From:

Correspondence Group, City Clerk's Office

Sent:

Monday, June 08, 2015 9:15 AM

To:

Public Hearing

Subject:

FW: Marijuana dispensaries -

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Friday, June 05, 2015 7:09 PM

To: Correspondence Group, City Clerk's Office

Subject: Marijuana dispensaries -

These are the people you would license and enter into a business relationship with? They have no limits to the means to their ends. This is why no one will show up at City Hall to discuss the plan to license these illegal entities.

From: "PAMELA MCCOLL" < 5.22(1) Personal and Confidential

Sent: Friday, June 5, 2015 7:00:56 PM

Subject: this is what I am talking about - Dana Larsen generated

http://www.cannabisculture.com/category/Pamela-McColl

Pamela McColl



Canada's Five Worst Anti-Pot Crusaders

Jun 11 2014

By "worst" we mean the most incompetent, ineffective and ridiculous people you've ever met.

From: Correspondence Group, City Clerk's Office

Sent: Monday, June 08, 2015 9:16 AM

To: Public Hearing

Subject: FW: Learn from LA - no to dispensaries - hundreds closed and limited to industrial

areas.

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Saturday, June 06, 2015 1:43 PM **To:** Correspondence Group, City Clerk's Office

Subject: Learn from LA - no to dispensaries - hundreds closed and limited to industrial areas.

Dear Mayor and Council: Learn from the cities that have tried this - they end up closing dispensaries or be limited to industrial zones.

http://www.nbclosangeles.com/news/health/Deadline-Day-for-Medical-Pot-Dispensaries-95765319.html Los Angeles:

More than 400 dispensaries are under orders to close in accordance with the city's news medical marijuana ordinance. Eventually, the city hopes to whittle the number of pot shops down and to limit outlets to industrial areas. Some estimates peg the number of medical marijuana dispensaries operating last summer in Los Angeles at 1,000.

From: Correspondence Group, City Clerk's Office

Sent: Monday, June 08, 2015 9:17 AM

To: Public Hearing

Subject: FW: Turn out the lights the pot party is over Marc. Letter to BC Hydro CEO J. McDonald.

Attachments: SAMC-Information.docx

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Saturday, June 06, 2015 2:27 PM **To:** Correspondence Group, City Clerk's Office

Subject: Fwd: Turn out the lights the pot party is over Marc. Letter to BC Hyrdo CEO J. Mcdonald.

June 6th. 2015

Dear Jessica McDonald

President and CEO BC Hydro:

I am writing to bring to your attention the fact that there are 93+ illegal marijuana dispensaries operating in the City of Vancouver. If your company is supplying these illegal businesses with hydro power you should seriously consider seeking advice from your legal counsel for being in conflict with the drug laws of Canada and laws pertaining to and potential penalties for facilitating criminal enterprises.

You will find it of benefit to review several court cases that have been filed by plaintiffs in the State of Colorado. These pleadings advance claims for damages from parties who are engaged in aiding and abetting marijuana businesses operating in violation of federal law. The Canadian Federal Government has verified, and made well publicized public statements that the marijuana dispensaries in Vancouver are illegal enterprises. BC Hydro customers should not be known illegal operations.

In Parksville BC, the RCMP closed down a marijuana dispensary and issued a warning to the landlord that if they rent to the company or a company conducting illegal business they could face charges under the provisions of Canadian law that prohibit any business from profiting from crime.

It is the position of Smart Approaches to Marijuana Canada – a national organization with representation from the medical and legal sectors, that these illegal businesses should be closed and federal drug laws be respected, adhered to.

