



# Cannabis Legalization

Public Hearing  
June 26, 2018



# Agenda

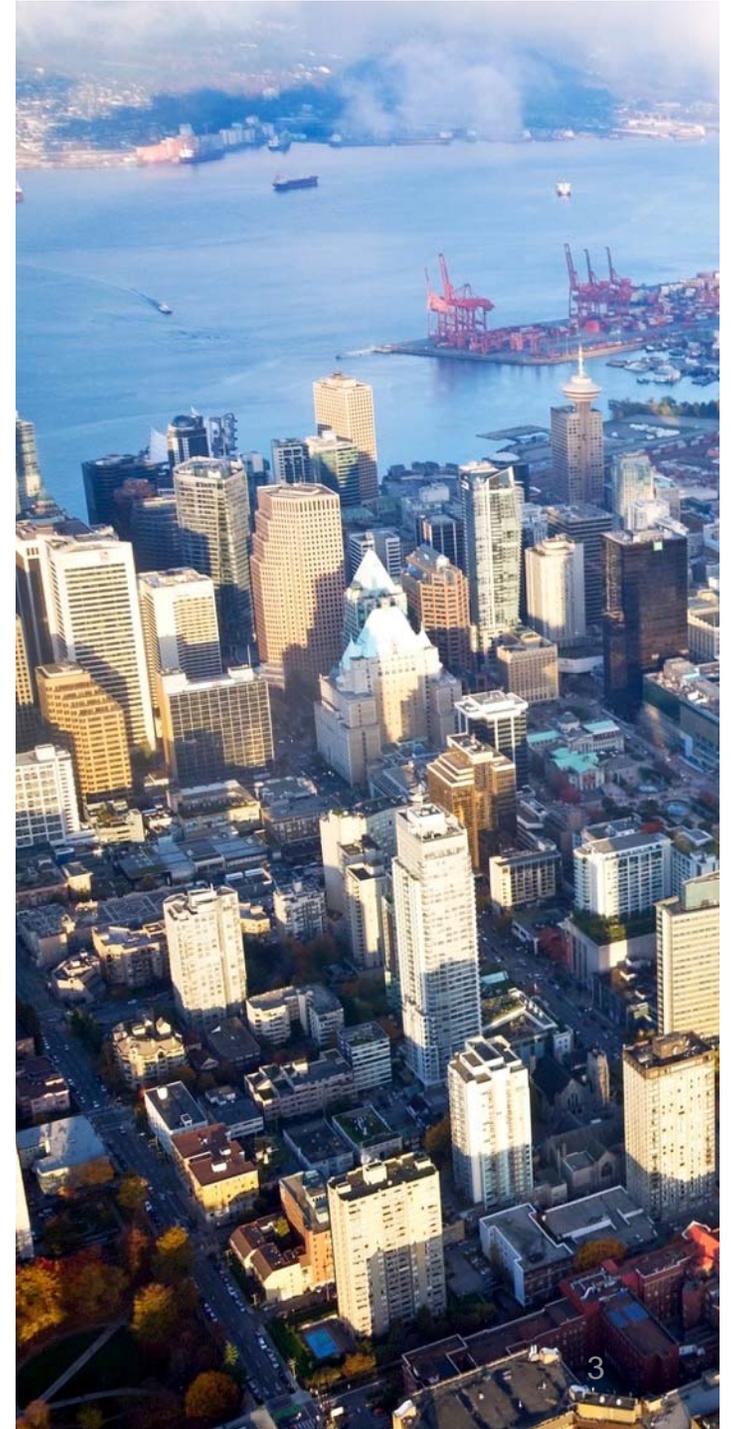
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1. Scope of amendments
2. Regulatory Overview, and role of City of Vancouver
3. Enforcement

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# By-law Amendments



# Context

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- Legalization of non-medical cannabis on October 17, 2018
- Minor by-law amendments to align with federal and provincial frameworks
- Provincial legislation related to non-medical cannabis (Bill 30, Bill 31) have received Royal Assent
- Bill 30 includes the non-medical cannabis retail outlet framework:
  - Municipalities retain land use approval
  - A provincial and municipal license will be required to operate
  - Municipalities to conduct public consultation and provide a recommendation to the provincial licensing process

# Proposed amendments: Z&D by-law

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- Definition name change only
  - Medical Marijuana-Related Use (MMRU) → Cannabis Store
- Prevents sale of non-medical cannabis in all retail zones once legalized
- Maintains the current distancing requirements
- Allows the City to continue to enforce its role in land use approval

