

THE CORPORATION OF THE TOWN OF CALEDON

BY-LAW NO. 2021-XX

Being a by-law to amend Comprehensive Zoning By-law 2006-50, as amended, to establish standards and provisions for cannabis-related uses and hemp-related uses in agricultural and rural areas.

**WHEREAS** Section 34 of the Planning Act, as amended, permits the councils of local municipalities to pass zoning by-laws for prohibiting the use of land or the erecting, locating or using of buildings or structures for or except for such purposes as may be set out in the by-law;

**AND WHEREAS** the Council of The Corporation of the Town of Caledon considers it desirable to pass a zoning by-law to establish definitions and provisions relating to cannabis-related uses and hemp-related uses within agricultural and rural areas of the Town of Caledon, Regional Municipality of Peel;

**NOW THEREFORE** the Council of The Corporation of the Town of Caledon enacts that By-law 2006-50 as amended, being the Comprehensive Zoning By-law for the Town of Caledon, shall be and is hereby amended as follows:

1. The following definition in Section 3, Definitions is deleted and replaced as follows:  
  
*Cannabis or Industrial Hemp Use means a cannabis-related use – indoor, cannabis-related use – outdoor, industrial hemp-related use – indoor and/or an industrial hemp-related use – outdoor.*
2. The following definitions are added to Section 3, Definitions in alphabetical order:  
  
*Cannabis-Related Use – Outdoor* means those activities only involving the growing and harvesting of cannabis outdoors that are authorized in accordance with the Federal Cannabis Regulation SOR-2018-144, as amended from time to time or any regulations enacted in substitution therefor.  
  
*Industrial Hemp-Related Use – Outdoor* means those activities only involving the growing and harvesting of hemp outdoors that are authorized in accordance with the Federal Industrial Hemp Regulation SOR-2018-145, as amended from time to time or any regulations enacted in substitution therefor.
3. The following definitions in Section 3, Definitions are amended by adding “, but does not include any *cannabis or industrial hemp use* defined in this By-law.” to the end of the definition:  
  
*Agricultural-related Commercial Use*  
*Agricultural-related Industrial Use*  
*Agriculture-Related Uses*  
*Farm*  
*Farm Produce Outlet*  
*Laboratory, Medical*  
*Nursery*  
*Nursery, Horticultural*  
*On-farm Diversified Use*  
*Produce Storage Building*
4. Section 3, Definitions, is amended by amending the definition of “*Agricultural Uses*” to insert language as follows:  
  
“...includes accessory buildings, livestock facility and uses, but does not include any cannabis-related or industrial hemp-related use defined in this by-law. For a lot...”
5. The following is added to Section 4 – General Provisions, being new provisions at the end of the Section titled “Cannabis or Industrial Hemp Uses”:

- Section 4.6.10     The following *uses* are not permitted within the Natural Core Area or Natural Linkage Area designations of the *Oak Ridges Moraine Conservation Plan*:
- a) *Cannabis-Related Use – Indoor*
  - b) *Industrial Hemp-Related Use – Indoor*
- Section 4.6.11     *Cannabis-Related Use – Outdoor* and *Industrial Hemp-Related Use*, and an *accessory building* that is required to support these *uses* for the packaging, labelling, storage, sampling and testing for pesticides, shall be set back:
- a) A minimum of 300 metres from a *lot line* of a *lot* containing a residential *use* or *zone*
  - b) A minimum of 300 metres from a *lot line* of a *lot* containing an institutional *use* or *zone*
  - c) A Minimum of 300 metres from a *lot line* of a *lot* containing an open space *use* or *zone*, unless such use is a *forest management*
  - d) A minimum of 300 metres from a *lot line* of a *lot* containing a *training facility, tourist camp*
  - e) A minimum of 50 metres from all other *lot lines*

6.     Table 5.3 Loading Space Requirements is amended by adding the following uses in alphabetical order:

*Industrial Cannabis-Related Use – Outdoor*  
*Industrial Hemp-Related Use - Outdoor*

7.     Section 10.1 Permitted Uses in the Agricultural and Rural Zones is amended by inserting the following rows in alphabetical order and inserting a new footnote (8) as follows:

USE	ZONES					
	A1	A2	A3	A1-ORM	A2-ORM	A3-ORM
<i>Cannabis-Related Use - Outdoor</i>	√ (8)	√ (8)	√ (8)	√ (8)	√ (8)	√ (8)
<i>Industrial Hemp-Related Use - Outdoor</i>	√ (8)	√ (8)	√ (8)	√ (8)	√ (8)	√ (8)

(7) *Cannabis-Related Use – Outdoor* and *Industrial Hemp-Related Uses* must comply with Section 4.6 Cannabis or Industrial Hemp Uses.

Enacted by the Town of Caledon Council this 27th day of April, 2021.

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Allan Thompson, Mayor

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Laura Hall, Town Clerk