

HALIFAX

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Item No. 11.1

Halifax Regional Council
July 31, 2018
September 18, 2018

TO: Mayor Savage and Members of Halifax Regional Council

Original Signed by 

SUBMITTED BY:

Jacques Dubé, Chief Administrative Officer

DATE: June 27, 2018

SUBJECT: **Case 21331: Amendments to the Regional Municipal Planning Strategy and All Land Use By-laws for Cannabis-Related Land Uses**

ORIGIN

On August 15, 2017, the following motion regarding Item 14.1.12 was put and passed:

THAT Halifax Regional Council direct staff to Initiate a process to consider amendments to the Regional Municipal Planning Strategy, Community Municipal Planning Strategies and community land use by-laws, as appropriate, regarding appropriate zones and land use controls for commercial cannabis production facilities and dispensaries that strive to balance economic development opportunities with concerns related to impacts on neighbouring properties.

On April 24, 2018 the following motion was PUT and PASSED by Halifax Regional Council:

THAT Halifax Regional Council direct staff to prepare a report and recommendations with respect to a municipal framework in light of the upcoming legalization of cannabis including, but not limited to, creating new or updating existing bylaws and administrative orders related to:

- Commercial and personal cultivation;
- Consumption in public spaces;
- Authority and effective tools for enforcing federal and provincial rules for retailing;
- Advertising, sponsorship, and signage; and
- Other areas requiring regulation

LEGISLATIVE AUTHORITY

Halifax Regional Municipality Charter (HRM Charter), Part VIII, Planning & Development

Recommendation on page 2

RECOMMENDATION

It is recommended that Halifax Regional Council:

1. Give First Reading to consider the proposed amendments to the Regional Municipal Planning Strategy and all Land Use By-laws, as set out in Attachments A and B of this report, to introduce policies and regulations for cannabis-related land uses, and schedule a public hearing; and
2. Approve the proposed amendments to the Regional Municipal Planning Strategy and all Land Use By-laws, as set out in Attachments A and B of this report, to enact policies and regulations for cannabis-related land uses.

BACKGROUND

In respect to the development of a municipal framework for the regulation of cannabis, this is the last set of by-law amendments being forwarded to Council for its consideration ahead of the federal *Cannabis Act* coming into effect. Previously, on July 17, 2018, Regional Council adopted amendments to:

- the *Nuisance Bylaw* to prohibit smoking on all municipal land, except in designated areas, and to prohibit, within the serviced area, the personal cultivation of cannabis outside of a dwelling unit unless the cultivation takes place in an accessory building; and
- the *Municipal Parks By-law* to prohibit smoking in municipal parks.

This report recommends amendments relating to land use regulation. As relatively new land uses, cannabis production facilities, retail sales and consumption venues are not addressed in the Municipality's Regional Municipal Planning Strategy (Regional Plan), Secondary Municipal Planning Strategies (SMPs) or Land Use By-laws (LUBs). Consequently, there is a need to update municipal land use regulations to appropriately accommodate these uses. The following paragraphs provide an overview of cannabis-related land uses and the current municipal planning context.

Cannabis Production Facilities

Cannabis production is a new and rapidly growing industry with the potential for significant economic impact. Statistics Canada estimated that Canadians spent \$5.6 billion on cannabis for medical and non-medical purposes in 2017.¹ Federal legislation currently permits cannabis production for medical purposes, licensed through the Access to Cannabis for Medical Purposes Regulations (ACMPR). On June 21, 2018, the *Cannabis Act* received Royal Assent, creating a legal framework for controlling the production, distribution, sale and possession of cannabis across Canada for both medical and recreational purposes. The federal government has indicated that the *Cannabis Act* will come into force on October 17, 2018. The regulations are expected to be published later in summer 2018.

Under the current licensing regime, production facilities must be fully built, and comply with the ACMPR requirements before a license is issued. In June 2018, there were 111 authorized licensed producers under the ACMPR in Canada, including three in Nova Scotia (outside of HRM), an increase from 44 licensed producers in May 2017. Health Canada reported 428 applications were in progress in May 2017.² In HRM, development permits have been issued for three proposed medical cannabis production facilities, which will receive federal licenses once the facilities are completed. For a development permit to be processed, an applicant must provide confirmation from Health Canada that the federal licensing process is in progress.

¹ "Provincial and Territorial Cannabis Economic Accounts, 2017", available: <http://www.statcan.gc.ca/daily-quotidien/180430/dq180430b-eng.pdf>

² "Application Process: Becoming a Licensed Producer of Cannabis for Medical Purposes", available: <https://www.canada.ca/en/health-canada/services/drugs-health-products/medical-use-marijuana/licensed-producers/application-process-becoming-licensed-producer.html>

The *Cannabis Act* will include licensing requirements for the cultivation and processing of both medical cannabis and recreational cannabis products.³ The *Cannabis Act* regulations are expected to include licensing for both large-scale (“standard”) and small-scale (“micro”) cultivation and processing facilities, and authorize associated activities such as analytical testing, import/export and research. Licenses would be granted to individuals or organizations and holding multiple licenses would allow multiple activities to be conducted on one site (i.e. both cultivation and processing). Like the existing licensing requirements under the ACMPR, the *Cannabis Act* will regulate matters such as required notice to local authorities, physical and personnel security, and good production practices. Proposed regulations would, in part:

- prohibit any licensed activity in a dwelling;
- permit both indoor and outdoor cultivation, but permit only indoor storage and processing;
- require reasonable measures to prevent the escape of odours and pollen from indoor areas; and
- require physical and personnel security requirements, such as securing the perimeter to prevent unauthorized access with physical barriers and restricting who can access areas where cannabis is present.

The *Cannabis Act* will also regulate industrial hemp production. Industrial hemp, currently regulated under the Industrial Hemp Regulations (IHR), includes cannabis plants whose leaves and flowering heads do not contain more than 0.3% tetrahydrocannabinol (THC, the principal psychoactive constituent in cannabis). Industrial hemp is an agricultural crop which can be produced as a separate entity to cannabis, and can be used as a fibre and grain for a variety of products.⁴

Cannabis Retail Sales and Consumption Venues

The *Cannabis Act* provides that provinces may take responsibility for distribution and retail sales of cannabis. In anticipation of the *Cannabis Act*, the Province of Nova Scotia drafted legislation to further regulate cannabis and on April 18, 2018, Bill 108, An Act to Provide for the Regulation and Sale of Cannabis (the *Cannabis Control Act*) received Royal Assent. Portions of the *Cannabis Control Act* will come into effect when the *Cannabis Act* is proclaimed on October 17, 2018. The *Cannabis Control Act* will permit retail sales of cannabis and cannabis products through the Nova Scotia Liquor Corporation (NSLC), and amend the *Smoke-free Places Act* to control the public smoking of cannabis. No exemption for cannabis consumption lounges or venues has been proposed. The federal government has indicated that cannabis edible products and concentrates will be legal for sale approximately one year after the *Cannabis Act* has come into force, and the provincial government has not yet proposed additional legislation regarding public consumption of these products. Distribution and sales of medicinal cannabis from a storefront (i.e., dispensaries and compassion clubs) are currently prohibited under federal legislation, and have not been proposed to be legalized by provincial legislation when the *Cannabis Act* comes into effect.

Regional Plan, SMPS and LUB Context

As cannabis-related land uses are relatively new, cannabis production, retail sales and consumption venues are not specifically addressed in HRM’s municipal planning documents.

