

DISTRICT OF 100 MILE HOUSE

Bylaw No. 1350

Being a Bylaw to amend the District of 100 Mile House Business License Bylaw No. 1252, 2013.

This bylaw may be cited for all purposes as “**District of 100 Mile House Business License Amendment Bylaw No. 1350, 2019.**”

The Council of the District of 100 Mile House in open meeting assembled enacts as follows:

- 1) That the District of 100 Mile House Business License Bylaw No. 1252, 2013 is hereby amended as follows:

That **Section 5 Specific Business Regulations** is hereby amended to include the following:

Cannabis Retail Store License Regulations

- 5.67 A requirement of this Bylaw pertaining to Cannabis Retail Stores does not abrogate the applicant of any other requirements contained herein that are generally applicable to all businesses.
- 5.68 A business license for Cannabis Retail Store is required whether the Cannabis store operates for profit or not for profit basis.
- 5.69 A business license will only be issued once an “approval in principle” is received from the Province and the District has provided a favorable resolution to the LCRB. The business license will be issued on the condition that the LCRB provides final approval.
- 5.70 The *Cannabis Control and Licensing Act* defines regulations and terms and conditions that relate to owners and operators of non-medical cannabis retail stores in B.C. and it is the responsibility of the licensee to be aware of and to operate in compliance with these rules.
- 5.71 Licensees are also responsible for knowing and complying with any Federal, Local Government and/or Indigenous Nation laws, bylaws and requirements.
- 5.72 A Cannabis Retail Store must not:
 - a) advertise or promote the use of cannabis to a person under the age of 19;
 - b) allow a person to smoke, vape, consume or otherwise ingest Cannabis or products containing Cannabis on the premises;
 - c) display signage that is in contravention to Provincial and Federal legislation and the District’s Sign Regulation Bylaw including all amendments and replacements thereto;

- d) place any sandwich board signs outside of the premises;
- e) operate the cannabis retail store between the hours of 11 pm & 9 am daily

5.73 A Cannabis Retail Store must:

- a) use the front door for public access to the retail storefront;
- b) install video surveillance cameras that monitor all entrances and exits and the interior of the business premises at all times;
- c) install a security and fire alarm system;
- d) not allow Cannabis to remain on the premises when the business is not open to the public, unless the Cannabis is securely stored on the premises in a locked cannabis storage room & display cases.
- e) ensure that no odour is detectible from public property, neighboring properties, or other premises within the same building;
- f) not use the premise to carry on business other than the Cannabis Retail Store;
- g) ensure that windows on street frontage of the premises are not blocked by translucent or opaque material, artwork, posters, shelving, display cases or similar elements;
- h) ensure that cannabis and cannabis accessories are not visible from outside the store.

5.74 A Cannabis retail Store must promptly bring to the attention of the License Inspector:

- a) the name of any new on-site manager, officer, director or shareholder of the licensee;
- b) any criminal charge brought against the licensee or an on-site manager, officer, director or shareholder of the licensee.

5.75 A Cannabis Retail Store must promptly provide to the License Inspector a current police information check for any new on-site manager, officer, director or shareholder of the licensee.

5.76 Any person making application for a Cannabis Retail Store license shall at the time of making such application, in addition to the general requirements under this Bylaw, must:

- a) hold a valid license issued by the Province to sell cannabis and be in compliance with all conditions and requirements of said license;
- b) provide any other documents required by the License Inspector.

Cannabis Production

5.77 The *Cannabis Act* defines regulations and terms and conditions that relate to cannabis production in Canada and it is the responsibility of the licensee to be aware of and to operate in compliance with these rules.

5.78 Licensees are also responsible for knowing and complying with any Provincial, Local Government and/or Indigenous Nation laws, bylaws and requirements.

5.79 A license holder for a business which is Cannabis Production must do the following:

- a) install and maintain an air-filtration system on the premises that prevents odor from seeping outside the facility and prevents odour from being detected beyond the property where the facility is located.

2. That **Schedule "A" Definitions** is hereby amended to include the following:

Cannabis means cannabis as defined in the *Controlled Drugs and Substances Act* or *Cannabis Act*, and includes any products containing cannabis.

Cannabis production means the premises where cannabis and cannabis derivatives (whether medical or non-medical) are lawfully cultivated, propagated, harvested, researched, tested, produced, stored, manufactured, prepared, packaged, distributed, destroyed, transported, shipped, or delivered, but does not include retail cannabis sales or the cultivation of cannabis by an individual for personal use and consumption.

Cannabis retail sales means the sale of cannabis or cannabis accessories as lawfully permitted and authorized under the *Provincial Cannabis Control and Licensing Act* to retail consumers for consumption off site.

READ A FIRST, SECOND AND THIRD TIME this 18th day of June, 2019.

ADOPTED this 9th day of July, 2019.

Mayor

Corporate Administrator