# Proposed Amendments: Licensing By-law

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- Definition name change only
  - Retail Dealer-Medical Marijuana-related → Retail dealer-Cannabis
- Retains Compassion Club business licence
- Retains licence conditions
  - Will be reviewed for duplication when the provincial licence is implemented

# Proposed Municipal Approval

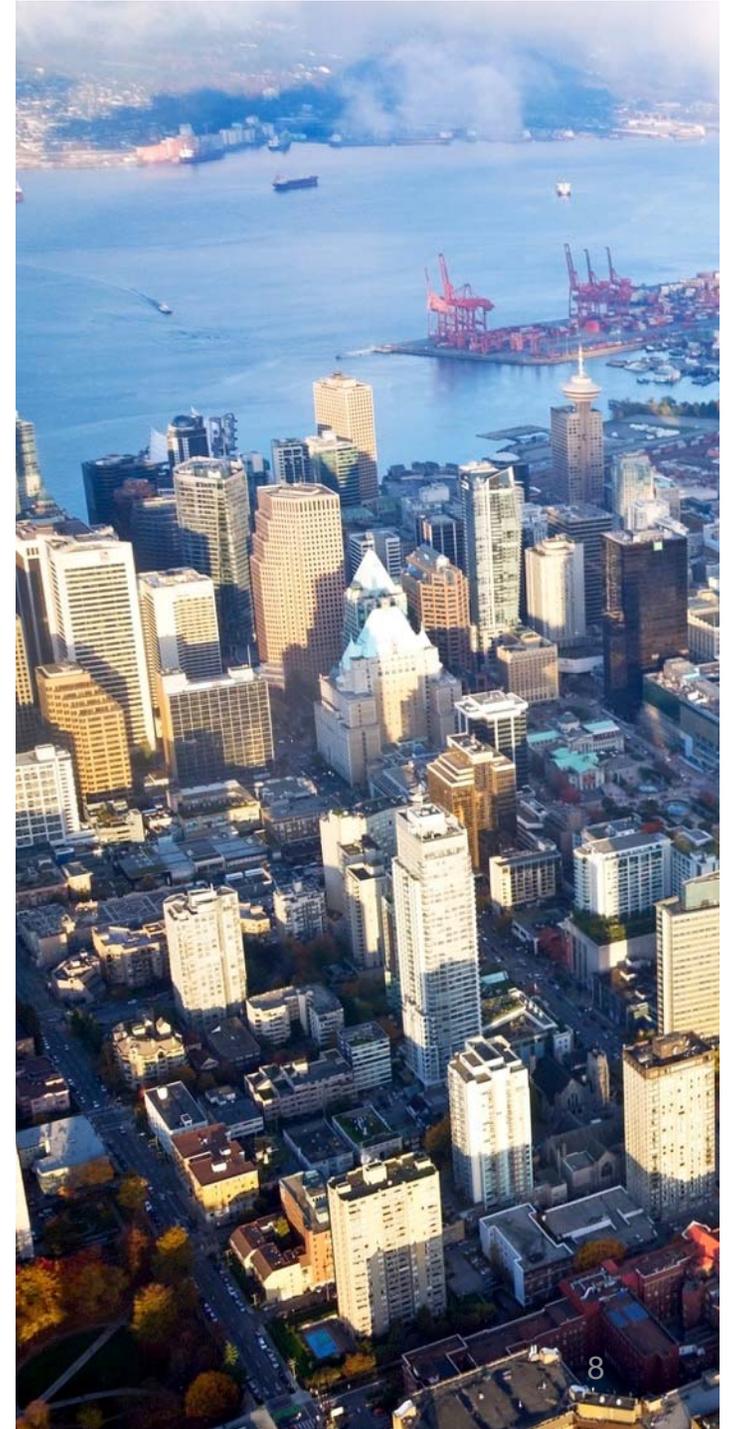
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- Municipal Councils to provide a recommendation to province re acceptability of cannabis retail applicants
- Required to conduct public consultation
  - Achieved through the Development Permit consultation process
- Identical provision to the Liquor Control and Licensing Act
- Option to delegate authority to staff
- Recommend delegation to Chief Licence Inspector
- Alternative is to bring all licence applications to council for approval
- Criteria for approval will include:
  - Secured land use approval (DP)
  - Public consultation and community feedback through DP process
  - Operator's past compliance with City land use and licensing by-laws
  - 311 complaint history
  - Outstanding unpaid fines
  - For currently licensed operators: credit for existing business licence fees already paid that year.