Neither the Regional Plan nor the SMPSs address cannabis-related land uses. Cannabis production facilities licensed under the ACMPR have been considered under other broadly defined land use definitions contained within the Municipality’s 22 LUBs. From a land use perspective, cannabis production facilities are similar in nature to manufacturing or agricultural processing facilities, with strict federal security requirements generally pushing operations to an industrial setting. Cannabis production facilities have been considered in zones that permit industrial uses and/or intensive agricultural uses. Without a specific definition of the use in the LUBs, development permits must be considered within individual zones on a case-by-case basis, as some operations may meet the definition for an “agricultural use”, or “greenhouse”.

³ More information on the *Cannabis Act* and regulatory approach can be found on the Government of Canada website here: <https://www.canada.ca/en/services/policing/justice/legalization-regulation-marijuana.html>

⁴ More information on industrial hemp and the hemp industry can be found on the Government of Canada website here: <https://www.canada.ca/en/health-canada/services/health-concerns/controlled-substances-precursor-chemicals/industrial-hemp/about-hemp-canada-hemp-industry/frequently-asked-questions.html>

Sales and distribution of cannabis from a storefront is currently prohibited under federal legislation and as such, the Municipality's LUBs do not permit that use. Selling cannabis-related paraphernalia (pipes, vaporizers, etc.) is considered a retail use and permitted in a variety of commercial zones. Businesses specializing in cannabis-related advice, counselling or advocacy are generally considered an office use and would also be permitted in a variety of commercial zones.

COMMUNITY ENGAGEMENT

The community engagement process is consistent with the intent of the HRM Community Engagement Strategy. The level of community engagement was consultation, achieved through providing information and seeking feedback through the HRM website, and targeted consultation with cannabis production industry stakeholders. The comments received include the following topics:

- Health Canada's strict licensing regulations for cannabis production facilities mean that facilities are located in compatible areas (i.e. non-residential areas) and have high standards for security and mitigating odours;
- Large, isolated rural lots can likely support larger facilities, but the existing zone requirements limit the size of buildings and this is restrictive; and
- There may be opportunities for micro and nursery production facilities under the *Cannabis Act* that would be compatible in many rural contexts, not just industrial zones.

A public hearing must be held by Regional Council before they can consider approval of the proposed Regional Plan and LUB amendments. The public hearing notice will be published in the newspaper and on the HRM website.

The proposed amendments will potentially impact federal and provincial government stakeholders, cannabis producers, cannabis users, and various land owners.

DISCUSSION

To provide clarity and consistency in HRM's land use approach and appropriately accommodate cannabis-related land uses within the Municipality, there is a need to update the LUBs to provide a consistent regulatory framework for these uses. The following paragraphs discuss recommended policy and land use regulations for cannabis-related uses.

Proposed Regional Plan and Land Use By-Law Amendments

The proposed Regional Plan and Land Use By-law amendments (Attachments A and B) provide a consistent approach to regulating cannabis production facilities and cannabis retail sales and consumption venues in HRM. The proposed Regional Plan amendments would establish a region-wide policy which would be implemented with amendments to individual LUBs. Because cannabis-related uses are a new industry, the proposed Regional Plan policy would be incorporated within Chapter 5, Economy and Finance. No amendments to the SMPSs are proposed.

Cannabis Production Facilities

Cannabis production is a new industry that may present economic development opportunities for the Municipality. Given the nature of cannabis production facilities (both cultivation and processing), the proposed Regional Plan amendments direct the community LUBs to permit these facilities within industrial zones and in mixed-use and resource zones where industrial and/or intensive agricultural uses are also permitted. The proposed policy directs that the LUBs include requirements for adequate separation distances from cannabis production facilities to residential and other sensitive uses, and place appropriate controls on the size and scale of facilities within mixed-use and resource zones.

Proposed Definition

“Cannabis production facility” will be added as a defined use to all community LUBs. The proposed definition is:

CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

- (a) including
 - (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
 - (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and
- (b) excluding
 - (i) industrial hemp, and
 - (ii) premises used for personal production permitted by federal legislation.

The definition reflects the language of the proposed *Cannabis Act* regulations, with exemptions for industrial hemp and personal production. Industrial hemp can be grown as a typical agricultural crop and does not require the same regulations as cannabis production facilities. Personal production refers to provisions of the *Cannabis Act* which would allow up to four plants to be grown by an individual, not subject to licensing.

Proposed Zones and Requirements

Attachment C provides a detailed summary of the zones which would permit cannabis production facilities and the regulations that would apply. In general, cannabis production facilities are proposed to be permitted in industrial zones, and mixed-use and resource zones where industrial and/or intensive agricultural uses are currently permitted (see Table 1 below). This approach would allow a region-wide policy to be applied while continuing to respect the existing SMPSs. Where there are significant inconsistencies with existing SMPS policies (for example, site-specific zones which apply to existing industrial uses only), cannabis production facilities have not been proposed.

Under the ACMPR and the *Cannabis Act*, the federal government will strictly regulate cannabis production facilities to ensure their safe operation. HRM’s primary concern is the location and scale of these facilities within existing communities and their relationship to other uses.

The proposed LUB amendments require cannabis production facilities to meet the existing zone standards for similar uses, so that cannabis production facilities are treated in the same manner as other similar uses within the same zone. These requirements are summarized in Attachment C. For example, in industrial zones where landscaping is required, cannabis production facilities would be required to provide landscaping to the same standard as other industrial uses. Where zones proposed to permit cannabis production facilities have maximum sizes for industrial or commercial buildings (by gross floor area), the proposed LUB amendments direct that those maximum size requirements are met for cannabis production facilities.

The proposed LUB amendments also include some additional requirements for cannabis production facilities. Many of the existing industrial and mixed-use zones do not require significant setbacks between industrial uses and residential or other sensitive uses. The proposed LUB amendments, therefore, include new setback requirements in each zone for cannabis production facilities. Under the proposed requirements, cannabis production facilities would need to be set back 70 metres from properties where

residential and other sensitive uses are located. This setback would have the effect of accommodating cannabis production facilities on large lots in areas with mixed-use zoning. The 70-metre setback is consistent with guidelines from Ontario for compatibility between industrial facilities⁵. The City of Toronto also uses a 70-metre setback for cannabis production facilities from residential and sensitive uses based on this guideline.

In zones that permit intensive agricultural uses but do not permit industrial uses, large-scale cannabis production facilities may not be appropriate. Since those zones generally do not include a maximum size of intensive agricultural uses (i.e., livestock operations), the proposed LUB amendments would limit the maximum size of cannabis production facilities to 464.5 square metres (5,000 square feet). This would generally allow for cannabis production facilities with “micro” licenses to operate in these zones.

Table 1 below summarizes the types of zones which would permit each type of cannabis production facility.

⁵ “D-6 Compatibility between Industrial Facilities”, available: <https://www.ontario.ca/page/d-6-compatibility-between-industrial-facilities>

Table 1: Types of zones proposed to permit cannabis production facilities

Type of Zone	Type of cannabis production facility		
	Standard license Cultivation or processing; no size limit	Micro Max. 200 square metres plant canopy area; processing max. 600 kg. of dried cannabis/ year	Industrial Hemp Considered an agricultural use
Industrial zones	✓	✓	x
Rural mixed-use zones that allow industrial (including commercial manufacturing) and/or intensive agricultural uses	✓ (subject to existing size limits established in the zones)	✓	✓ (where agriculture is permitted)
Rural mixed-use (resource) zones that allow intensive agricultural uses, but don't allow industrial uses	x	✓	✓ (where agriculture is permitted)
✓ permitted x not permitted			

The proposed amendments for each LUB are provided in Attachment B. Examples of the proposed requirements for cannabis production facilities to be included within applicable zones are provided below:

Example – Separation distances for all zones:

- # Where a lot containing a cannabis production facility abuts a lot
- (i) zoned or used for residential purposes, or
 - (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,
- such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

Example – Maximum gross floor area in resource zones:

- # A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.

