

BYLAW NO. XXXX

ZONING AMENDMENT BYLAW 2018 (4)

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THE COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

- 1 Bylaw No. 5346, Zoning Bylaw of the City of Moose Jaw is amended in the manner set forth in this Bylaw.
- 2 The Zoning Bylaw text is hereby amended as set forth in Appendix A attached to this bylaw
- 3 This Bylaw comes into force on the day of passage.

READ A FIRST TIME JULY 23, 2018

READ A SECOND TIME JULY 23, 2018

READ A THIRD TIME AND PASSED -----

MAYOR

CITY CLERK

Appendix A

Section 2 Definitions is amended by adding the following definitions:

Cannabis

Cannabis as defined in the *Controlled Drugs and Substances Act*.

Cannabis Retail Stores

A premises, licensed by Saskatchewan Liquor and Gaming Authority, where only cannabis for recreational purposes and cannabis related accessories are sold to persons who attend the premises.

Cannabis Production Facility

A premises, licensed by the Government of Canada to produce and or process cannabis for commercial or medical purposes.

Section 7 Commercial Zoning District and Regulations is amended by adding the following:

Table 7.3.1 is amended by adding the following as a permitted use:

PERMITTED USES								
C2 HIGH DENSITY COMMERCIAL DISTRICT	Minimum Development Standards and Site Regulations (unless indicated otherwise)							
	Site Frontage	Site Area (m²)	Front Yard	Side Yard	Rear Yard	Maximum Building Height	Min. Building Floor Area (m²)	Max Site Coverage
Cannabis Retail Store¹⁰	7.5	230	0	0 ₉	0	30	35	100%

7.3.2 NOTES TO DEVELOPMENT STANDARDS

10. Refer to regulations in section 4.30

Table 7.4.1 is amended by adding the following as a permitted use:

PERMITTED USES								
C3 VEHICLE- ORIENTED COMMERCIAL DISTRICT	Minimum Development Standards and Site Regulations (unless indicated otherwise)							
	Site Frontage	Site Area (m²)	Front Yard	Side Yard	Rear Yard	Maximum Building Height	Min. Building Floor Area (m²)	Max Site Coverage
Cannabis Retail Store⁶	15	450	6	1.2	7.5	15	95	40%
Cannabis Production Facility⁷	30	930	15	3	7.5	15	95	40%

7.3.2 NOTES TO DEVELOPMENT STANDARDS

6. Refer to regulations in section 4.30
7. Cannabis Production Facilities are permitted in the C3 District only within Grayson Business Park, legally defined as:

Section 8 Industrial Zoning District and Regulations is amended by adding the following:

Table 8.2.1 is amended by adding the following as a permitted use:

PERMITTED USES								
M2 HEAVY INDUSTRIAL DISTRICT	Minimum Development Standards and Site Regulations (unless indicated otherwise)							
	Site Frontage	Site Area (m²)	Front Yard	Side Yard	Rear Yard	Maximum Building Height	Min. Building Floor Area (m²)	Max Site Coverage
Cannabis Production Facility	30	930	9	1.5	7.5	45	N/A	60%

Table 8.4.1 is amended by adding the following as a permitted use:

PERMITTED USES								
M4 ENVIRONMENTAL LOW SERVICE INDUSTRIAL DISTRICT	Minimum Development Standards and Site Regulations (unless indicated otherwise)							
	Site Frontage	Site Area (m²)	Front Yard	Side Yard	Rear Yard	Maximum Building Height	Min. Building Floor Area (m²)	Max Site Coverage
Cannabis Production Facility	30	930	9	1.5	7.5	45	N/A	50%

Section 5 Required Parking and Loading

Section 5.10.2, Table 5-5 Required Parking Spaces for the Commercial Districts is amended by adding the following:

Cannabis Retail Stores	1 space per 100m ² of gross floor area No parking requirement in the High Density Commercial District
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Section 5.11.2, Table 5-6 Required Parking Spaces for Industrial and Railroad Districts is amended by adding the following:

Cannabis Production Facility	1 space per 100m ² of gross floor area
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Section 4 General Regulations is amended by addition the following:

4.30 Cannabis Retail Store

4.30.1 Intent

- a. The primary intent of these regulations is to ensure that Cannabis Retail stores are not located near institutional land uses frequented by youth under the age of 19 and to ensure Cannabis Retail Stores are accommodated in accessible and visible locations.
- b. The regulations also prevent Cannabis Retail Stores from clustering in locations, which may have cumulative impacts.

4.30.2 Separation Distances

- a. In all applicable zones other than the C2 High Density Commercial District, no person shall establish a Cannabis Retail Store or enlarge an existing establishment closer than 166 metres from:
 - a) Elementary and High Schools;
 - b) Parks;
 - c) Day Care Centre;
 - d) Public Library;
 - e) Public Recreation Facility; and
 - f) Another cannabis retail store.
- b. In the C2 High Density Commercial District, no person shall establish a Cannabis Retail Store or enlarge an existing establishment closer than 83 metres from:
 - a) Parks (except Crescent Park which separation distance is 60 metres)
 - b) Day Care Centre;
 - c) Public Library;
 - d) Public Recreation Facility

Except elementary and high schools, and another cannabis retail store where the separation distance is 166 metres.

4.30.3 Measurement of Separation Distance

- a. The separation distance mentioned in sub-section 4.30.2 shall be a straight line, measured from the nearest point of the portion of the building used or proposed to be used for a Cannabis Retail

Store to the nearest portion of the lot currently developed with any of the uses mentioned in sub-section 4.30.2

- b. The separation distance mentioned in sub section 4.30.2 shall be assessed as of the date of receipt of a complete application as determined by the Development Officer.

4.30.4 Notwithstanding any part of section 4.2.1 Accessory Uses, sale of Cannabis as an accessory use shall be subject to regulations in this part.