

POLICY STATEMENT AND REGULATIONS

Number 300.6

NON-MEDICAL CANNABIS RETAIL STORE LICENCE APPLICATION POLICY

POLICY OBJECTIVE:

With the legalization of recreational cannabis in Canada, the District of Summerland will be requested to respond to licence application referrals for cannabis related businesses. This policy establishes a set of criteria for the District to consider when responding to licence application referrals for any cannabis related business proposed within the District.

The intent of Policy 300.6 is to ensure that:

- Adequate public consultation is conducted when Council provides a recommendation to the Liquor and Cannabis Regulation Branch (LCRB) on a cannabis related business application; and
- Cannabis related businesses are located in such a manner that they are sensitive to potential impacts on the surrounding community and are located in appropriate locations.

This policy is intended to serve as a guideline and does not bind Council in its decision making process.

DEFINITIONS:

For the purposes of this policy:

“District” means the District of Summerland.

“Retail Store, Licensed Cannabis” means a Use, that is a provincially licensed premises where recreational cannabis products, obtained from the BC Liquor Distribution Branch, are offered for sale at retail to the general public, in accordance with applicable provincial and federal regulations and enactments, and does not include medical cannabis products.

CONSIDERATION:

Public feedback received regarding a proposal may be negative due to the perception of the industry. The following guidelines are to assist council in consistent consideration of retail cannabis applications.

When the District receives an application for a non-medical cannabis retail store, council may wish to consider the following:

- The location of public uses such as, but not limited to: community and youth centres, libraries, schools, parks and playgrounds.
 - Pedestrian travel distance to each use should be considered. As a general guideline this distance should exceed 50 metres in most cases, but local topography should be considered.
 - Potential site lines from each use.
- Acknowledge that to reach this stage of the application process applicants have already made significant investments in preparing their locations to meet LCRB criteria.
- Are there any residential units in the same building as the proposed retail store?
- Are the proposed hours of operation consistent with other uses in the area?
- Have negative visual impacts been mitigated through appropriate landscaping, screening, stealth design techniques etc. where applicable?

APPLICATION FEE:

If an application meets the criteria for consideration the applicant must within 30 days of the District receiving a complete referral package, pay to the District a non-refundable application fee to cover costs associated with notification.

NOTIFICATION AND PUBLIC CONSULTATION:

The District of Summerland will make recommendation based in part on the views of residents and businesses gathered through the following processes.

1. REFERRALS

The District will send the referral to all internal departments, School District No. 67 and the local Royal Canadian Mounted Police (RCMP) detachment for comment on the proposed business location. The District will give 15 business days to receive a response.

2. NOTIFICATION SIGN

At least 15 days before council consideration a notification sign must be posted on the property that states the intent of the business and information on how to submit feedback in writing, to the District.

3. NEWSPAPER ADVERTISEMENT

At least one advertisement must appear in a locally circulated newspaper published no less than one (1) week prior to council consideration.

4. ADJACENT RESIDENT MAILOUT

If a referral for a “Retail Store, Licenced Cannabis” **is proposed in a building that also contains residential dwelling units**; letters must be mailed, or hand delivered, to the occupant of each unit in the building no less than 10 days prior to council consideration.

ADOPTED: November 13 ,2018