



City of Prince Rupert

AGENDA

For the **PUBLIC HEARING** to be held on December 10, 2018 at 7:00 p.m. in the Council Chambers of City Hall, 424 - 3rd Avenue West, Prince Rupert, B.C.

1. CALL TO ORDER

2. ZONING AMENDMENT BYLAW NO. 3430, 2018 BEING A BYLAW TO AMEND THE CITY OF PRINCE RUPERT ZONING BYLAW NO. 3286, 2009 TO PERMIT CANNABIS RETAIL STORES.

- a) Report from the City Planner dated December 4, 2018.
- b) Public asked to provide comments.

3. ADJOURNMENT OF PUBLIC HEARING

CITY OF PRINCE RUPERT
REPORT TO COUNCIL

DATE: December 04, 2018

TO: Robert Long, City Manager

FROM: Zeno Krekic, City Planner

SUBJECT: ZONING AMENDMENT BYLAW NO. 3430, 2018 – BEING A BYLAW TO AMEND CITY OF PRINCE RUPERT ZONING BYLAW TO PERMIT CANNABIS RETAIL STORES

RECOMMENDATIONS:

THAT following the Public Hearing, at Council’s Regular Meeting, Council gives Third Reading and Adopts the proposed Zoning Amendment Bylaw No. 3430, 2018.

REASON FOR REPORT:

The proposed Bylaw No. 3430, 2018, included in **Attachment 1**, received Second Reading at the November 26, 2018 Regular Council Meeting, and the Public Hearing was scheduled for December 10, 2018.

BACKGROUND and Analysis:

The reports submitted for the First and Second reading remain current. In brief:

- City Council has considered changes in Federal and Provincial legislation concerning legalization of recreational cannabis and elected to permit the retail sale of the recreational cannabis.
- There are a number of broad areas where the change in legislation affects municipal responsibilities. At this time, City Council has elected to deal with changes relating to land use and regulatory bylaws, and conditions under which the retail sale of recreational cannabis will be permitted.
- In this report I will concentrate on the land use regulations; in other words, amendments to the City of Prince Rupert Zoning Bylaw. While there are other aspects to zoning and land use, the proposed amendments are specific to the retail sale of cannabis.
- A Community Information meeting was held at the Coast Mountain College November 13, 2018 from 5:30 pm to 7 pm. The meeting was well attended.
- Resulting from the input at the information meeting City Council accepted the Staff recommendation to amend the area where cannabis retail stores can be located.

Public notices were published in the local papers, posted on the City Notice Board, as well as advertised on the City Website and some social media platforms.

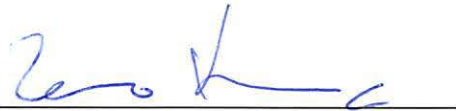
COST AND BUDGET:

This application is by Council initiative. The cost will include organizing and advertising for an Information Meeting and Public Hearing Notifications in the local newspapers, as well as staff time.

CONCLUSIONS:

All requirements have been completed for Council to accept staff recommendation.

Report Prepared By:



Zeno Krekic,
City Planner

Report Reviewed By:



Robert Long,
City Manager

Attachments:

1. Zoning Amendment Bylaw No. 3430, 2018

CITY OF PRINCE RUPERT

ZONING AMENDMENT BYLAW NO. 3430, 2018

BEING A BYLAW TO AMEND THE CITY OF PRINCE RUPERT ZONING BYLAW NO. 3286, 2009 TO PERMIT CANNABIS RETAIL STORES.

The Council of the City of Prince Rupert in an open meeting assembled, enacts as follows:

That the City of Prince Rupert Zoning Bylaw No. 3286, 2009 be amended as follows:

1. That Section 1 – Definitions – be amended to include two new definitions:
 - a. **CANNABIS** has the same meaning as in the *Cannabis Act* (Canada) subject to any prescribed modifications.
 - b. **CANNABIS RETAIL STORE** means a business under the regulations of the *Cannabis Control and Licensing Act* and where the principal business is the retail sales of cannabis for consumption off site and includes government and private stores.
2. That Section 3 – General Provisions - be amended to include a new Subsections

3.16.0 CANNABIS RETAIL STORES

Cannabis Retail Store, where permitted, shall comply with the following:

- a) Must be located within the area delineated in Schedule “A”, attached and forming a part of the Amending Bylaw No. 3430, 2018
 - b) No Cannabis Retail Store may occur within 75 meters of another Cannabis Retail Store as measured in a straight line from primary entrance to primary entrance.
 - c) In case of buildings with multiple primary entrances measurements will be from the closest primary entrance to the proposed Cannabis Retail Store primary entrance.
3. That in C1, C2, C3, C5, and C6 Commercial Zones:
 - a) Amend Permitted Uses Subsection to include Cannabis Retail Stores
 - b) Amend Special Provisions Subsection to include the following clause “Cannabis Retail Stores are subject to Section 3 - General Provisions, Subsection 3.16.0”

4. This Bylaw may be cited as **“Zoning Bylaw Amendment No. 3430, 2018”**.

Read a First time this 9th day of October, 2018.