Larger cannabis production facilities by development agreement

As explained above, the proposed LUB requirements would limit the maximum gross floor area of cannabis production facilities in some zones. In some parts of the Municipality, SMPSs permit larger industrial or commercial buildings by development agreement. Because cannabis production is a new industry, these existing SMPS policies do not necessarily address the relevant issues for larger cannabis production facilities. To ensure that a consistent, region-wide approach is taken for cannabis production facilities, the proposed Regional Plan amendments (Attachment A) include a proposed policy that would allow Council to consider larger cannabis production facilities by development agreement.

The proposed development agreement policy would enable Community Councils to consider larger facilities only within zones where cannabis production facilities have been permitted. In addition, all requirements of the applicable land use by-law other than the maximum gross floor area of the facility would need to be met. The proposed policy criteria would require Council to consider the adequacy of the size of the lot, adequate separation distances, mitigation measures for noise and odours, and the visual impact of the design of the facility. Policy G-15 of the Regional Plan would also require that Council consider matters such as land suitability, the adequacy of water and wastewater servicing, traffic generation and site access.

Cannabis Retail Sales and Consumption Venues

As explained in the Background section, the Province of Nova Scotia intends to conduct retail sales of cannabis and cannabis products through the NSLC once the *Cannabis Act* has come into effect. No legislation permitting private retail sales from storefronts other than the NSLC, nor cannabis consumption lounges has been introduced in Nova Scotia. Because these uses are not legal, they are not currently permitted uses in the Municipality's LUBs; however, the LUBs do not specifically prohibit cannabis-related uses. If the provincial government were to introduce legislation to legalize these uses in the future, it is possible that these uses could be permitted in the Municipality under the existing LUB requirements. For example, retail sales of cannabis products may be considered a general retail use and permitted in a wide variety of commercial and mixed-use zones.

Therefore, until provincial legislation changes, the proposed amendments would specifically limit cannabis retail sales and consumption lounges within all LUBs to those operated by the NSLC. If provincial legislation were introduced in the future, this approach would ensure that the Municipality would have the opportunity to undertake a thorough planning process, including public and stakeholder consultations, prior to any new businesses opening in HRM. Items for review may include where these uses are appropriate, the need for any special setback or separation requirements, and the potential creation of a business licensing regime. The proposed Regional Plan and LUB amendments provided in Attachments A and B would define "cannabis retail sales" and "cannabis lounge" in each LUB, and restrict these uses until the Municipality further amend these documents in response to provincial legislation changes.

Conclusion

Changes in federal legislation are expected to result in an increase in demand for cannabis-related uses in the Municipality. Since this new industry is not specifically addressed in HRM's LUBs, there is a need for a consistent, region-wide approach to regulating cannabis-related uses. The proposed Regional Plan and LUB amendments will permit cannabis-production facilities in industrial zones, and mixed-use and resource zones where industrial uses and/or intensive agricultural uses are currently permitted. Limits on the scale of cannabis production facilities are proposed to be consistent with existing LUB regulations for similar uses, and separation distances from residential and other sensitive uses are proposed. The proposed Regional Plan and LUB amendments will also restrict private retail sales of cannabis and consumption lounges to ensure the Municipality has the opportunity to carry out a thorough planning process, should the provincial government introduce legislation changes to permit these uses. In consideration of the foregoing, it is recommended that Regional Council adopt the amendments to the Regional Plan and all of HRM's LUBs as set out in Attachments A and B.

FINANCIAL IMPLICATIONS

The HRM cost associated with processing this planning application can be accommodated with the approved 2018/19 operating budget for C320 Policy & Strategic Initiatives.

RISK CONSIDERATION

There are no significant risks associated with the recommendations contained within this report. This application involves proposed Regional Plan and LUB amendments. Such amendments are at the discretion of Regional Council and are not subject to appeal to the N.S. Utility and Review Board. Information concerning risks and other implications of adopting the proposed amendments are contained within the Discussion section of this report.

ENVIRONMENTAL IMPLICATIONS

No additional concerns were identified beyond those raised in this report.

ALTERNATIVES

1. Modify the proposed amendments to the Regional Plan and LUBs, as set out in Attachments A and B of this report. If this alternative is chosen, specific direction regarding the requested modifications is required. Substantive amendments may require another public hearing to be held before approval is granted. A decision of Council to approve the proposed amendments is not appealable to the N.S. Utility & Review Board as per Section 262 of the *HRM Charter*, or
2. Refuse the proposed amendments to the Regional Plan LUBs, as set out in Attachments A and B of this report. A decision of Council to refuse the proposed amendments is not appealable to the N.S. Utility & Review Board as per Section 262 of the *HRM Charter*.

ATTACHMENTS

Attachment A: Proposed Regional Plan Amendments
Attachment B: Proposed LUB Amendments
Attachment C: Summary of proposed land use requirements regarding cannabis production facilities

A copy of this report can be obtained online at halifax.ca or by contacting the Office of the Municipal Clerk at 902.490.4210.

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Financial Approval by: Jerry Blackwood, Acting Director of Finance and Asset Management/CFO, 902.490.6308

Report Approved by: Kelly Denty, Director, Planning and Development, 902.490.4088

Attachment A – Proposed Amendments to the Regional Municipal Planning Strategy

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Regional Municipal Planning Strategy is hereby further amended as follows:

1. Within Chapter 5, Economy and Finance, insert the text following Policy EC-19, as shown in **bold** below.

5.5 CANNABIS-RELATED LAND USES

Current federal legislation permits access to cannabis for medical purposes, and the Government of Canada expects to legalize access to cannabis for recreational use in 2018. To appropriately accommodate cannabis-related land uses within the Municipality, there is a need to update the municipal land use by-laws to provide a consistent regulatory framework for these uses.

5.5.1 Cannabis Production Facilities

HRM recognizes the legitimacy of cannabis production and processing operations and the economic development opportunities offered by this new industry. Cannabis production facilities can be accommodated in industrial zones. In rural mixed-use and resource zones where industrial or intensive agricultural uses are permitted, standards to adequately separate cannabis production facilities from residential and other sensitive uses are necessary, and some areas may require facilities to be limited in size.

EC-20 HRM shall, through the applicable land use by-laws, permit cannabis production facilities within appropriate industrial zones, provided adequate separation distances to residential and other sensitive uses are established.

EC-21 HRM may, through the applicable land use by-laws, permit cannabis production facilities within mixed-use and resource zones which also permit industrial or intensive agricultural uses, provided appropriate controls are placed on the size and scale of such facilities and adequate separation distances to residential and other sensitive uses are established.

EC-22 Where cannabis production facilities are permitted by a land use by-law, but zone requirements limit the maximum gross floor area of such a facility, HRM may consider larger facilities by development agreement. In considering approval of such development agreements, HRM shall consider the following:

- a) Other than the maximum gross floor area of the facility, whether the proposal meets all provisions of the applicable land use by-law; and**
- b) In addition to the provisions of the applicable land use by-law,**
 - (i) the adequacy of the size of the lot on which the proposed facility will be located;**
 - (ii) the adequacy of separation distances from residential and other sensitive uses, wells, watercourses and riparian areas, given the size and scale of the proposed facility;**
 - (iii) the adequacy of mitigation measures for noise and odours from the proposed facility;**

- (iv) the design of the proposed facility, including that its height, massing, and location on the lot adequately considers the visual impact on adjacent properties, public roads, community facilities and open spaces; and
- (v) Policy G-15.

