

RESORT MUNICIPALITY OF WHISTLER

ZONING AMENDMENT BYLAW (CANNABIS RETAIL) NO. 2371, 2022

A BYLAW TO AMEND THE ZONING AND PARKING BYLAW NO. 303, 2015

WHEREAS the Council of the Resort Municipality of Whistler has enacted a zoning bylaw, “Zoning and Parking Bylaw No. 303, 2015” (Zoning Bylaw); and

WHEREAS the Council of the Resort Municipality of Whistler may in a zoning bylaw, designate areas where temporary commercial uses may be allowed, and specify conditions regarding the issue of temporary commercial use permits in those areas;

NOW THEREFORE the Council of the Resort Municipality of Whistler, in open meeting assembled, **ENACTS AS FOLLOWS:**

CITATION

1. This Bylaw may be cited for all purposes as “Zoning Amendment Bylaw (Cannabis Retail) No. 2371, 2022” (Bylaw).

AMENDMENTS

2. The Zoning Bylaw is amended as follows:
 - a) Part 2 is amended by deleting the definition of “cannabis” and replacing it with a new definition as follows:

“**cannabis**” has the same meaning as in the *Cannabis Act* (Canada);

- b) Part 4 is amended by deleting subsection (8) and replacing with a new subsection (8) as follows:

Except as specifically permitted by this Bylaw, no person shall use any land or building for the retail sale of cannabis, the production of cannabis other than the personal growing of cannabis in accordance with section 56 or 58 of the *Cannabis Control and Licencing Act*, or the distribution of cannabis.

- c) Part 5 is amended by adding the following as Section 34:

34. Temporary Use Permits for the Retail Sale of Cannabis

- (1) The areas delineated in black in Figures 5-C through 5-G in this Section are designated as temporary use permit areas where the retail sale of cannabis may be allowed.
- (2) The retail sale of cannabis may be permitted only in a temporary use permit area designated under this Section through the issuance of a temporary use permit subject to the following general conditions:

- (a) A cannabis retail store shall not be permitted within 300 metres of the nearest property line of any parcel containing a school or the Meadow Park Recreation Centre.
- (b) A cannabis retail store shall not be permitted to have frontage on the Village Stroll.
- (c) No more than one temporary use permit may be issued for each temporary use permit area designated under this Section.
- (d) The owner and operator of a cannabis retail store must comply with any applicable cannabis retail store licence issued by the British Columbia Liquor and Cannabis Regulation Branch.

Figure 5-C: Nester's Plaza Temporary Use Permit Area for the Retail Sale of Cannabis

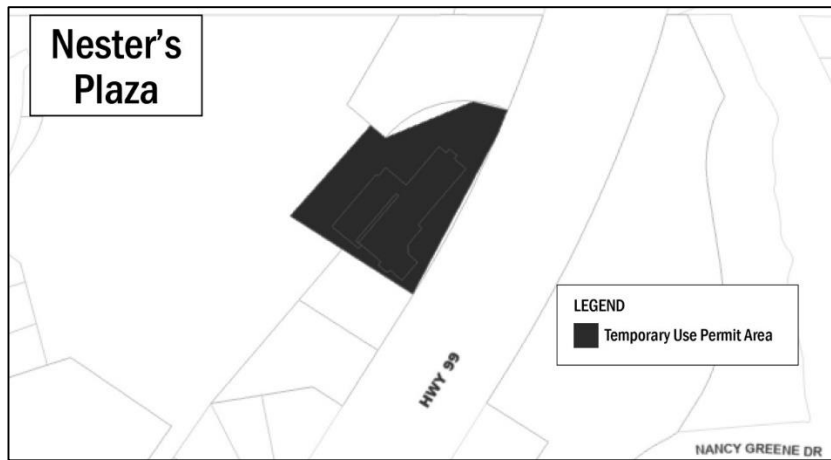


Figure 5-D: Village North Temporary Use Permit Area for the Retail Sale of Cannabis