Read a Second time this 26th day of November, 2018.

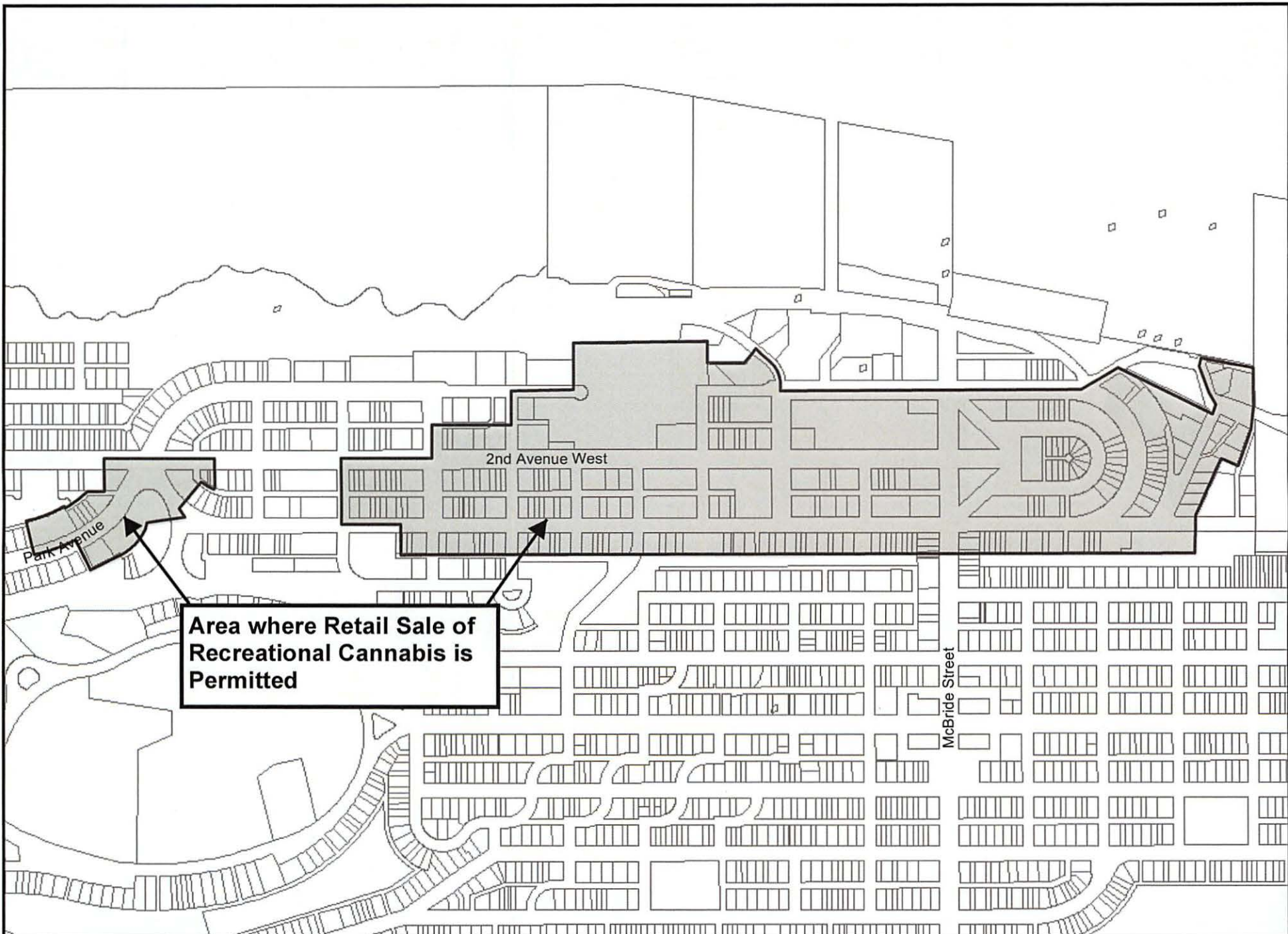
Public Hearing held on the ____ day of _____, 20__.

Read a Third time this ____ day of _____, 20__.

Final Consideration and Adopted this ____ day of _____, 20__.

Mayor

Corporate Administrator



Area where Retail Sale of Recreational Cannabis is Permitted