5.5.2 Cannabis Sales and Consumption

The proposed *Cannabis Act* will enable provinces and territories to oversee the distribution and sales of cannabis. The Province of Nova Scotia has indicated that retail sales of cannabis and cannabis products will be conducted through the Nova Scotia Liquor Corporation (NSLC). No provincial legislation regarding cannabis consumption lounges or venues has been proposed. Until such time that the provincial government brings forward legislation permitting private retail sales of cannabis or cannabis consumption within indoor lounges or venues, these uses will not be permitted within HRM. These restrictions are intended to ensure that HRM has the opportunity to undertake a thorough planning process, including public and stakeholder consultations, prior to any private cannabis retail sales or lounges opening in our communities.

EC-24 HRM shall seek to ensure that municipal land use regulations for cannabis-related land uses are consistent with federal and provincial legislation. Where federal and provincial regulations have been amended, HRM may also amend municipal land use by-law regulations to remain consistent with these changes.

EC-23 HRM shall, through the applicable land use by-laws, prohibit the private retail sale of cannabis and cannabis products and commercial venues for the consumption of cannabis and cannabis products, unless it is operated by the NSLC.

THIS IS TO CERTIFY that the by-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Attachment B
Proposed Land Use By-Law Amendments

Proposed Amendments to the Beaver Bank, Hammonds Plains, and Upper Sackville LUB

BE IT ENACTED by the Halifax Regional Council of the Halifax Regional Municipality that the Land Use By-law for Beaver Bank, Hammonds Plains, and Upper Sackville is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.34 Cannabis-Related Uses**” after the words “4.33 Public Transit Facilities” and number the page accordingly.

2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.9A and before the definition of “Commercial Entertainment Use” in Section 2.10:

2.9B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.9C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

(i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and

(ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

(i) industrial hemp, and

(ii) premises used for personal production permitted by federal legislation.

2.9D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives, such as oils or edible products, to the general public.

3. Adding the following section after Section 3.6 and before Part 4:

3.7 LARGER CANNABIS PRODUCTION FACILITY BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development

agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after Section 4.33 and before Part 5:

4.34 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 14.1 by adding the words “**Cannabis production facilities**” after the words “Composting operations (see section 4.29)” and before Section 14.2.

6. Adding the following section after Section 14.15 and before Part 15:

14.16 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) **A cannabis production facility shall comply with the requirements of Section 14.3 and Section 14.10.**

(b) **Where a lot containing a cannabis production facility abuts a lot**

(i) **zoned or used for residential purposes, or**

(ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

7. Amending Section 15.1 by adding the words “**(including cannabis production facilities)**” after the words “Industrial uses” and before the words “over 10,000 sq. ft.”, as shown below:

Industrial Uses **(including cannabis production facilities)** over 10,000 sq. ft.

8. Adding the following section after Section 15.8 and before Part 16:

15.9 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) **A cannabis production facility shall comply with the provisions of Section 19.2 and 19.3.**

(b) **Where a lot containing a cannabis production facility abuts a lot**

(i) **zoned or used for residential purposes, or**

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

- 9. Amending Section 19.1 by adding under Industrial Uses the words “**Cannabis production facilities**” after the words “Commercial and office uses accessory to permitted industrial uses” and before the words “Resource Uses”.

- 10. Adding the following section after Section 19.6 and before Part 20:

19.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) A cannabis production facility shall comply with the requirements of Section 19.2 and 19.3.

- (b) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

- 11. Amending Section 21.1 by adding the words “**Cannabis production facilities**” after the words “Composting operations (see section 4.29)” and before Section 21.2.

- 12. Adding the following section after Section 21.6 and before Part 22:

21.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.

- (b) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Bedford LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Bedford is hereby further amended as follows:

1. Adding the following definitions after the definition for “Canadian Geodetic Vertical Datum (CGVD28)” and before the definition for “Cemetery” in Part 2:

Cannabis Lounge - means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

Cannabis Production Facility - means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

Cannabis Retail Sales - means premises used for the retail sale of cannabis, cannabis products or any of its derivatives, such as oils or edible products, to the general public.

2. Adding the following section after Part 5, Section 12B and before the words “GENERAL PROVISIONS: LOTS AND YARDS AND OTHER STANDARDS” in Part 5:

12C Cannabis-Related Uses

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

3. Amending Part 17 by adding the clause “**qc) cannabis production facilities**” after the words “identified on Schedule C-3” in clause qb and before clause r.
4. Adding the following section after the words “External fuel storage tanks shall be screened unless located at the rear of the building” at the end of Part 17 and before Schedule C-1:

SPECIAL REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Planning District 5 (Chebucto Peninsula) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Planning District 5 (Chebucto Peninsula) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.35 Cannabis-Related Uses**” after the words “4.34 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.8A and before the definition of “Cemetery” in Section 2.9:

2.8B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.8C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and**

(b) excluding

- (i) industrial hemp, and**
- (ii) premises used for personal production permitted by federal legislation.**

2.8D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.6 and before Part 4:

3.7 LARGER CANNABIS PRODUCTION FACILITY BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after Section 4.34 and before Part 5:

4.35 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Adding the following section after clause 15.4(b), and before Part 16:

15.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITY

- (a) A cannabis production facility shall comply with the requirements of Section 15.3.
- (b) Where a lot containing a cannabis production facility abuts a lot
- (i) zoned or used for residential purposes, or
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

6. Amending Section 18.1 by adding the words “**or cannabis production facility**” after the words “or manufacturing operation” and before the words “which is conducted and wholly contained within a building”, as shown in bold below:

Any industrial, assembly, or manufacturing operation **or cannabis production facility** which is conducted and wholly contained within a building and which does not involve process water treatment;

7. Adding the following section after Section 18.10 and before Part 19:

18.11 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITY

- (a) Where a lot containing a cannabis production facility abuts a lot
- (i) zoned or used for residential purposes, or
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Cole Harbour/Westphal LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Cole Harbour/Westphal is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.34 Cannabis-Related Uses**” after the words “4.33 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.10A and before the definition of “Commercial Vehicle” in Section 2.11:

2.10B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.10C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.10D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives, such as oils or edible products, to the general public.

3. Adding the following section after Section 4.33 and before Part 5:

4.34 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Dartmouth LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Dartmouth is hereby further amended as follows:

1. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Clause 1(haa) and before the definition of “Commercial Vehicle” in Clause 1(i):
 - (hab) **CANNABIS LOUNGE** means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.
 - (hac) **CANNABIS PRODUCTION FACILITY** means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,
 - (i) including
 - (A) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
 - (B) associated activities permitted by the federal license, such as research and development, storage, and destruction, and
 - (ii) excluding
 - (A) industrial hemp, and
 - (B) premises used for personal production permitted by federal legislation.
 - (had) **CANNABIS RETAIL SALES** means premises used for the retail sale of cannabis, cannabis products or any of its derivatives, such as oils or edible products, to the general public.
2. Adding the following section after the words “or TH Zone” in Section 2, Clause 12 and before Section 2, Clause 13:

12A Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).
3. Amending Part 12 (I-1 Zone), Section 41(1) by adding the clause “**(e) cannabis production facilities**” after the words “pawn shops” in Clause (d) and before Section 41(2).
4. Adding the following section after Section 41(3) and before Part 13:

