

The Corporation of the Township of Oro-Medonte

By-law No. 2020-046

A By-law to Amend Zoning By-law 97-95, as amended (Cannabis Production and Processing Facilities)

Whereas the Council of the Corporation of the Township of Oro-Medonte is empowered to pass By-laws to regulate the use of land pursuant to Section 34 of the Planning Act, R.S.O. 1990, c.P.13.

And Whereas Council of the Corporation of the Township of Oro-Medonte through Motion C181114-21 had enacted an Interim Control By-law to undertake a review of the land use policies related to Cannabis Production and Processing Facilities;

And Whereas Council has provided adequate information to the public and has held at least one public meeting in accordance with the Planning Act.

And Whereas Council deems it appropriate to amend the zoning provisions of By-law 97-95, in accordance with the policies of the Official Plan;

Now Therefore the Council of the Township of Oro-Medonte hereby enacts as follows:

1. That Section 3.0 Table A3 – Industrial Zones Permitted Uses is amended by adding “*Cannabis Production and Processing Facility*” to the permitted uses in the Rural Industrial (IR) and Economic Development (ED) Zones.

2. That Section 4.0 Table B3 – Standards for Industrial Zones is amended by the addition of the following:

“Special Provisions:

1. A *Cannabis Production and Processing Facility*” in the Economic Development (ED) Zone or the Rural Industrial (IR) Zone shall also be subject to the following provision:

Minimum setback from a *Sensitive Land Use* 150 metres”

3. That Section 6.0 – Definitions is hereby amended by:

a) Adding the following new definitions:

“Cannabis

Means the definition of Cannabis as set out in the Cannabis Act, S.C. 2018, c. 16. For clarity, “Cannabis” also includes “industrial hemp” as defined in the Industrial Hemp Regulations, SOR/2018-145.”

“Cannabis Production and Processing Facility

Means any building, structure or land in or upon which is carried out any activity authorized pursuant to the Cannabis Act, S.C. 2018, c. 16 or the Controlled Drugs and Substances Act, S.C. 1996, c. 19, and any regulations made pursuant to these statutes.

For clarity, a Cannabis Production and Processing Facility does not include: the production of up to four (4) Cannabis plants at any one time in a dwelling house; the production of Cannabis by a person who is authorized by Health Canada to produce Cannabis for their own medical purposes; or the production of Cannabis by a person who has been designated to produce

Cannabis for the medical purposes of a person registered with Health Canada in accordance with the Cannabis Act, the Controlled Drugs and Substances Act or any regulations made pursuant to these statutes.”

“Sensitive Land Use

Means an existing residential building, existing place of worship building, or lands containing or zoned to permit a public or private school, a day nursery, a public park, a public trail or a community centre.”

- b) Adding the following sentence at the end of the definition of “Agricultural Use”: “An *Agricultural Use* does not include a *Cannabis Production and Processing Facility* or the outdoor growing of *Cannabis*.”
 - c) Adding the following sentence at the end of the definition of “Agricultural Use, Specialized”: “A *Specialized Agricultural Use* does not include a *Cannabis Production and Processing Facility* or the outdoor growing of *Cannabis*.”
4. That all Cannabis Production and Processing Facilities will be subject to site plan control pursuant to Section 41 of the Planning Act.
5. This By-law shall take effect on the final passing thereof, subject to the provisions of the Planning Act, as amended.

By-law read a First, Second and Third time, and Passed this 29th day of April, 2020.

The Corporation of the Township of Oro-Medonte



Mayor, H.S. Hughes



Clerk, Yvonne Aubichon