

THE CORPORATION OF THE VILLAGE OF SALMO

BYLAW # 698

WHEREAS Part 14, Division 5, Section 479 (1) through (5) of the *Local Government Act* authorizes Council to enact regulations in relation to the size and dimensions of buildings and other structures, and

WHEREAS Council has determined that the Village of Salmo Zoning Bylaw number 489, 2001, and its amending bylaws 540 dated April 26, 2005 and 633 dated August 9, 2011 should be amended to:

- (a) Update definitions to include cannabis-related definitions.
- (b) Include cannabis in the General Provisions Sections 3.9 and 3.10.

NOW THEREFORE the council of the village of Salmo, in open general meeting assembled, enacts as follows:

SHORT TITLE

This bylaw may be cited as the **“ZONING AMENDMENT BYLAW #698, 2018”**.

AMENDMENTS ATTACHED

- (a) Schedule A - New definitions as detailed
- (b) Schedule B - Amendments to General Requirements.

READ A FIRST TIME	this 20 th day of August, 2018
READ A SECOND TIME	this 20 th day of August, 2018
PUBLIC HEARING HELD ON	this 18 th day of September, 2018
READ A THIRD TIME	this 25 th day of September, 2018
RECONSIDERED AND ADOPTED	this 25 th day of September, 2018

APPROVED PURSUANT TO HIGHWAY ACT THIS ___ DAY OF _____, 2018.

Originally Signed By:

Juliet Spalding

Approving Officer – Ministry of Transportation & Infrastructure

Originally Signed By:

Stephen B. White

Mayor

Anne Williams

Chief Administrative Officer

I CERTIFY THAT THIS IS A TRUE COPY OF THE ZONING AMENDMENT BYLAW #698, 2018 AS ADOPTED.

Anne Williams
Chief Administrative Officer

SCHEDULE A

DEFINITIONS

The following definitions in Zoning Bylaw 489 are hereby included:

CANNABIS means cannabis as defined in the *Controlled Drugs and Substances Act* or the *Cannabis Act* and includes any products containing cannabis;

CANNABIS OPERATION means the cultivating, growing, producing, packaging, storing, distributing, dispensing, advertising, trading or selling of cannabis or its derivatives;

CANNABIS PRIMARY ESTABLISHMENT means an establishment licensed by *the BC Liquor and Cannabis Regulation Branch* where the sale of cannabis is the primary focus of the business.

CANNABIS-RELATED BUSINESS means carrying on of activity where;

- (a) Cannabis is sold or otherwise provided to persons for medical or recreational purposes;
- (b) Medical cannabis is stored for the purpose of sale;
- (c) Recreational cannabis is stored for the purpose of sale.
- (d) Cannabis or its derivatives is cultivated, grown, produced, packaged, stored, distributed, dispensed, advertised, traded or sold;

CANNABIS RETAIL STORE means the premises specified in a retail cannabis license where the retail sale of cannabis is authorized;

INDUSTRIAL HEMP means the growing of industrial hemp plants (those containing 0.3 percent THC or less) and associated activities;

MARIJUANA means cannabis.

MICRO CULTIVATION, CANNABIS means the authorized small scale growing of cannabis plants and harvesting material from those plants, and associated activities;

MICRO PROCESSING, CANNABIS means the authorized small scale manufacturing, packaging and labelling of cannabis products destined for sale to customers and intra-industry sales of those products, including to provincially authorized distributors, as well as associated activities;

NUISANCE (CONTROLLED SUBSTANCE) BYLAW means the Village bylaw that regulates, prohibits and imposes requirements respecting nuisances, noxious or offensive trades, and health and safety matters;

NURSERY, CANNABIS means the authorized growing of cannabis plants to produce the starting material (seed and seedlings) and associated activities;

RETAIL CANNABIS LICENSE means a license issued under the *Liquor and Cannabis Regulation Branch of British Columbia*;

SCHEDULE B – AMENDMENTS TO GENERAL REQUIREMENTS

PART 3 GENERAL REQUIREMENTS

3.9 Former Section 3.9 is amended to Section 3.10 and Section 3.10 to 3.11.

Section 3.9 is further amended to read:

3.9 – Cannabis Related Businesses

Cannabis-related businesses are prohibited from locating and operating within the Village of Salmo. This includes, but is not limited to, medical cannabis processing sites, medical cannabis dispensaries, recreational cannabis processors, recreational cannabis wholesalers, and recreational cannabis retailers.

3.10 Section 3.10 Part (d) has been added, while the former parts (d-g) become parts (e-h). Part (d) reads.

(d) Cannabis and Cannabis products may not be produced and offered for sale in a home-based business.