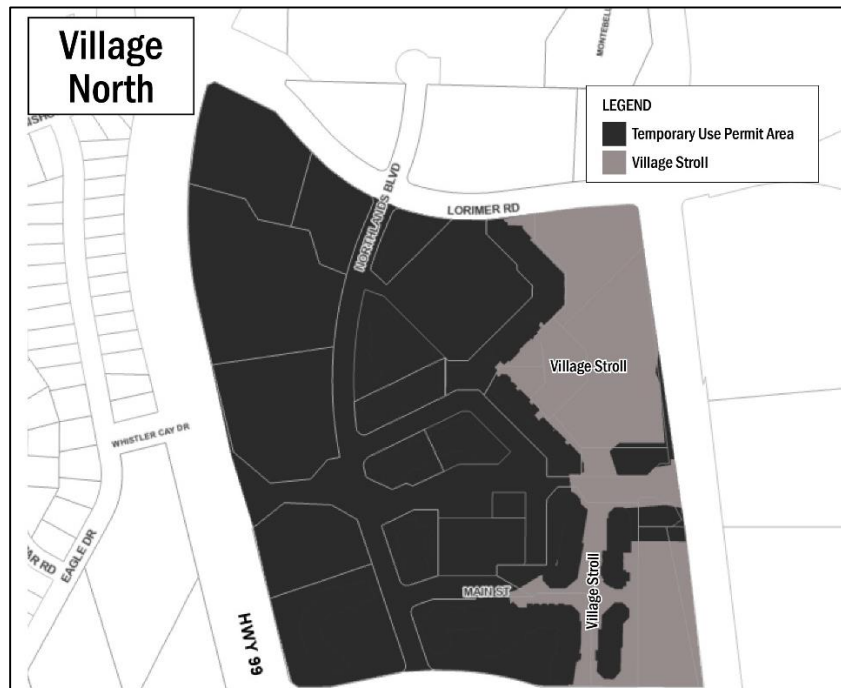


Figure 5-E: Whistler Village Temporary Use Permit Area for the Retail Sale of Cannabis

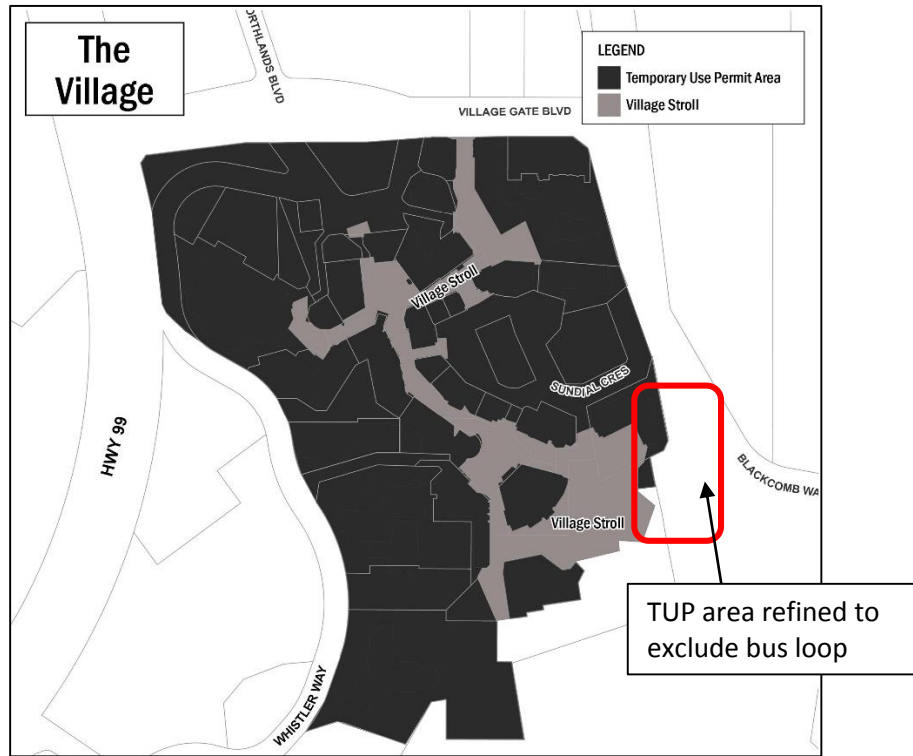


Figure 5-F: Whistler Creekside Temporary Use Permit Area for the Retail Sale of Cannabis