We ask BC Hydro to comply with Canadian Federal Drugs Laws. We ask that BC Hydro disconnect all hydro service to these illegal businesses immediately and a public statement be made of this action. We respectfully also request that a letter be sent to the Mayor and Council, and the Federal Minister of Health Rona Ambrose that clearly states your actions on this matter.

https://www.scribd.com/doc/256277197/Colorado-marijuana-legalization-lawsuit-Civil-Action-No-15-349-Safe-Streets-Alliance-lawsuit-1

https://www.scribd.com/doc/256279229/Colorado-marijuana-legalization-lawsuit-Civil-Action-No-15-350-Safe-Streets-Alliance-lawsuit-2

Pamela McColl

Member of the Advisory Council of Smart Approaches to Marijuana Canada

s.22(1) Personal and Confidential



June 6th. 2015 Dear Jessica McDonald President and CEO BC Hydro:

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https://www.scribd.com/doc/256277197/Colorado-marijuana-legalization-lawsuit-Civil-Action-No-15-349-Safe-Streets-Alliance-lawsuit-1

https://www.scribd.com/doc/256279229/Colorado-marijuana-legalization-lawsuit-Civil-Action-No-15-350-Safe-Streets-Alliance-lawsuit-2

Pamela McColl

Member of the Advisory Council of Smart Approaches to Marijuana Canada s.22(1) Personal and Confidential

Smart Approaches to Marijuana Canada (SAMC) Mission:

The mission of Smart Approaches to Marijuana Canada (SAMC) is to promote a health-first approach to marijuana policy that neither legalizes marijuana, nor demonizes its users. SAMC's commonsense, third-way approach to marijuana policy is based on reputable science and sound principles of public health and safety. At SAMC we reject dichotomies — such as "incarceration versus legalization" — that offer only simplistic solutions to the highly complex problems stemming from marijuana use. Our aim is to champion smart policies that decrease marijuana use, like prevention and early intervention. Yet in rejecting legalization, we also do not believe that low-level marijuana users should be saddled with criminal records that stigmatize them for life.

SAMC's Vision is to:

- inform the public on the science of today's marijuana;
- have an honest conversation about reducing the unintended consequences of current marijuana policies, such as lifelong stigma due to criminal records;
- prevent the expansion of a Big Tobacco-like industry that will target children and vulnerable populations;
- promote scientific research on marijuana in order to obtain scientifically-approved, cannabis-based medications.

SAMC Will Advocate For:

- a complete Health Canada assessment of the impact of marijuana use on Canadian society;
- a public health campaign focused on the harms of marijuana, including the devastating impact on mental and physical health, especially for youth;
- sensible policies that do not legalize marijuana

SAMC's Actions Will Consist Of:

- conducting information briefings for the public and decision makers about the science of today's marijuana and the evidence of effectiveness for different law makers;
- engaging with the media, key stakeholders, the business community, families, and other sectors of society on the issue of smart marijuana policy;
- advocating, alongside leaders in the medical and scientific fields, for smart marijuana policies that do not legalize nor demonize marijuana;
- advocate for medical education addiction and the harms of marijuana.

SAM Canada's Inaugural Council Includes:

Nancy Morrison
Pamela McColl
Wayne Jeffery MD
David Berner
Chuck Doucette
Harold Kalant, MD PhD
Nancy Lee
Elizabeth Osuch, MD
Candace Plattor, MA, RCC

Andra Smith MD Charles Ratzlaff, PhD Philip Seeman PhD Jim Stimson Meldon Kahan MD Connor Fesenmaier Duncan Fesenmaier

Marijuana and Public Health:

People often refer to their own experiences with marijuana, rather than to what science has taught us. No matter what people think about the drug and the policies surrounding it, it is vitally important to be well-versed in the science and public health and safety impacts of marijuana use and addiction:

- Today's marijuana is four to five times stronger than it was in the 1960s and 1970s.
- One in eleven adults and one in six adolescents who try marijuana for the first time will become addicted to marijuana.¹
- Because their brains are in development, marijuana acutely affects young people before age 25. Marijuana use directly affects memory, learning, attention, and reaction time.
 These effects can last up to 28 days after abstinence from use.²
- Marijuana use can contribute to psychosis, schizophrenia, anxiety, and depression.³
- Marijuana use can reduce IQ by six to eight points among those who started smoking before age 18.⁴

