

THE CORPORATION OF THE CITY OF VERNON

BYLAW 5887

A bylaw to amend the City of Vernon
Zoning Bylaw 5000

WHEREAS the Council of The Corporation of the City of Vernon has determined to amend the City of Vernon Zoning Bylaw 5000 to add a proximity buffer prohibition on retail cannabis stores within the City of Vernon;

AND WHEREAS all persons who might be affected by this amendment bylaw have, before the passage thereof, been afforded an opportunity to be heard on the matters herein before the said Council, in accordance with the provisions of Section 464 of the Local Government Act, and all amendments thereto;

NOW THEREFORE the Council of The Corporation of the City of Vernon, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as the "**Zoning Text (Retail Cannabis Proximity Buffer Prohibition) Amendment Bylaw 5887, 2022**".
2. The City of Vernon Zoning Bylaw 5000 be, and is hereby amended, as follows:
 - (i) **AMENDING** Section 5, Specific Use Regulations by **ADDING** new sub - section 5.19 Retail Cannabis Store as shown in **red** on attached Schedule 'A', attached to and forming part of this bylaw.
3. Zoning Bylaw 5000 is hereby ratified and confirmed in every other respect.

BYLAW 5887

PAGE 2

READ A FIRST TIME this day of , 2022.

READ A SECOND TIME this day of , 2022.

PUBLIC HEARING held this day of , 2022.

READ A THIRD TIME this day of , 2022.

Approved pursuant to section 52(3)(a) of the *Transportation Act* this _____ day of

_____, 20____

for Minister of Transportation & Infrastructure
BYLAW 5887/eDAS ?

ADOPTED this day of , 2022.

Mayor

Corporate Officer

SCHEDULE 'A'
Attached to and Forming Part of Bylaw 5887
“Zoning Text (Retail Cannabis Proximity Buffer Prohibition)
Amendment Bylaw 5887, 2022”

5.19 Retail Cannabis Store

5.19.1 An application to authorize a new retail cannabis store or relocate an existing authorized retail cannabis store must not be approved unless the proposed location of the new retail cannabis store is at least 500m from any other authorized retail cannabis store.

5.19.2 An application to authorize a new retail cannabis store or relocate an existing authorized retail cannabis store must not be approved unless the proposed location of the retail cannabis store is at least 250m from any institution, public or independent, that provides delivery of the Provincial education curriculum to minors including elementary, middle and secondary schools.

5.19.3 If an application to authorize a new retail cannabis store does not comply with Sections 5.19.1 and/or 5.19.2 the application may be approved if any of the following circumstances apply:

- The shortest travelling distance by road between the proposed location and the location of another authorized retail cannabis store is greater than 500m due to a physical separation created by a watercourse, body of water or other natural landscape feature.
- The shortest travelling distance by road between the proposed location and the location of an institution identified in 5.19.2 is greater than 250m due to a physical separation created by a watercourse, body of water or other natural landscape feature.

5.19.4 If an application to authorize the relocation of an existing authorized retail cannabis store does not comply with Sections 5.19.1 and/or 5.19.2 the application may be approved if any of the following circumstances apply:

- The proposed new location has the same permanent parcel identifier assigned under the *Land Title Act* as its current location.
- The proposed new location is not closer to another use identified in 5.19.1 and/or 5.19.2 than its current location.
- The shortest travelling distance by road between the proposed location and the location of another authorized retail cannabis store is greater than 500m

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due to a physical separation created by a watercourse, body of water or other natural landscape.

- The shortest travelling distance by road between the proposed location and the location of an institution identified in 5.19.2 is greater than 250m due to physical separation created by a watercourse, body of water or other natural landscape feature.