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# Regulatory Overview; Role of City of Vancouver



# Overview of Jurisdiction



	Role/Scope*	
Federal	<ul style="list-style-type: none"> <li>- Legal supply</li> <li>- Licensed producers and processors</li> </ul>	<ul style="list-style-type: none"> <li>- Packaging</li> <li>- Industry standards</li> <li>- Product tracking</li> </ul>
Provincial/Territorial	<ul style="list-style-type: none"> <li>- Age of Majority</li> <li>- Personal Possession limits</li> <li>- Drug-impaired driving</li> </ul>	<ul style="list-style-type: none"> <li>- Distribution</li> <li>- Sale (Retail outlets)</li> <li>- Personal Cultivation</li> <li>- Public Consumption</li> </ul>
Municipal	<ul style="list-style-type: none"> <li>- Land use</li> <li>- Business licensing</li> <li>- By-laws</li> </ul>	

\* Out of Scope: Edibles (for at least one year post-legalization)

# 1. Distribution



Federal	Provincial*	Potential Municipal
- Product tracking	- Transport	- Warehousing location
	- Storage/warehousing	
	- Product security	
	- Inventory management	

\* In BC, distribution of all legal product will be managed by the Liquor Distribution Branch within the provincial government

Impact to CoV	
One Time	Ongoing
- Z&D warehouse definitions	- Development permits
- Licence by-law amendments	- Municipal business licence

## 2. Retail Outlets

Federal	Provincial	Potential Municipal
- Allowed province/territory to decide	- Provincial licence (hybrid of liquor primary/liquor retail store)	- LG support required for prov licence (council or delegate approval)
	- Blend of private and public retail	- Land use decisions - Business licensing
	- Community safety team targeting illegal sellers - Enforcement of legal sellers	- Enforcement of our by-laws

Impact to CoV	
One Time	Ongoing
- Z&D definition for retail and MMRU	- Development Permits and Business licences
- Assess remaining retail location options	- Enforcement of our by-laws
- Licence by-law amendments	- Police resources for enforcement

# 3. Producers & Processors



Federal	Provincial	Potential Municipal
- Licensing (Standard, Micro, Hemp, Nursery) - Packaging	- Land use support (i.e. ALR. Feds view it as a crop)	- Land use support
- Quality control/testing		
- Audit/Enforcement		

Impact to CoV	
One Time	Ongoing
- Z&D definition to allow LPs	- Permits and licences
- Employment lands study	- Odour management , waste management
- Urban Farming policy	- Police support for enforcement?
- By-law amendments (i.e. Building, licensing)	- Water consumption monitoring?

# 4. Personal Possession



Federal	Provincial	Potential Municipal
<ul style="list-style-type: none"> <li>- Allowed province/territory to decide</li> <li>- Max of 30 g for adults</li> <li>- Max of 5 g for youth</li> </ul>	<ul style="list-style-type: none"> <li>- Maximum possession limits for adults (30g)</li> <li>- 0g possession limit for youth (under 19)</li> <li>- Transport in a motor vehicle must be sealed and inaccessible to vehicle occupants</li> <li>- Restrict stock piling (allow supply equivalent to 4 plants)</li> </ul>	<ul style="list-style-type: none"> <li>- n/a</li> </ul>
	<ul style="list-style-type: none"> <li>- Enforcement left with policing</li> </ul>	

# 5. Personal Cultivation



Federal	Provincial	Potential Municipal
<ul style="list-style-type: none"> <li>- Allowed province/territory to decide</li> <li>- Up to 4 plants per household</li> <li>- (removed height restriction)</li> </ul>	<ul style="list-style-type: none"> <li>- 4 plants per household (except daycares)</li> <li>- Plants must not be visible from public spaces off the property</li> <li>- Landlord and strata councils can restrict or prohibit home growth</li> <li>- No registry</li> </ul>	<ul style="list-style-type: none"> <li>- Do not anticipate building by-law amendments</li> <li>- Expect complaints but no municipal jurisdiction to enforce (odour)</li> </ul>
	<ul style="list-style-type: none"> <li>- Enforcement left with policing, fire</li> </ul>	

## 6. Public Consumption

Federal	Provincial	Potential Municipal
- Allowed province/territory to decide	- No consumption lounges	- Complaints
	- Permits adult use in public spaces where tobacco smoking and vaping permitted	- Enforcement of our by-laws (police vs. park/municipal officers)
	- Local Gov't, landlord and strata council can restrict further	