Marijuana and the Criminal Justice System

Statistics show that very few people are actually in prison for simple marijuana-only possession. Majority of offenders in Canada who are sentenced to prison have a prior criminal history or are found in possession of marijuana while committing other serious offences such as impaired driving or domestic violence. For instance, in 2011 in British Columbia, only 3% of founded cases of marijuana possession were cleared by a charge. And of that 3%, only seven cases (1.3% of the 3%) resulted in a custody sentence.⁵

Marijuana and Big Business

Tobacco companies lied to Canada for more than a century about the dangers of smoking. They deliberately targeted kids and had doctors promote cigarettes as medicine. And today we are paying the price. Tobacco use is our nation's top cause of preventable death and contributes to about 37,000 deaths each year. Tobacco use costs our country at least \$17 billion annually — which is about 3 times the amount of money our state and federal governments collect from today's taxes on cigarettes and other tobacco products. If it is legalized, marijuana will be

¹ Wagner, F.A. & Anthony, J.C. (2002). From first drug use to drug dependence; developmental periods of risk for dependence upon cannabis, cocaine, and alcohol. *Neuropsychopharmacology* 26.

² Hall W & Degenhard L. (2009). Adverse health effects of non-medical cannabis use. *Lancet*, 374.

³ Andréasson S, et al. (1987). Cannabis and Schizophrenia: A longitudinal study of Swedish conscripts. *Lancet*, 2(8574).

⁴ Meier, M.H. (2012). Persistent cannabis users show neuropsychological decline from childhood to midlife. *Proceedings of the National Academy of Sciences*.

⁵ Pauls, K., et al. (2013). The nature and extent of marijuana possession in British Columbia. University of Fraser Valley Center for Public Safety and Criminal Justice Research.

commercialized just as tobacco was. The examples of tobacco and alcohol should teach us that legalizing any third substance would be a public health disaster.

From: Correspondence Group, City Clerk's Office

Sent: Monday, June 08, 2015 9:19 AM

To: Public Hearing

Subject: FW: NO 2015 CANNABIS DAY FOR POT LOBBY IN VANCOUVER SAY THE VPD.

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Sunday, June 07, 2015 5:28 PM

To: jag minister **Cc:** peter mackay

Subject: Fwd: NO 2015 CANNABIS DAY FOR POT LOBBY IN VANCOUVER SAY THE VPD.

Release June 7th. 2015 Vancouver, BC Canada Smart Approaches to Marijuana Canada

The Pot Lobby appears to be moving ahead on July 1st. 2015 Cannabis Day Vancouver in spite of Vancouver Police telling Smart Approaches to Marijuana Canada that they would not let Cannabis Day proceed for 2015.

Smart Approaches youth member Connor Fesenmaier (18), along with retired RCMP officer Chuck Doucette, and Pamela McColl met with Mike Serr of the VPD, directly after Cannabis Day 2014 and they were assured the event would not proceed in 2015. The Chief along with Mike Serr had drawn the line at such an event being held on a family day and the country's birthday. SAM Canada was told that the organizers of the event would be called in and told to not organize. In reviewing their website on June 7th. booth sales are brisk after opening on June 1st. 2015.

In 2014 Cannabis Day was a farmer's market pot event, with children and adolescents exposed to the promotion of drug use, and marijuana was

sampled out and sold on the grounds of the Vancouver Art Gallery.

Vancouver 420 2015 resulted in 64 people being treated at St. Paul's hospital with symptoms of nausea, vomiting, and various states of consciousness.

Vendors at Vancouver 420 boast sales in excess of \$80,000 for the day and home delivery services were promoted. The cost of law enforcement, the

health bills, all were picked up by the taxpayers of British Columbia.

In Aurora Colorado a sixteen year old girl and her dog where shot when they ordered home delivery marijuana and thugs with guns, masquerading as

home delivery, responded to the order with the intent of robbing the customers of their money. The Vancouver Police Department have

confirmed involvement of organized crime in the dispensaries. Penny Ballem writes in her report for the plan to license the dispensaries that she

would give demerit points to an applicant who was known to be problematic to the VPD. Why not close them outright?

The marijuana dispensaries, and the farmer market style event planned for July 1st should be shut down.

