

## **VILLAGE OF IRMA**

### **BYLAW NO. 18-05**

#### **A BYLAW TO AMEND LAND USE BYLAW 15-02**

PURSUANT to the Municipal Government Act R.S.A. 2000, Chapter M26, as amended, the Council of the Village of Irma, in the Province of Alberta, duly assembled, does hereby enact:

Bylaw 15-02, the Land Use Bylaw, be amended by adding/altering the following:

#### **SECTION 15 – TERMS AND DEFINITIONS**

Added or altered the following definitions:

**CANNABIS** – means cannabis plant, fresh cannabis, dried cannabis, cannabis oil, and cannabis plant seeds and any other substance defined as cannabis on the Cannabis Act (Canada) and its regulations, as amended from time to time and includes edible products that contain cannabis.

**CANNABIS ACCESSORY** – means as defined in the Cannabis Act (Canada) and its regulations, as amended from time to time. A Cannabis Accessory includes, but is not limited to, rolling papers or wraps, holders, pipes, water pipes, bongs and vaporizers.

**CANNABIS DISTRIBUTION AND PRODUCTION** – means development used for the distribution and production of Cannabis that is authorized by provincial or federal legislation. This Use will include distribution and production sales of cannabis as approved by the Alberta Gaming, Liquor and Cannabis Commission and must have a provincial license.

**CANNABIS LOUNGES** – means development where the primary purpose of the facility is the sale of Cannabis to the public, for the consumption within the premises that is authorized by provincial or federal legislation.

**CANNABIS STORE** – means development used for the retail sale of Cannabis that is authorized by provincial or federal legislation. This Use will include retail sales of cannabis and cannabis accessories as approved by the Alberta Gaming, Liquor and Cannabis Commission and must have a provincial retail Cannabis license. This Use does not include Cannabis Production and Distribution.

**GREEN SPACE** – means an area of grass, trees, or other vegetation set apart for aesthetic purposes in an otherwise urban environment.

**INDOOR EATING AND DRINKING ESTABLISHMENT** – means an establishment where a combination of food and/or alcoholic or non-alcoholic drink are intended to be consumed within the confines of the establishment excluding cannabis lounges.

PARK – means an active or passive recreation area together with any accessory building or uses complimentary to the said recreational purpose. Though usually under public ownership, a park may be privately owned and operated upon approval from the Village of Irma.

PLAYGROUND – means an area used for outdoor play or recreation, equipped with structures for children, such as slides and swings.

RETAIL SERVICES – means land or a building where goods, merchandise, substances, articles, and other materials, are offered for sale at retail to the general public but excludes adult entertainment establishments, automotive sales and service, building supplies, bulk fuel storage and sales, cannabis, equipment rental and sales, gas bars and liquor stores.

### PART 3 – LAND USE DISTRICTS AND REGULATIONS

Added the term “Cannabis Store” to the following land use districts as a discretionary use:

Section 97 (2) Uses (C1 – Urban Centre)

Section 98 (2) Uses (C2 – General Business)

Section 100 (2) Uses (M1- Industry)

Added the term “Cannabis Distribution and Production” to the following land use districts as a discretionary use:

Section 100 (2) Uses (M1- Industry)

### PART 4 – GENERAL DEVELOPMENT REGULATIONS

Section 72 Home Occupation (Including Home Office The selling of retail cannabis, tobacco and/or alcohol will not be permitted in residential zones.

#### ADD SECTION Liquor Store

(1) Any site containing a liquor store must not be located within 100m(328ft) of a site that contains any of the following uses:

- (a) School
- (b) Child care facility
- (c) Hospital
- (d) Recreational facility
- (e) Library
- (f) Playground
- (g) a parcel of land designated as school reserve

(2) Distances are measured from closest property lines.

#### ADD SECTION Cannabis Store

(1) In all Commercial and Industrial Districts, a Cannabis Store must not be located within 100m (328ft) of a site that contains any of the following uses:

- (a) School
- (b) Child care facility
- (c) Hospital
- (d) Recreational facility
- (e) Library
- (f) Playground
- (g) a parcel of land designated as school reserve

(2) Distances are measured from closest property lines. In all Commercial and Industrial Districts, a Cannabis Store must not be located within 200m (656ft) of a site that contains any other Cannabis Store. Distances are measured from closest property lines.


(3) A Cannabis Store must be a permanent freestanding building without another business, or in a building with other businesses if: (a) Cannabis Store has its own entrance, common wall that is (b) not transparent, own receiving and storage, own point of sale, signs prohibiting minors. (c) No access between Cannabis Store and other business.


THIS BYLAW SHALL COME INTO FORCE UPON THE DAY OF THE FINAL PASSING THEREOF.

Read a first time this 14 day of August, A.D. 2018

Read a second time this 11 day of September, A.D. 2018

Read a third time and finally passed this 11 day of September, A.D. 2018

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
CAO