41(4) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

- 5. Amending Part 13 (I-2 Zone), Section 42(1) by adding the clause“(g) **cannabis production facilities**” after the words “in accordance with Clause 18(U) of the By-law” in Clause (f) and before Section 42(1A).
- 6. Amending Part 13, Clause 42(1A)(a) by adding the words “(**including cannabis production facilities**)” after the words “industrial enterprises” and before the words “except obnoxious uses”, as shown in bold below:
 - (a) industrial enterprises (**including cannabis production facilities**) except obnoxious uses and uses creating a hazard to the public;

- 7. Adding the following section after Part 13, Clause 42(6)(c) and before Part 14:

42(7) Notwithstanding clause 42(6)(a), where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Downtown Dartmouth LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Downtown Dartmouth is hereby further amended as follows:

1. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Clause 4(faa) and before the definition of “Car Oriented Uses” in Clause 4(ha):
 - (fab) **“Cannabis Lounge” means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.**
 - (fac) **Cannabis Production Facility means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,**
 - (i) **including**
 - (A) **where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
 - (B) **associated activities permitted by the federal license, such as research and development, storage, and destruction, and**
 - (i) **excluding**
 - (A) **industrial hemp, and**
 - (B) **premises used for personal production permitted by federal legislation.**
 - (fad) **“Cannabis Retail Sales” means premises used for the retail sale of cannabis, cannabis products or any of its derivatives, such as oils or edible products, to the general public.**
2. Adding the following section after Section 5(30) and before Section 6:
 - (31) **CANNABIS-RELATED USES**

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Eastern Passage/Cow Bay LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Eastern Passage/Cow Bay is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.34 Cannabis-Related Uses**” after the words “4.33 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.9A and before the definition of “Commercial Vehicle” in Section 2.10:

2.9B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.9C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.10D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives, such as oils or edible products to the general public.

3. Adding the following section after Section 4.33 and before Part 5:

4.34 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

4. Amending Section 18.1 by adding the words “**Cannabis production facilities**” under Industrial Uses after the words “Composting operations (refer to Section 4.29)” and before the words “Commercial Uses”.
5. Adding the following section after Clause 18.4(c) and before Part 19:

18.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Notwithstanding Section 18.4(a), where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

6. Adding the following section after the words “maintenance personnel” in Section 19.1 and before Section 19.2:

Other Industrial Uses:
Cannabis production facilities

7. Adding the following section after Section 19.5(c) and before Part 20:

19.6 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Notwithstanding Section 19.5(a), where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Eastern Shore (East) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Eastern Shore (East) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.35 Cannabis-Related Uses**” after the words “4.34 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.11A and before the definition of “Cemetrey” in Section 2.12:

2.11B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.11C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and**

(b) excluding

- (i) industrial hemp, and**
- (ii) premises used for personal production permitted by federal legislation.**

2.11D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.6 and before Part 4:

3.7 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after Section 4.34 and before Part 5:

4.35 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 6.1 by adding the words shown in bold below after the words “Recreation uses” and before Section 6.2:

OTHER USES

Cannabis production facilities

6. Adding the following section after Section 6.13 and before Part 7:

6.14 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **A cannabis production facility shall comply with the requirements of Section 6.2 and 6.6.**
- (b) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
- (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

7. Amending Section 8.1 by adding the words “**Cannabis production facilities**” under Industrial Park Uses after the words “Open storage and outdoor display” and before the words “Community Uses”.

8. Adding the following section after Section 8.6(b) and before Part 9:

8.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
- (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

9. Amending Section 9.1 by adding the words “**Cannabis production facilities**” after the words “Composting operations” and before Section 9.2.
10. Adding the following section after Section 9.13 and before Part 10:

9.14 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **A cannabis production facility shall comply with the requirements of Section 9.10(a)(i), (iii) and (iv).**
- (b) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
- (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Eastern Shore (West) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Eastern Shore (West) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.32 Cannabis-Related Uses**” after the words “4.31 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.13A and before the definition of “Cemetrey” in Section 2.14:

2.13B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.13C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and**

(b) excluding

- (i) industrial hemp, and**
- (ii) premises used for personal production permitted by federal legislation.**

2.13D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.6 and before Part 4:

3.7 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after Section 4.31 and before Part 5:

4.32 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 6.1 by adding the words shown below in bold after the words “Private clubs and lodges” in Section 6.1 and before Section 6.2:

Other Uses

Cannabis production facilities

6. Adding the following section after Section 6.17 and before Part 7:

6.18 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) **A cannabis production facility shall comply with the requirements of Section 6.2 and 6.6.**

(b) **Where a lot containing a cannabis production facility abuts a lot**

(i) **zoned or used for residential purposes, or**

(ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

7. Amending Section 8.1 by adding the words shown below in bold after the words “Community uses permitted in the MU (Mixed Use) Zone” in Section 8.1 and before Section 8.2:

Other Uses

Cannabis production facilities

8. Adding the following section after Section 8.5 and before Part 9:

8.6 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) **A cannabis production facility in the F1 Zone shall comply with the requirements of Section 6.6 and 8.2.**

(b) **Where a lot containing a cannabis production facility abuts a lot**

(i) **zoned or used for residential purposes, or**

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

9. Amending Section 10.1 by adding the words “**Cannabis production facilities**” under Industrial Park Uses after the words “Open storage and outdoor display” and before the words “Community Uses”.

10. Adding the following section after Section 10.4(b) and before Part 11:

10.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**

- (i) **zoned or used for residential purposes, or**

- (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Halifax Mainland LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Halifax Mainland is hereby further amended as follows:

1. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” and before the definition of “Commercial Building” in Section 2:

“Cannabis Lounge” means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

“Cannabis Production Facility” means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

“Cannabis Retail Sales” means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

2. Adding the following section after Section 14X and before Section 15:

14Y CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

3. Amending Subsection 43(1) by:

- (a) striking out the period at the end of clause b and adding a semi-colon; and
- (b) by adding clause “**(c) cannabis production facilities**” after Clause (b) and before Subsection 43(2).

4. Adding the following section after Section 45 and before the words “I-2 Zone” in Subsection 49(1):

OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

46 Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or**
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

- 5. Amending Subsection 50A(1) by adding the clause “**(c) cannabis production facility**” after the words “a public park” in Clause (b) and before Subsection 50A(2).
- 6. Adding the following section after Section 50A(8) and before Section 51(1):

OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

50A(9) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or**
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Halifax Peninsula LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Halifax Peninsula is hereby further amended as follows:

1. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” and before the definition of “Central Business District” in Section 1:

“Cannabis Lounge” means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

“Cannabis Production Facility” means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and**

(b) excluding

- (i) industrial hemp, and**
- (ii) premises used for personal production permitted by federal legislation.**

“Cannabis Retail Sales” means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

2. Adding the following section after the words “Schedule ZM-23 – Wind Energy Zoning” in Section 16N(IX) and before the words “14X Public Transit Facilities”:

160 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

3. Amending Section 60(1) by adding clause “**(c) cannabis production facilities**” after the words “except junk yards” in Clause (b) and before Section 60(2).
4. Adding the following section after Section 62B and before the words “C-5 Zone” in Section 66(1):

OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

63 Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or**
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Downtown Halifax LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Downtown Halifax is hereby further amended as follows:

1. Adding the following sections after the definition of “Building width” in Section 2(s) and before the definition of “Central blocks” in Clause 2(t):
 - (sa) ***Cannabis lounge*** means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.
 - (sb) ***Cannabis production facility*** means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,
 - (i) including
 - (A) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
 - (B) associated activities permitted by the federal license, such as research and development, storage, and destruction, and
 - (ii) excluding
 - (A) industrial hemp, and
 - (B) premises used for personal production permitted by federal legislation.
 - (sc) ***Cannabis retail sales*** means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.
2. Adding the following section after the words “C&D Materials Recycling and Disposal License By-law” in Section 7(30) and before the words “Built Form Requirements” in Section 8:

Cannabis-Related Uses

 - (31) **Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).**

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Planning Districts 8 & 9 (Lake Echo/Porters Lake) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Planning Districts 8 & 9 (Lake Echo/Porters Lake) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.31 Cannabis-Related Uses**” after the words “4.30 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.9A and before the definition of “Commercial Recreation Use” in Section 2.10:

2.9B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.9C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and**

(b) excluding

- (i) industrial hemp, and**
- (ii) premises used for personal production permitted by federal legislation.**

2.9D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.6 and before Part 4:

3.7 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after Section 4.30 and before Part 5:

4.31 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Adding the following section after Section 14.11 and before Part 15:

14.12 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) A cannabis production facility shall comply with the requirements of Section 14.5 and 14.6.