The delivery of marijuana for medical purposes should be limited to the program run by Health Canada - the MMPR.

We have written to the Vancouver Police Department to confirm their position and intended action on this issue and await their reply.

We have filed a complaint with the failure of the Vancouver Police Department to enforce the laws of Canada and close the 93+

dispensaries.

Smart Approaches to Marijuana Canada Pamela McColl Chuck Doucette Connor Fesenmaier S.22(1) Personal and Confidential

s.22(1) Personal and Confidential

From: Sent: To: Subject:	Correspondence Group, City Clerk's Office Monday, June 08, 2015 9:19 AM Public Hearing FW: WHY WE CAN NOT LEGALIZE MARIJUANA AND WHY THE DISPENSARY POSE A THREAT TO MOTHER AND CHILD.
From: PAMELA MCCOLL Sent: Sunday, June 07, 2015 7:3 To: Correspondence Group, City C Subject: Fwd: WHY WE CAN NO AND CHILD.	6 PM
Mayor and Council	
WE ARE WITH MARIJUANA WH PUBLIC IS NOT HEARING IT - BECAUSE OF PRO POT PROPA DISPENSARIES ARE MAKING F INCLUDING THE MYTH THAT M PREGNANCY BECAUSE OF RIS	UANA BECAUSE THE PUBLIC DOES NOT UNDERSTAND THE RISKS OF USE - ERE WE WERE IN 1964 WITH TOBACCO - WE HAVE THE SCIENCE BUT THE AGANDA AND THE FACT THAT THE OPERATORS OF SOME OF THESE ALSE CLAIMS - IARIJUANA IS NOT A RISK IN PREGNANCY - IT IS CONTRAINDICATED FOR USE IN SKS TO THE MOTHER AND THE CHILD - MARIJUANA IS FAT SOLUBLE AND BIES AS IT STAYS IN ORGANS OF THE BODY FOR EXTENDED
DISPENSARIES IN VANCOUVER THE RIGHTS OF THE CHILD IS PROTECTED FROM THE USE OF AND THAT INCLUDES IN THE H THAT THEY WILL NOT LEGALIZ	A UNITED NATIONS TREATY THAT CANADA HAS SIGNED. CHILDREN ARE TO BE DF DRUGS - OME AND IN PREGNANCY. CANADA HAS ALSO SIGNED ON WITH 190 NATIONS
SEE ARTICLE AT THE BOTTOM MATERNITY JOURNAL.	OF THIS POST FOR AN ARTICLE I WROTE AND THAT WAS PUBLISHED IN A
Poll Published in 24 Hour Newspa Jody Emery should never be give pregnant-women)	aper Vancouver. n a license to sell marijuana. (<u>http://vancouver.24hrs.ca/2015/04/09/is-pot-safe-for-</u>
Do you believe it's safe for p	pregnant women to smoke pot?
Sunday, June 7, 2015	
45% 75 votes	Yes
55%	No

91 votes

http://marijuana-policy.org/marijuana-pregnancy-risks/#more-932

From: Correspondence Group, City Clerk's Office

Sent: Monday, June 08, 2015 9:20 AM

To: Public Hearing

Subject: FW: Shut off power at Vancouver dispensaries: group

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Sunday, June 07, 2015 8:25 PM **To:** Correspondence Group, City Clerk's Office

Cc: s.22(1) Personal and

Subject: Fwd: Shut off power at Vancouver dispensaries: group

Shut off power at Vancouver dispensaries: group

http://vancouver.24hrs.ca/2015/06/07/shut-off-power-at-vancouver-dispensaries-group

By Michael Mui, 24 Hours Vancouver - Sunday, June 7, 2015 2:35:07 PDT PM

Products in a pot dispensary. REUTERS

An anti-marijuana group is calling on BC Hydro to turn off the service to any businesses operating storefronts — as dispensaries are considered illegal by federal law.

Pamela McColl, a member of Smart Approaches to Marijuana Canada, said on Sunday she's written B.C. government and the electricity provider to stop supplying the shops with power, arguing that doing so supports criminal activities.