Impact to CoV	
One Time	Ongoing
<ul style="list-style-type: none"> <li>- By-law amendments</li> <li>- Signage updates</li> </ul>	<ul style="list-style-type: none"> <li>- Enforcement of smoking by-law (parks, streets, festivals, patios)</li> </ul>
<ul style="list-style-type: none"> <li>- Training</li> </ul>	<ul style="list-style-type: none"> <li>- Complaint management (311)</li> </ul>

# Ongoing Staff Engagement

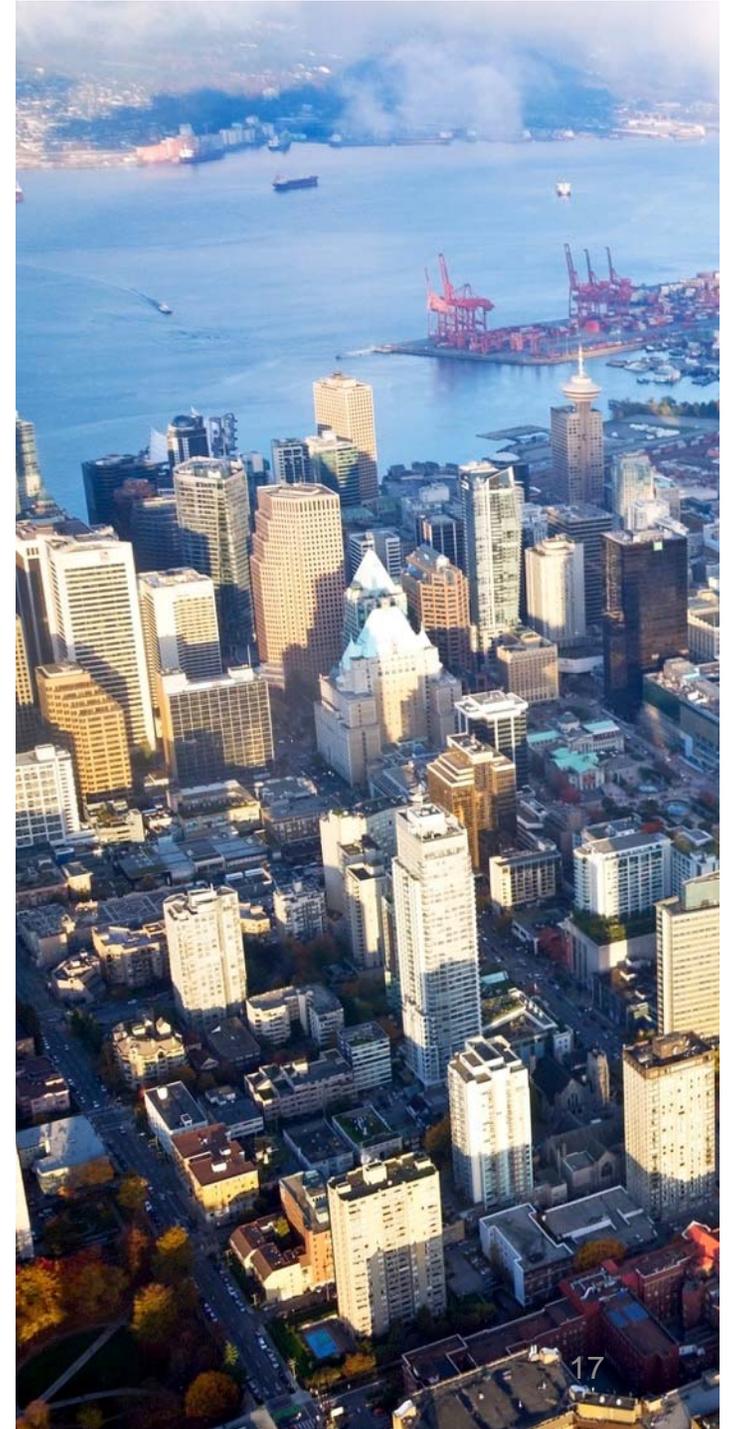
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- **Joint Provincial-Local Government Committee on Cannabis Regulation**
- **FCM Working Group**
  - Municipal Guide to Cannabis Legalization
- **Other Canadian municipalities**
- **Industry meetings**

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# Enforcement Update



# Enforcement Statistics

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- Weekly statistics tracked and released
- As of June 25:
  - 19 licensed locations
  - 43 development permits issued
  - 74 subject to enforcement
  - 53 filed injunctions (court date Sept 2018)
  - 35 zoning orders to landlords and owners, resulting in evictions/terminating leases and 8 stores closing
- 3,324 Municipal Ticket Informations served
- 374 tickets paid
- \$182,250 in revenue collected



Thank you