(b) Where a lot containing a cannabis production facility abuts a lot

(i) zoned or used for residential purposes, or

(ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

6. Amending Section 15.1 by adding the words shown below in bold after the words “Open space uses” and before Section 15.2:

Other Uses

Cannabis production facilities

7. Adding the following section after Section 15.10 and before Part 16:

15.11 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) A cannabis production facility shall comply with the requirements of Section 15.3.

(b) A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.

(c) Where a lot containing a cannabis production facility abuts a lot

(i) zoned or used for residential purposes, or

(ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

8. Amending Section 19.1 by adding the words "**Cannabis production facilities**" under Industrial Uses after the words "Composting operations (refer to Section 4.26)" and before Section 19.2.
9. Adding the following section after Section 19.4 and before Part 20:

19.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Lawrencetown LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Lawrencetown is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.33 Cannabis-Related Uses**” after the words “4.32 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.10A and before the definition of “Communication and Utility Uses” in Section 2.11:

2.10B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.10C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.10D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 4.32 and before Part 5:

4.33 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

4. Amending Section 10.1 by adding the words "**Cannabis production facilities**" after the words "Composting operations (refer to Section 4.28)" and before Section 10.2.
5. Adding the following section after Section 10.6 and before Part 11:

10.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) Where a lot containing a cannabis production facility abuts a lot**
- (i) zoned or used for residential purposes, or**
 - (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Musquodoboit Valley/Dutch Settlement LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Musquodoboit Valley/Dutch Settlement is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.33 Cannabis-Related Uses**” after the words “4.32 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.13a and before the definition of “Commercial Accommodation Uses” in Section 2.13A:

2.13B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.13C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.13D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.16 and before Part 4:

3.17 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after the words “conform to any zone requirements” in Section 4.32 and before Part 5:

4.33 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 7.1 by adding the words “**Cannabis production facilities**” under Industrial Uses after the words “Automotive repair outlets” and before the words “Resource Uses”.
6. Adding the following section after Section 7.14 and before Part 8:

7.15 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

7. Amending Section 8.1 by adding the words “**Cannabis production facilities**” under Industrial Uses after the words “General contracting, storage yards and services” and before the words “Resource uses”.
8. Adding the following section after Section 8.14 and before Part 9:

8.15 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

9. Adding the following section after Section 9.5 and before Part 10:

9.6 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) Where a lot containing a cannabis production facility abuts a lot**
- (i) zoned or used for residential purposes, or**
 - (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

**Proposed Amendments to the North Preston / Lake Major / Lake Loon / Cherry Brook / East
Preston LUB**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for North Preston / Lake Major / Lake Loon / Cherry Brook / East Preston is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.31 Cannabis-Related Uses**” after the words “4.30 Public Transit Facilities” and number the page accordingly.

2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.10A and before the definition of “Commercial Recreation Use” in Section 2.11:

2.10B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.10C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

(i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and

(ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

(i) industrial hemp, and

(ii) premises used for personal production permitted by federal legislation.

2.10D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.17 and before Part 4:

3.18 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development

agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after Section 4.30 and before Part 5:

4.31 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 14.1 by adding the words shown below under Resources Uses after the words "Single unit dwellings, including mobile dwellings, skirted" in Section 14.1 and before Section 14.2:

Other Uses

Cannabis production facilities

6. Adding the following section after Section 14.4 and before Part 15:

14.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) A cannabis production facility shall comply with the requirements of Section 14.2.
- (b) A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.
- (c) Where a lot containing a cannabis production facility abuts a lot
 - (i) zoned or used for residential purposes, or
 - (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Planning District 4 (Prospect) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Planning District 4 (Prospect) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.35 Cannabis-Related Uses**” after the words “4.34 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.14a and before the definition of “Cemetrey” in Section 2.14A:

2.14B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.14C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.14D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.16 and before Part 4:

3.17 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following section after the words “conform to any zone requirements” in Section 4.34 and before Part 5:

4.35 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 27.1 by adding the words “**Cannabis production facilities**” under Industrial Uses Permitted after the words “Mobiles and offices accessory to any permitted use” and before the words “Commercial uses”.
6. Adding the following section after Section 27.5 and before Part 28:

27.6 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

7. Amending Section 29.1 by adding the words “**Cannabis production facilities**” after the words “Composting operations (see section 4.29)” and before Section 29.2.

8. Adding the following section after Section 29.7 and before Part 30:

29.8 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.**
- (b) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Sackville LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Sackville is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.36 Cannabis-Related Uses**” after the words “4.35 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.12a and before the definition of “Cemetrey” in Section 2.12A:

2.12B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.12C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.12D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 4.35 and before Part 5:

4.36 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

4. Amending Section 17.1 by adding the words “**Cannabis production facilities**” under Light Industrial/Offices Uses after the words “Composting operations (see section 4.30)” and before the words “Community Uses”.
5. Adding the following section after Section 17.6 and before Part 18:

17.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

6. Amending Section 18.1 by adding the words “**Cannabis production facilities**” under Light Industrial/Office Uses after the words “Composting operations (see section 4.30)” and before the words “Institutional Uses”.

7. Adding the following section after Section 18.4 and before Part 19:

18.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Sackville Drive LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Sackville Drive is hereby further amended as follows:

1. Adding the following sections after the definition for “Canadian Geodetic Vertical Datum (CGVD28)” and before the definition for “Car Wash” in Part 2, Section 1:

Cannabis Lounge means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

Cannabis Production Facility means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and**
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and**

(b) excluding

- (i) industrial hemp, and**
- (ii) premises used for personal production permitted by federal legislation.**

Cannabis Retail Sales means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Part 6, Section 42 and before Part 7:

43. CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Planning Districts 14 & 17 (Shubenacadie Lakes) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Planning Districts 14 & 17 (Shubenacadie Lakes) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.36 Cannabis-Related Uses**” after the words “4.35 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum (CGVD28)” in Section 2.10B and before the definition of “Commercial Recreation Use” in Section 2.11:

2.10C CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.10D CANNABIS PRODUCTION FACILITY - means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

(i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and

(ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

(i) industrial hemp, and

(ii) premises used for personal production permitted by federal legislation.

