



**HENK DE VLIAGER
MAYOR**

FORWARDED: AUGUST 14, 2014

AGENDA

A PUBLIC HEARING REGARDING THE BYLAWS OF THE TOWN OF TABER, IN THE PROVINCE OF ALBERTA, TO BE HELD IN THE COUNCIL CHAMBERS, ADMINISTRATION BUILDING, ON MONDAY, AUGUST 18, 2014 AT 5:00 PM.

ITEM NO. 1. CALL TO ORDER

The Chair will explain the general procedure for the hearing, which may include:

- i) Informing the public of the 10 minute time limit for a speaker that has been established.
- ii) Informing that anyone speaking shall state their name for the record.

ITEM NO. 2. LAND USE AMENDMENT BYLAW NO. 9-2014

- i) Explanation of Purpose of Proposed Bylaw No. 9-2014

With the change in federal legislation, medical marijuana production facilities are now considered an industrial activity which private enterprises may engage in.

This hearing is being held so that Council can receive input on the bylaw for the purpose of regulating the development of medical marijuana production facilities on designated parcels in accordance with Section 692(1) (f) of the *Municipal Government Act*, Chapter M-26, Revised Statutes of Alberta 2000, as amended.

- ii) Presentation of Written or Oral Briefs **Against** the Proposed Bylaw No. 9-2014.
- iii) Presentation of Written or Oral Briefs **For** the Proposed Bylaw No. 9-2014.

ITEM NO. 3. CLOSE OF MEETING

The Mayor shall declare the hearing closed and Council will deliberate the merits of the information and opinions provided at the Public Hearing.

**TOWN OF TABER
BYLAW NO. 9-2014**

BEING A BY-LAW OF THE TOWN OF TABER, IN THE PROVINCE OF ALBERTA, TO AMEND BY-LAW NO. 4-2006, THE LAND USE BY-LAW OF THE TOWN OF TABER

WHEREAS the Town of Taber adopted Land Use Bylaw 4-2006 pursuant of the Section 692(1)(e) of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26.1, and any amendments thereto;

AND WHEREAS Council believes that Land Use Bylaw 4-2006 should be amended to regulate the development of medical marijuana production facilities on designated parcels;

AND WHEREAS pursuant of Section 692 of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26.1;

AND WHEREAS Council held a Public Hearing on August 18, 2014 prior to the 2nd reading of Bylaw 9-2014;

NOW THEREFORE the Council of the Town of Taber in the Province of Alberta hereby enacts as follows:

1. By-Law 4-2006 is hereby amended to include the following:
2. That Section 1(7) Definitions and Operative Clauses "Definitions" be amended by adding the following definitions:

"MEDICAL MARIJUANA" means a substance used for medical purposes authorized by a licence issued under the federal government's Marihuana for Medical Purposes Regulations (MMPR) or any subsequent legislation which may be enacted in substitution.

"MEDICAL MARIJUANA PRODUCTION FACILITY" means the use of land, buildings or structures where medical marijuana is grown, processed, packaged, tested, destroyed, stored or loaded for shipping. All the processes and functions will be fully enclosed in a stand-alone building with all loading stalls and docks located inside the building. There will be no storage of goods, materials or supplies permitted in outdoor areas. If allowed in the Town of Taber, it must be approved within a Direct Control (DC) District and must not operate in conjunction with another approved use.

3. That Section 3 General Provisions for all Districts be amended by adding the following: Section 3(31) Medical Marijuana Production Facility

31. Medical Marijuana Production Facility

- a) Where an ancillary building or structure used for security purposes may be located on the parcel containing the use;
 - b) Must include equipment designed and intended to remove odours and pollen from the air where it is discharged from the building as part of a ventilation system;
 - c) Where garbage containers and waste material must be contained within the building containing the use;
 - d) Must have a buffer distance from any residential district which is deemed appropriate by Council;
 - e) Where the Development Authority may require, as a condition of a development permit, a Public Utility and Waste Management Plan, completed by a qualified professional, that includes detail on:
 - i. The incineration of waste products and airborne emissions, including smell;
 - ii. The quantity and characteristics of liquid and waste material discharged by the facility; and
 - iii. The method and location of collection and disposal of liquid and waste material.
 - f) Prior to approval the developer must demonstrate they have met all regulations set forth by the Government of Canada in the Marihuana for Medical Purposes Regulations (MMPR).
4. The approval of a Medical Marijuana Production Facility will be contemplated based on the regulations set forth in Section 28 Direct Control (DC) District of this Bylaw.

