

# ZONING BY-LAW AMENDMENT

## CARMAN-DUFFERIN PLANNING DISTRICT BY-LAW No. 11/2018

BEING A BY-LAW OF THE CARMAN-DUFFERIN PLANNING DISTRICT to amend THE CARMAN-DUFFERIN PLANNING DISTRICT ZONING BY-LAW NO. 04/2014, as amended.

WHEREAS it is deemed necessary and expedient to amend THE CARMAN-DUFFERIN PLANNING DISTRICT ZONING BY-LAW NO. 04/2014, as amended;

NOW THEREFORE, the Carman-Dufferin Planning District Board, in meeting duly assembled, enacts as the follows:

- 1) That in the Carman-Dufferin Planning District By-Law No. 04/2014, Part 1.2 *Definitions*, be amended by adding the following:

**“Medical Marijuana”** means a substance used for medical purposes authorized by a licence issues under the federal government’s Marijuana for Medical Purposes Regulations or any subsequent legislation which may be enacted in substitution.

**“Medical Marijuana Production Facility”** means the use of land, buildings or structures for the cultivation, processing, testing, destruction, packaging, and shipping of marijuana used for medical purposes as permitted and licensed by Canada.

- 2) That in the Carman-Dufferin Planning District By-Law No. 04/2014, Part 4.4 Commercial Zones, Section 4.4.1 Commercial Tables, Table 4.4-1 *Commercial Use Table*, be amended by adding the following:

	“CN” Zone	“CC” Zone	“CH” Zone	“CL” Zone	“CA” Zone
Medical Marijuana Production Facility	-	-	-	-	C

- 3) That in the Carman-Dufferin Planning District By-Law No. 04/2014, Part 4.5 Industrial Zones, Section 4.5.1 Industrial Tables, Table 4.5-1 *Industrial Use Table*, be amended by adding the following:

	“ML” Zone	“MH” Zone	“ICA” Zone
Medical Marijuana Production Facility	-	C	C

- 4) That in the Carman-Dufferin Planning District By-Law No. 04/2014, Part 3.2 *Land use and Development Provisions*, be amended by adding the following:

### 3.22 Medical Marijuana Production Facility

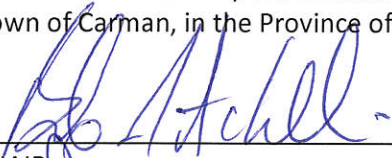
#### 3.22 Medical Marijuana Production Facility

A Medical Marijuana Production Facility must adhere to the following standards:

- (a) A development permit is required.
- (b) The owner or applicant must provide as a condition of development a copy of the current license for all activities associated with medical marijuana production as issued by Health Canada.

- (c) The owner or applicant must obtain, and maintain on a permanent basis, any other approval, permit, authorization, consent or license that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.
- (d) The development must be carried out in a manner whereby 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 materials.
- (e) The development shall not operate in conjunction with another approved use.
- (f) The development shall not include an outdoor area for storage of goods, materials or supplies.
- (g) 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.
- (h) The Carman-Dufferin Planning District may impose the following conditions pertaining to a medical marijuana facility:
  - a. Setbacks from roads, residential uses, and other developments;
  - b. Delivery route requirements and location of access to the lands; and
  - c. A public utility and waste management analysis, completed by a qualified professional, that includes detailed information on:
    - i. the incineration of waste products and airborne emissions, including smell;
    - ii. the quality and characteristics of liquid and waste materials discharge by the facility; and
    - iii. the method and location of collection and disposal of liquid and waste materials.

**DONE AND PASSED** by the Carman-Dufferin Planning District Board, in an open session assembled in the Town of Carman, in the Province of Manitoba, this 16<sup>th</sup> day of May, 2018.

  
\_\_\_\_\_

CHAIR

  
\_\_\_\_\_

SECRETARY-TREASURER

Read a 1<sup>st</sup> time this 14<sup>th</sup> day of March A.D. 2018

Read a 2<sup>nd</sup> time this 16<sup>th</sup> day of May A.D. 2018

Read a 3<sup>rd</sup> time this 16<sup>th</sup> day of May A.D. 2018