2.10E CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 4.35 and before Part 5:

4.36 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

4. Amending Section 14E.1 by adding the words “**(including a cannabis production facility)**” after the words “Light Manufacturing” and before the words “that is not obnoxious and is wholly contained and conducted within a building” under Commercial Uses, as shown in bold below:

Commercial Uses

Light Manufacturing **(including a cannabis production facility)** that is not obnoxious and is wholly contained and conducted within a building

5. Adding the following section after Section 14E.6(c) and before Part 14F:

14E.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) Where a lot containing a cannabis production facility abuts a lot

(i) zoned or used for residential purposes, or

(ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

6. Amending Section 15.1 by adding the words “**(including cannabis production facilities)**” after the words “Light manufacturing, assembly or processing operations” and before the words “which are not obnoxious and which are conducted and wholly contained within a building”, as shown in bold below:

Light manufacturing, assembly or processing operations **(including cannabis production facilities)** which are not obnoxious and which are conducted and wholly contained within a building

7. Adding the following section after Clause 15.5(c) and before Part 16:

15.6 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

(a) Where a lot containing a cannabis production facility abuts a lot

(i) zoned or used for residential purposes, or

(ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

8. Amending Section 18.1 by adding the words under the header Business Uses "**Cannabis production facilities**" after the words "Personal Service Uses" and before the words "Institutional Uses".
9. Adding the following section after Section 18.6 and before Part 19:

18.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
 - (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Planning Districts 1 & 3 (St. Margaret's Bay) LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Planning Districts 1 & 3 (St. Margaret's Bay) is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words "**4.35 Cannabis-Related Uses**" after the words "4.34 Public Transit Facilities" and number the page accordingly.
2. Adding the following sections after the definition of "Canadian Geodetic Vertical Datum (CGVD28) in Section 2.11A and before the definition of "Cemetrey" in Section 2.12:

2.11B CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.11C CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.11D CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 3.6 and before Part 4:

3.7 LARGER CANNABIS PRODUCTION FACILITIES BY DEVELOPMENT AGREEMENT

Cannabis production facilities that are permitted in a zone that exceed the maximum gross floor area requirements of the zone may be permitted by development agreement in accordance with Policy EC-22 of the Regional Municipal Planning Strategy.

4. Adding the following Section after the words “conform to any zone requirements” in Section 4.34 and before Part 5:

4.35 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

5. Amending Section 12.1 by adding the words under the header Industrial Uses Not Permitted “**and cannabis production facilities**” after the words “and service industries” and before the words “Salvage yards”, as shown in bold below:

Industrial Uses Not Permitted

Industrial uses but excepting traditional uses and service industries **and cannabis production facilities**

6. Adding the following section after Section 12.14 and before Part 13:

12.15 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
- (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**
- such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.**

7. Amending Section 13.1 by adding the words under the header Industrial Uses Not Permitted “**and cannabis production facilities**” after the words “and service industries” and before the words “Salvage yards”, as shown in bold below:

Industrial Uses Not Permitted

Industrial uses but excepting traditional uses and service industries **and cannabis production facilities**

8. Adding the following section after the words “no additional habitable space is created” in Section 13.13 and before Part 14:

13.14 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**

- (i) zoned or used for residential purposes, or
- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

9. Amending Section 17.1 by adding the following after the words “Open space uses” in Section 17.1 and before Section 17.2, as shown in bold below:

OTHER USES

Cannabis production facilities

10. Adding the following section after Section 17.8 and before Part 18:

17.9 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.

- (b) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

11. Amending Section 18.1 by adding the following section after the words “Open space uses” in Section 18.1 and before Section 18.2:

OTHER USES

Cannabis production facilities

12. Adding the following section after Section 18.7 and before Part 19:

18.8 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) A cannabis production facility shall not exceed 5,000 square feet (464.5 square metres) in gross floor area.

- (b) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

- 13. Amending Section 19.1 by adding the words under Industrial Uses “**Cannabis production facilities**” after the words “Office or retail use accessory to any permitted use” and before the words “Other Uses”.

- 14. Adding the following section after Section 19.7 and before Part 20:

19.8 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

- 15. Amending Section 21.1 by adding the words under Industrial Uses “**Cannabis production facilities**” after the words “Composting operations (see section 4.29)” and before Section 21.2.

- 16. Adding the following section after Section 21.5 and before Part 22:

21.6 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) Where a lot containing a cannabis production facility abuts a lot

- (i) zoned or used for residential purposes, or

- (ii) that is used for a daycare, community centre, school, religious institution, public park or playground,

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____day of _____, 2018.

Municipal Clerk

Proposed Amendments to the Timberlea/Lakeside/Beechville LUB

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Timberlea/Lakeside/Beechville is hereby further amended as follows:

1. Adding under the heading List of General Provisions the words “**4.36 Cannabis-Related Uses**” after the words “4.35 Public Transit Facilities” and number the page accordingly.
2. Adding the following sections after the definition of “Canadian Geodetic Vertical Datum” in Section 2.9AA and before the definition of “Cemetrey” in Section 2.9B:

2.9AB CANNABIS LOUNGE means premises where the primary purpose of the facility is the consumption of cannabis, cannabis products or any of its derivatives such as oils or edible products. A cannabis lounge may or may not include cannabis retail sales.

2.9AC CANNABIS PRODUCTION FACILITY means premises used or occupied by a person or organization licensed by the Government of Canada for the production of cannabis or cannabis products,

(a) including

- (i) where cannabis or any of its derivatives, such as resin or oils, is grown, cultivated, harvested, manufactured, processed, packaged, or labelled, and
- (ii) associated activities permitted by the federal license, such as research and development, storage, and destruction, and

(b) excluding

- (i) industrial hemp, and
- (ii) premises used for personal production permitted by federal legislation.

2.9AD CANNABIS RETAIL SALES means premises used for the retail sale of cannabis, cannabis products or any of its derivatives such as oils or edible products to the general public.

3. Adding the following section after Section 4.35 and before Part 5:

4.36 CANNABIS-RELATED USES

Notwithstanding any other provisions of this By-law, cannabis retail sales and cannabis lounges are only permitted if such facilities are operated by the Nova Scotia Liquor Corporation (NSLC).

4. Amending Section 15.1 by adding the words under Industrial Uses “**Cannabis production facilities**” after the words “Parking lots” and before the words “Community Uses”.

5. Adding the following section after Section 15.6 and before Part 16:

15.7 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

6. Adding the following section after Section 17.4 and before Part 18:

17.5 OTHER REQUIREMENTS: CANNABIS PRODUCTION FACILITIES

- (a) **Where a lot containing a cannabis production facility abuts a lot**
- (i) **zoned or used for residential purposes, or**
 - (ii) **that is used for a daycare, community centre, school, religious institution, public park or playground,**

such facility, including any building or outdoor area used as a cannabis production facility, shall be set back a minimum 230 feet (70 metres) from the abutting lot line.

THIS IS TO CERTIFY that the By-law of which this is a true copy was duly passed at a duly called meeting of Regional Council of Halifax Regional Municipality held on the ____ day of _____, 2018.

GIVEN under the hand of the municipal clerk and under the Corporate Seal of the said Municipality this ____ day of _____, 2018.

Municipal Clerk

**Attachment C:
Summary of proposed land use requirements regarding cannabis production facilities**

Please note that this table summarizes only some of the land use requirements that would be applicable to cannabis production facilities. Most zones also include requirements for minimum lot area and lot frontage, yard setbacks, lot coverage, and building height for all uses, which are not summarized here. Where the table indicates that a zone would have “no maximum gross floor area”, the size of a proposed facility would be limited by the lot configuration, the maximum permitted lot coverage, required setbacks, parking requirements, etc.