5. The remainder of By-Law 4-2006 and its amendments thereof not amended by this By-Law 9-2014 remains in full force and effect.
6. It is the intention of the Town Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is further the intention of the Town Council that if any provision of the Bylaw be declared invalid, all other provisions thereof shall remain valid and enforceable.

RES. 327/14 READ a first time this 21st day of July, 2014.

RES. ____ READ a second time this ____ day of _____, 2014.

RES. ____ READ a third time and finally passed this ____ day of _____, 2014.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

DRAFT

BOTH STREET TO GAIN ACCESS TO THE COUNCIL CHAMBERS AREA

REGULAR/SPECIAL COUNCIL MEETING

**PUBLIC HEARING MEETING OF COUNCIL TO BE HELD ON
MONDAY, AUGUST 18, 2014 AT 5:00 P.M. IN THE TOWN COUNCIL CHAMBERS**
**REGULAR MEETING OF COUNCIL TO BE HELD ON
MONDAY, AUGUST 18, 2014 AT 5:00 P.M. IN THE TOWN COUNCIL CHAMBERS**
**REGULAR MEETING OF COUNCIL TO BE HELD ON
MONDAY, SEPTEMBER 8, 2014 AT 5:00 P.M. IN THE TOWN COUNCIL CHAMBERS**

BOARD/COMMITTEE/COMMISSION MEETINGS

**RECREATION BOARD MEETING TO BE HELD ON
THURSDAY, SEPTEMBER 4, 2014 AT 5:30 P.M. IN THE TOWN COUNCIL CHAMBERS**
**POLICE COMMISSION MEETING WILL BE HELD ON
WEDNESDAY, SEPTEMBER 17, 2014 AT 4:30 P.M. IN THE TOWN COUNCIL CHAMBERS**

**PUBLIC NOTICE - TOWN OF TABER
Proposed Bylaw 9-2014**

Due to the change in federal legislation, Medical Marijuana Production Facilities are an Industrial activity which private enterprises may wish to engage in. These facilities are highly regulated by the federal government, however the Town of Taber has no evaluation criteria for these sorts of developments. Bylaw 9-2014 will provide Council with complete decision making authority over any Medical Marijuana Production Facility proposed in the Town of Taber via the Direct Control District process as per the Municipal Government Act.

If you have any thoughts on the proposed Bylaw 9-2014, Council would like to hear from you. On Monday, August 18, 2014 at 5:00 p.m., Council will hold a PUBLIC HEARING in the Town of Taber Council Chambers to consider the proposed Bylaw 9-2014. Copies of the bylaw may be obtained at the Town of Taber Administration building or by logging onto our website www.taber.ca. If you are unable to attend the public hearing but would like to submit your comments/concerns in writing, please submit them to the Town Office no later than noon on August 18, 2014.

Any questions regarding this amendment can be directed to:

Katie Tyo
Planner/Economic Development Officer
Town of Taber
A-4900 50 St., Taber, AB, T1G 1T1
Phone: (403) 223-5500 ext. 5527

**PUBLIC NOTICE - TOWN OF TABER
Proposed Bylaw 10-2014**

The Town of Taber is proposing Bylaw 10-2014 to amend the Land Use Bylaw 4-2006. Proposed Bylaw 10-2014 will permit secondary and garage suites as a discretionary use in select residential districts. A garage suite is defined as being a residential unit which is located above or attached to the side or rear of a garage. A secondary suite is defined as being a residential unit which is located within, accessory to or detached from a single family dwelling. Both secondary and garage suites will be a self-contained unit and must comply with Alberta Building Code.

If you have any thoughts on the proposed Bylaw 10-2014, Council would like to hear from you. On Monday, August 18, 2014 at 5:00 p.m., Council will hold a PUBLIC HEARING in the Town of Taber Council Chambers to consider the proposed Bylaw 10-2014. Copies of the bylaw may be obtained at the Town of Taber Administration building or by logging onto our website www.taber.ca. If you are unable to attend the public hearing but would like to submit your comments/concerns in writing, please submit them to the Town Office no later than noon on August 18, 2014.

Any questions regarding this amendment can be directed to:

Katie Tyo
Planner/Economic Development Officer
Town of Taber
A-4900 50 St., Taber, AB, T1G 1T1
Phone: (403) 223-5500 ext. 5527



A - 4900 50 St. Taber, T1G 1T1
Phone 403-223-5500 • Fax 403-223-5530
email: town@taber.ca • web site: www.taber.ca
Keeping Our Community Informed