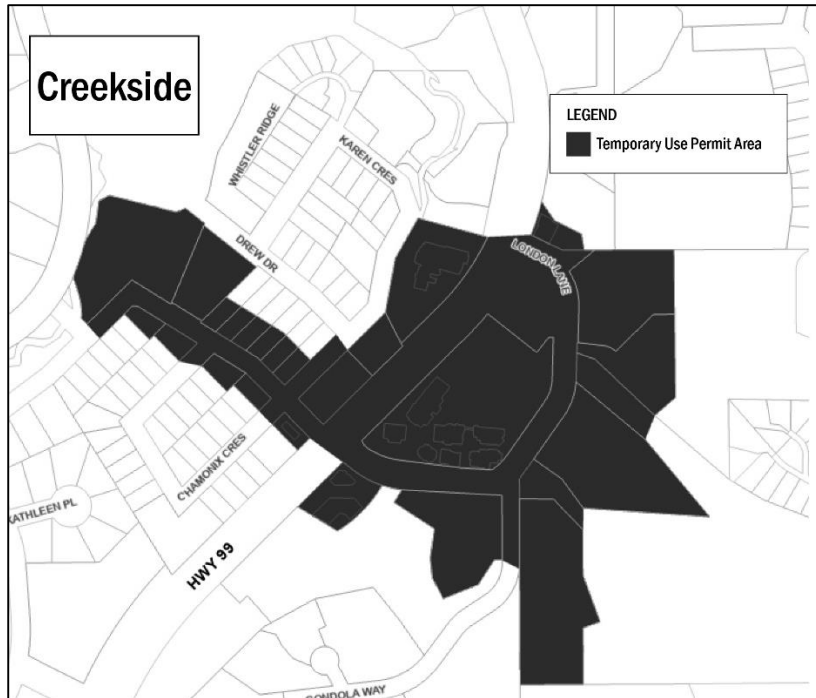
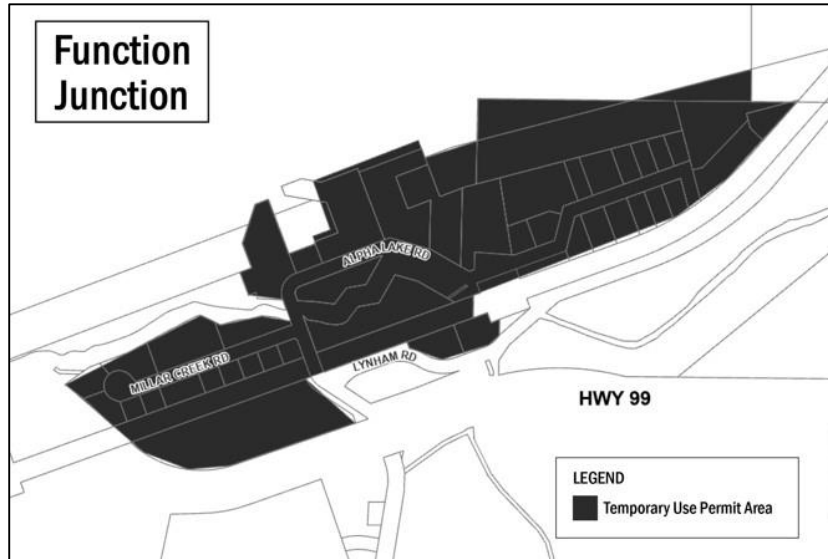


Figure 5-G: Function Junction Temporary Use Permit Area for the Retail Sale of Cannabis



3. The Zoning Bylaw is further amended by making such consequential changes as are required to reflect the foregoing amendments, including without limitation changes in the numbers, ordering of alphabetical lists, and the Schedules of the Zoning Bylaw.

GIVEN FIRST AND SECOND READINGS this 20th day of September, 2022.

Pursuant to Section 464 of the *Local Government Act*, a Public Hearing was held this 29th day of November, 2022.

GIVEN THIRD READING, AS REVISED this ___ day of _____, 2022.

Approved by the Minister of Transportation and Infrastructure this ___ day of _____, 202_.

ADOPTED by the Council this ___ day of _____, 202_.

Jack Crompton,
Mayor

Pauline Lysaght,
Corporate Officer

I HEREBY CERTIFY that this is a true copy of "Zoning Amendment Bylaw (Cannabis Retail) No. 2371, 2022".
