public buildings;
- iii) Proposed hours of operation;
- iv) Traffic, noise, parking and zoning; and
- v) other matters the CRD Board of Directors deems relevant.

POLICY STATEMENT:

This policy dictates procedure and criteria for the CRD to follow when responding to cannabis retail licence application referrals and existing licence amendment application referrals.

***** END OF POLICY *****

<u>Amended (Y/N)</u>	<u>Date Reissued</u>	<u>Authority (Resolution #)</u>
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