

**TOWN OF DRUMHELLER**

**BYLAW NUMBER 02.20**

BEING A BYLAW TO AMEND THE LAND USE BYLAW 10.08 FOR THE TOWN OF DRUMHELLER IN THE PROVINCE OF ALBERTA.

**WHEREAS** pursuant to the provision of *Section 639 of the Municipal Government Act, RSA 2000, Chapter M-26*, the Council of the Town of Drumheller (herein called Council), has adopted Land Use Bylaw No. 10.08;

**AND WHEREAS** the Council deems it necessary to amend Land Use Bylaw No. 10.08; and

**NOW THEREFORE**, be it resolved that the Council hereby amends Land Use Bylaw No. 10.08 as follows:

1. **In Part 1, Section 2, Definitions, immediately following the definition for “Campground”, amend the definition for “Cannabis” to:**

*“Cannabis” means cannabis plant, fresh cannabis, dried cannabis, cannabis oil and cannabis plant seeds and any other substance defined as cannabis in the Cannabis Act (Canada) and its regulations, as amended from time to time and includes cannabis products that are ingested or applied as a topical.*

2. **In Part 1, Section 2, Definitions, immediately following the definition for “Cannabis Accessory”, add the definition:**

*“Cannabis Production Facility” means the use of land or structures for the purpose of growing, processing, infusing, packaging, testing, destroying, storing and/or shipping of cannabis used for the purposes as authorized by a license issued from the Federal Government or any amendments thereto.*

3. **In Part 1, Section 2, Definitions, immediately following the definition for “Cannabis Accessory”, amend the definition for “Cannabis Retail Store” to:**

*“Cannabis Retail Store” means a retail store licensed by the Province of Alberta where cannabis products and accessories are sold to individuals who attend the premises.*

4. In Part 1, Section 2, Definitions, immediately following the definition for “Media Productions Services”, add the definition:

*“Micro Cannabis Production Facility” means a premises used for the purposes of growing, processing, infusing, packaging, testing, storing and/or shipping of cannabis used for the purposes as authorized by micro scale licenses issued from the Federal Government or any amendments thereto.*

5. In Part 1, Section 2, Definitions, immediately following the definition for “Media Productions Services”, remove the definition for “Medical Marijuana Production Facility.

6. In Part VI, Land Use Districts, remove “Medical Marijuana Production Facility” from M-2, Medium Industrial District, and replace with “Cannabis Production Facility” as a Discretionary Use.

7. In Part VI, Land Use Districts, add “Micro Cannabis Production Facility” in the appropriate alphabetical location to the following Districts as a Discretionary Use:

- C-B Central Commercial District
- DT Downtown Transitional District
- Hwy-C Highway Commercial District
- C-1 Local Commercial District
- M-1 Light Industrial District

8. In Part VII, General Land Use Regulations, under Section 88., remove “Medical Marijuana Production Facility” and replace with “Cannabis Production and/or Processing” with the following conditions:

**88. Cannabis Production and/or Processing:**

- (a) Micro Cannabis Production and/or Processing must not exceed cultivation and processing restrictions as authorized under subclass micro licenses issued by the Federal Government and any amendments thereto.
- (b) Both Cannabis and Micro Cannabis Production and Processing Facilities shall adhere all Federal, Provincial and Municipal laws and regulations and shall comply with the following conditions:
  - (i) As a condition of development and prior to the operation of the facility, the owner must provide a copy of the current license for all activities associated with cannabis production as issued by the Health Canada.

- (II) The owner or applicant must obtain any other approval, permit, authorization, consent or license that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.
- (III) The development must be done in such a manner where all of the processes and functions are fully enclosed within a stand-alone building including all loading stalls and docks, garbage containers and waste material.
- (IV) The development shall not include an outdoor area for the storage of goods, materials or supplies.
- (V) The development shall not operate in conjunction with another approved use.
- (VI) The development must include equipment designed and intended to remove odors from the air where it is discharged from the building as part of a ventilation system.
- (VII) The Development Authority may require as a condition of a development permit, a waste management plan completed by a qualified professional, which includes but is not limited to, details on:
  - (a) the quantity and characteristics of liquid and waste material discharged by the facility,
  - (b) the method and location of collection and disposal of liquid and waste material discharged by the facility; and
  - (c) the disposal of waste products and mitigation of airborne emissions, including smell.

**9. This Bylaw will come into full force and effect on the date of final passing thereof.**

READ A FIRST TIME THIS 3rd DAY OF February, 2020

READ A SECOND TIME THIS 2nd DAY OF March, 2020

READ A THIRD TIME AND PASSED THIS 2nd DAY OF March, 2020

  
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 MAYOR

  
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 CHIEF ADMINISTRATIVE OFFICER