Beaver Bank/ Hammonds Plains/ Upper Sackville		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
MU-2 Zone (Mixed Use 2)	<ul style="list-style-type: none"> • Max. 185.8 m² (2,000 sq. ft.); or max 929 m² (10,000 sq. ft.) if abutting Highway 1 • Restrictions on open storage, outdoor display and parking areas 	<ul style="list-style-type: none"> • 70 m (230 ft.) separation distance from residential and other sensitive uses
GU-1 Zone (General Use)	<ul style="list-style-type: none"> • Max. 929 m² (10,000 sq. ft.) • Requirements for outdoor storage, outdoor display and parking areas 	<ul style="list-style-type: none"> • 70 m (230 ft.) separation distance from residential and other sensitive uses
I-1 Zone (Mixed Industrial)	<ul style="list-style-type: none"> • No maximum gross floor area • Requirements for outdoor storage, outdoor display and parking areas 	<ul style="list-style-type: none"> • 70 m (230 ft.) separation distance from residential and other sensitive uses
MR-1 Zone (Mixed Resource)	<ul style="list-style-type: none"> • Zone permits intensive agricultural uses but not industrial uses 	<ul style="list-style-type: none"> • Max. 464.5 m² (5,000 sq. ft.) • 70 m (230 ft.) separation distance from residential and other sensitive uses
Bedford		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
ILI Zone (Light Industrial)	<ul style="list-style-type: none"> • No maximum gross floor area • Requirements for landscaping, outdoor display and outdoor storage 	<ul style="list-style-type: none"> • 70 m (230 ft.) separation distance from residential and other sensitive uses
IHI Zone (Heavy Industrial)	<ul style="list-style-type: none"> • No maximum gross floor area • Requirements for landscaping, outdoor display and outdoor storage 	<ul style="list-style-type: none"> • 70 m (230 ft.) separation distance from residential and other sensitive uses

Planning District 5 (Chebucto Peninsula)

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
V-4 Zone (Sambro General Building)	<ul style="list-style-type: none"> No maximum gross floor area Operations must be wholly contained within a building 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
C-5 Zone (Industrial Commercial Mix)	<ul style="list-style-type: none"> No maximum gross floor area Operations must be wholly contained within a building Requirements for open storage, outdoor display, and parking areas 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Cole Harbour/ Westphal

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
None	n/a	n/a

Dartmouth

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
I-1 Zone (Light Industrial)	<ul style="list-style-type: none"> No maximum size Requirements for landscaping and screening 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-2 Zone (General Industrial)	<ul style="list-style-type: none"> No maximum size Requirements for landscaping and screening 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Downtown Dartmouth

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
None	n/a	n/a

Eastern Passage / Cow Bay

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
I-1 Zone (Light Industry)	<ul style="list-style-type: none"> No maximum gross floor area Operations must be wholly contained within a building Requirements for landscaping and screening 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-2 Zone (General Industry)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for landscaping and screening 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Eastern Shore (East)

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
MU Zone (Mixed Use)	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) Requirements for outdoor storage and screening 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-1 Zone (Business Industry)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for open storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
RE Zone (Rural Resource)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Eastern Shore (West)		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
MU Zone (Mixed Use)	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) Requirements for outdoor storage, screening and landscaping 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
FI Zone (Fishing Industry)	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) Requirements for outdoor storage, screening and landscaping 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-1 Zone (Business Industry)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for open storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
Halifax Mainland		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
I-1 Zone (General Industrial)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-3 Zone (General Industrial)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
Halifax Peninsula		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
C-3 Zone (Industrial)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
Downtown Halifax		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
None	n/a	n/a
Planning Districts 8 & 9 (Lake Echo/ Porters Lake)		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
RE Zone (Rural Enterprise)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for parking, open storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
MR Zone (Mixed Resource)	<ul style="list-style-type: none"> Zone permits intensive agricultural uses but not industrial uses 	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) 70 m (230 ft.) separation distance from residential and other sensitive uses
I-3 Zone (General Industrial)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Lawrencetown		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
I-2 Zone (Light Industry)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for landscaping, open storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
Musquodoboit Valley/ Dutch Settlement		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
VIL Zone (Village)	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) Requirements for outdoor storage, outdoor display, screening and parking areas 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
MU Zone (Mixed Use)	<ul style="list-style-type: none"> Max. 929 m² (10,000 sq. ft.) Requirements for outdoor storage, outdoor display, screening, and parking areas 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-3 Zone (Heavy Industry)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for outdoor storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
North Preston, Lake Major, Lake Loon, Cherry Brook and East Preston		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
MR Zone (Mixed Resource)	<ul style="list-style-type: none"> Zone permits intensive agricultural uses but not industrial uses 	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) 70 m (230 ft.) separation distance from residential and other sensitive uses
Planning District 4 (Prospect)		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
I-1 Zone (Light Industry)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for parking areas and outdoor storage 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
RE Zone (Resource)	<ul style="list-style-type: none"> Zone permits intensive agricultural uses but not industrial uses 	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) 70 m (230 ft.) separation distance from residential and other sensitive uses
Sackville		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
BP Zone (Business Park)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
BP-1 Zone (Business Park-1)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for building materials, landscaping, parking areas, outdoor storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Sackville Drive		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
None	n/a	n/a
Planning Districts 14 & 17 (Shubenacadie Lakes)		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
FRB Zone (Fall River Business)	<ul style="list-style-type: none"> No maximum gross floor area Operations must be wholly contained within a building Requirements for landscaping and exterior lighting 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-3 Zone (Light Industrial)	<ul style="list-style-type: none"> No maximum gross floor area Operations must be wholly contained within a building Requirements for open storage, outdoor display, parking areas and landscaping 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
AE-2 Zone (General Airport)	<ul style="list-style-type: none"> Permits AE-3 uses; see AE-3 Zone requirements 	<ul style="list-style-type: none"> See AE-3 Zone requirements
AE-3 Zone (Aerotech Commercial)	<ul style="list-style-type: none"> No maximum gross floor area 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
AE-4 Zone (Aerotech Business)	<ul style="list-style-type: none"> Permits AE-3 uses; see AE-3 Zone requirements 	<ul style="list-style-type: none"> See AE-3 Zone requirements
Planning District 1 & 3 (St Margarets Bay)		
Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
MU-1 Zone (Mixed Use 1)	<ul style="list-style-type: none"> Max. 697 m² (7,500 sq. ft.) Requirements for open storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
MU-2 Zone (Mixed Use 2)	<ul style="list-style-type: none"> Max. 697 m² (7,500 sq. ft.) Requirements for open storage and outdoor display 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
MR-1 Zone (Mixed Resource)	<ul style="list-style-type: none"> Zone permits intensive agricultural uses but not industrial uses 	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) 70 m (230 ft.) separation distance from residential and other sensitive uses
MR-2 Zone (Mixed Resource)	<ul style="list-style-type: none"> Zone permits extraction facilities and composting operations but not other industrial uses 	<ul style="list-style-type: none"> Max. 464.5 m² (5,000 sq. ft.) 70 m (230 ft.) separation distance from residential and other sensitive uses
I-1 Zone (General Industrial)	<ul style="list-style-type: none"> No maximum gross floor area Requirements for open storage, outdoor display and parking areas 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses
I-3 Zone (Mixed Industrial)	<ul style="list-style-type: none"> No maximum gross floor area Operations must be wholly contained within a building Requirements for open storage, outdoor display and parking areas 	<ul style="list-style-type: none"> 70 m (230 ft.) separation distance from residential and other sensitive uses

Timberlea / Lakeside / Beechville

Proposed Zone	Existing zone requirements for similar uses (selected)	Proposed additional requirements
I-1 Zone (Light Industry)	<ul style="list-style-type: none">• No maximum gross floor area• Requirements for outdoor storage	<ul style="list-style-type: none">• 70 m (230 ft.) separation distance from residential and other sensitive uses
MR-1 Zone (Mixed Resource)	<ul style="list-style-type: none">• No maximum gross floor area	<ul style="list-style-type: none">• 70 m (230 ft.) separation distance from residential and other sensitive uses