"We're asking them to come into compliance with the laws of this country, which is that a company can't aid or abet or profit from crime," she said.

"They're selling drugs illegally and any revenues BC Hydro is taking in is profiting from crime ... we're going to pull the plug."

Her group takes issue with <u>Vancouver's approach to regulate the number of dispensaries</u> in the city by prohibiting those too close to schools, community centres or parks.

Those proposed regulations go to a public hearing on June 10.

"We're telling everyone not to go, it's a circus and we're going to let the pot lobby be the main attraction," McColl said.

"This should not be a public hearing, this is illegal.

It's a farce for us all to get up there and lobby."

While her group is young — it was started in the U.S. and the local branch only formed last year — it's already made some gains in the fight.

Weeks earlier, McColl lobbied the federal government with concerns that some media outlets were advertising medical marijuana — these types of ads are generally prohibited by Health Canada.

She went to multiple bodies, including the Ministry of Justice, the Canadian Radio-television and Telecommunications Commission and even the Prime Minister's Office.

Earlier this month, she got a response back from Advertising Standards Canada, who said Health Canada has now sent a letter out to a local radio station to cease the advertisement.

According to the Canadian Press, CKNW's DJ Drex directed people to visit a Vancouver marijuana dispensary on May 12.

From: Correspondence Group, City Clerk's Office

Sent: Monday, June 08, 2015 9:35 AM

To: Public Hearing

Subject: FW: you might want to revisit the position of business owners in Vancouver and the

Downtown Business Improvement Association -

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Saturday, June 06, 2015 9:38 AM **To:** Correspondence Group, City Clerk's Office

Subject: Fwd: you might want to revisit the position of business owners in Vancouver and the Downtown Business

Improvement Association -

Number of dispensaries in Nova Scotia - ZERO and Penny Ballem blames the number of dispensaries in Vancouver on the federal government - Dana Larsen running workshops - this is the fault of Sensible BC. It remains an open question if conspiring to violate federal law is a chargeable offense under the Criminal Code - aiding and abetting - in Colorado hotels suing, business owners suing, citizens, sheriffs - and they are suing the Governor, Attorney General and anyone who contributed to the operation of these businesses - Parksville shut down their dispensary and warned the landlord they could be charged with Profiting from a crime - Vancouver landlords - even BC Hydro might want to rethink who they are accepting money from. Check out the opinion and position now of businesses in Vancouver - they want these dispensaries closed and they want them closed now. Pamela McColl Smart Approaches to Marijuana Canada. 1-778-354-3551

Vancouver to become first city to regulate medical pot dispensaries

BY FRANCES BULA — VANCOUVER



Vancouver's relaxed approach to marijuana allowed medical cannabis dispensaries such as The Dispensary to flourish. (John Lehmann/The Globe and Mail)

Vancouver is about to become the first city in Canada to regulate medical-marijuana dispensaries, setting up strict conditions that will include obtaining a special business licence, paying a \$30,000 permit fee and not operating close to a school or community centre.

The changes will likely further entrench Vancouver's famously relaxed approach to marijuana, legitimizing dispensaries that have flourished in all corners of the city despite the federal government's insistence that they are illegal.

The number of dispensaries has skyrocketed in the city in the past couple of years from less than a dozen to 80.

"We've got more shops than Tim Hortons," said Kerry Jang, the Vision Vancouver councillor and psychiatry professor who has taken the lead on the contentious issue. "We can't regulate a product. But we can regulate a business."

Vancouver is now home to about half of the dispensaries in Canada, say marijuana activists, with the rest scattered across various towns and cities, including half a dozen in Toronto.

For the past year, amid rising public complaints, Dr. Jang had said repeatedly there was little the city could do about the shops because only the federal government could regulate the sale of drugs and the city couldn't create a business category just for marijuana.

But Wednesday, Dr. Jang said the city, after staff looked for a solution, will now be "creating something called the marijuana-uses business licence."

He said that stores starting to set up near schools propelled council to take action.

