THE CORPORATION OF THE TOWN OF CALEDON

BY-LAW NO. 2019-27

Being a by-law to amend Comprehensive Zoning By-law 2006-50, as amended, to reflect changes to the Cannabis Act and permit cannabis production facilities

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 permit cannabis production facilities within the Town of Caledon, Regional Municipality of Peel in accordance with recent amendments to the Cannabis Act.

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 definitions are deleted from Section 3, Definitions:
   - Cannabis
   - Marihuana
   - Medical Marihuana Production Facility

2. The following definitions are added to Section 3, Definitions in alphabetical order:
   - Cannabis means “cannabis” as defined in Section 2(1) of the Cannabis Act, S.C. 2018, c. 16, as amended.
   - Cannabis Production Facility means a building or portion thereof used for growing, processing, producing, packaging, researching, testing, destroying, storing or distributing cannabis, or selling cannabis for medical purposes, and authorized pursuant to the Cannabis Act, S.C. 2018, c. 16, as amended, by a licence or registration number issued by the federal Minister of Health. For clarity, no part of this use, whether accessory or not, may be located outside.

3. All references to “Medical Marihuana Production Facility” throughout the By-law are deleted and replaced with “Cannabis Production Facility”.

4. Section 4.20.1 is deleted and replaced with “A copy of a current and valid production licence or registration number and certificate issued by the federal Minister of Health shall be provided to the Town of Caledon.”

5. Section 4.20.2 is amended to replace “erection of a residential or institution use” with “erection of a residential or institutional use”.


7. The following is added to Section 4 General Provisions:
   - Section 4.20.8 Whereas the Committee of Adjustment of the Town of Caledon has authorized Minor Variance application ‘A’ 010-18 and the decision of which has become final and binding, the provisions of this By-law, as they apply to such land, building or structure, shall be deemed to be modified to the extent necessary to give effect to such Minor Variance and the land, building or structure shall be deemed to comply with this By-law in so far as it relates to the approved variance.
8. The following rows are added to Table 8.1 in Section 8, Industrial Zones:

<table>
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<tr>
<th>USE</th>
<th>MP</th>
<th>MS</th>
<th>MU</th>
<th>MA</th>
<th>MX</th>
<th>MD</th>
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<tbody>
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<td>Cannabis Production Facility</td>
<td>✓  (3)</td>
<td>✓  (3)</td>
<td></td>
<td></td>
<td></td>
<td></td>
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</table>

9. The following text is added as a Footnote for Table 8.1:

(3) Must comply with Section 4.20 Cannabis Production Facility.

Enacted by the Town of Caledon Council this 30th day of April, 2019.

_________________________________________________________________________________
Allan Thompson, Mayor

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Carey Herd, Clerk