After looking at the way the states of Washington and Colorado, which both legalized marijuana outright, regulated their retail outlets, Vancouver city staff proposed the hefty fee and rules that prohibit dispensaries within 300 metres of schools and community centres, as well as within that distance of another dispensary.

Dr. Jang said he estimated that about two-thirds of the stores would have to close or move. But, he said, the number remaining would be enough to serve the market in the city.

"We will try to make sure the good ones stay," he said. "We have legitimate medical-marijuana users. There's no way we want to deny legitimate users."

And it's better to have regulated dispensaries than a big underground market, he said.

"For us, it's like the sex trade. We've always taken the approach of keeping it above ground so we can watch it."

But the city's planned new law, which will have to go through a public hearing, has marijuana sellers and activists concerned.

Dana Larsen, founder of marijuana activist group Sensible BC, said the sector did need regulation, but he's concerned that the city created new regulations without a single phone call to local operators.

"Nobody knows more about selling medical marijuana than we do," said Mr. Larsen, who is also the owner of two shops. One of them, on Hastings Street, is 120 metres from the nearest community centre and will not be allowed under the new bylaw.

However, Vancouver's move is being welcomed by the city's business associations, which were so alarmed by the trend that they had a meeting two months ago with city officials and Vancouver police to talk about the need to do something.

"It's a good first step," said Claudia Laroye, the executive director of the Marpole Business Improvement Association. Her group has seen three shops open in a single block near the area's library at the south end of Granville Street.

Mr. Larsen said he coached many people on setting up new dispensaries to serve the growing market. Most of the dispensaries didn't bother getting a business licence. Since the city wasn't shutting them down and police weren't charging them, the numbers soared.

But Ms. Laroye, echoing others, said part of the issue was the Vision council's tolerance for the businesses.

"That the city is one of the few that has allowed the proliferation is indicative of their feelings."

Kazakoff, Laura

From:

Correspondence Group, City Clerk's Office

Sent:

Monday, June 08, 2015 1:07 PM

To:

Public Hearing

Subject:

FW: 18 Year old students ask why VPD backed down on pot crackdown.

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Monday, June 08, 2015 7:33 AM

To: Correspondence Group, City Clerk's Office

Subject: Fwd: 18 Year old students ask why VPD backed down on pot crackdown.

Media Release June 8th. 2015 18 Year Old Student Holds the VPD Drug Squad to their promise:

"Mike Serr of the VPD assured us Cannabis day would meet it's end in 2015 in a meeting that took place directly after Cannabis Day 2014."

"However so far no part of this promise has come to fruition. Instead we hear that other projects are more important, or dealing with "Hard Drugs" is more important."

"Kids are not using quote on quote "Hard Drugs". Kids are using Marijuana, in fact Canada has one of the highest use rates amongst youth. I blame this on dispensaries.

The Vancouver police have the power to make the dispensaries disappear. Kids think marijuana is "medicine" and "safe". This is a terrible thing for kids to be confused with.

Earlier this year 60+ Vancouver citizens were admitted to St. Paul's Hospital After the Annual 420 event. Do you want this to repeat? "

"I protested at 420 against 420 and attempted to debate Marc Emery over the risks associated with using marijuana but he was too far gone to be coherent.

420 was a retail and marketing opportunity for the pot shops and it was not a protest. July 1st. Cannabis Day will be a repeat of that event and just as costly to the public. The only people doing any real protesting on July 1st will be those of us who oppose the pot stores taking to public lands and the grounds of the Vancouver Art Gallery. Canada Day is a

family day you told us and you told us the **Chief** was committed to stopping this.

I want to know why you backed down. I want to know why you did not tell the organizers to not go ahead with this event as you told my brother and I you would do. I want to know what happened and where the decision came from to let the pot promotion event take place.

Connor Fesenmaier - 18 Grade 12 students and youth members of Smart Approaches to Marijuana Canada

Duncan Fesenmaier

From:

Correspondence Group, City Clerk's Office

Sent:

Tuesday, June 09, 2015 11:03 AM

To:

Public Hearing

Subject:

FW: Concerned parents - frightened

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Monday, June 08, 2015 9:24 AM

To: Correspondence Group, City Clerk's Office

Cc: Affleck, George; Carr, Adriane; Ball, Elizabeth; Stevenson, Tim; Deal, Heather; De Genova, Melissa; Meggs, Geoff

Subject: Fwd: Concerned parents - frightened

Dear Mayor and Council

Message I got this morning from Concern Citizens - (concerned parents)

"We are thinking of pulling our Facebook down we were hoping it would attract supporters but all we have is an attack from the other side. This is actually making people back away from standing up. This is so discouraging "

You need to do something to protect public process. People are not comfortable speaking up and challenging the very aggressive pot lobby.

No wonder - the VPD have told the media that organized crime is taking an interest in these dispensaries. You might want to consider letting

the public know how they can communicate and having their voices heard without being exposed to what they see is personal risk.

Pamela McColl

Smart Approaches to Marijuana Canada

Kazakoff, Laura

From: Correspondence Group, City Clerk's Office

Sent: Tuesday, June 09, 2015 11:39 AM

To: Public Hearing

Subject: FW: interesting for the Vancouver Charter, by-laws and policy for conduct

From: PAMELA MCCOLL s.22(1) Personal and Confidential

Sent: Monday, June 08, 2015 4:30 PM **To:** Correspondence Group, City Clerk's Office

Cc: s.22(1) Personal and

Subject: Fwd: interesting for the Vancouver Charter, by-laws and policy for conduct

Dear Mayor Gregor Robertson:

The Vancouver Charter establishes the duty for the Mayor to "at all times causing the law for the government of the city to be duly enforced and obeyed."

Status of Mayor

207. (1) The Mayor shall be the chief executive officer of the city and the president of the Council.

(2) Notwithstanding any other provision of this Act, the Council may, from time to time, with the concurrence of the Mayor, appoint a Councillor to be Deputy Mayor of the city, and may confer upon him such of the powers and duties by this Act vested in the Mayor as the Council shall think fit.

1953-55-207; 1992-57-1; 1993-59-49; 1993-74-1.

Responsibilities of Mayor

208. The Mayor shall

To enforce law for government of city

(a) be vigilant and active at all times in causing the law for the government of the city to be duly enforced and obeyed;

Also in the Charter Council may make by-laws for providing for the licensing of any person carrying on any business

By-laws respecting business regulation and licensing

272. (1) The Council may from time to time make by-laws

Licensing

(a) for providing for the licensing of any person carrying on any business, trade, profession, or other occupation;

Terms and conditions of a licence

273. (1) The Council may, by by-law, do one or more of the following:

- (a) provide for the effective period of a licence referred to in section 272 (1);
- (b) establish terms and conditions of a licence referred to in section 272 (1);
- (c) establish terms and conditions that must be met for obtaining, continuing to hold or renewing a licence referred to in section 272 (1);
- (d) provide that terms and conditions for a licence referred to in section 272 (1) may be imposed, the nature of the terms and conditions and who may impose them;

This power is exercised in By-Law 4450 Section 4(8)

"Every license holder must comply with all federal and provincial law and the issuance by the City of a license is not a representation of any

kind that a business is compliant with any federal, provincial or other laws, including by-laws."

So the mayor is bound to uphold the law in governing the City, Council has created a by-law that says businesses have to obey federal law and to try to say that they don't know what is going on in regulating these businesses is a facile argument and unworthy of them.

The other interesting document is the City corporate code of conduct Policy number AE-028-01 http://vancouver.ca/files/cov/boards-committees-code-of-conduct.pdf

This document sets policy for minimum expectations for the behavior of Council, Staff and advisory body members carrying out their functions.

Under Key Principles 1.1 Integrity they must "act lawfully and within the authorities of the Vancouver Charter" 1.3 responsibility the same statement General conduct 2.1 same statement

2.4 Specifically, Council
officials, staff and advisory body members must avoid conduct that:
•Contravenes the law, including the BC Human Rights Code, the Vancouver Charter, City By-laws, associated regulations, and City policy