

BYLAW NO. 25-2017

A BYLAW OF THE CITY OF LLOYDMINSTER IN  
THE PROVINCES OF ALBERTA AND  
SASKATCHEWAN TO AMEND THE CITY OF  
LLOYDMINSTER LAND USE BYLAW TO  
TEMPORARILY SUSPEND THE ISSUANCE OF  
DEVELOPMENT PERMITS FOR CANNABIS  
RELATED USES

WHEREAS the *Lloydminster Charter* authorize council to pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS the *Lloydminster Charter* authorizes council to in its Land Use Bylaw prohibit or regulate and control the use and development of land and buildings in the City of Lloydminster;

AND WHEREAS Bill C-45, *The Cannabis Act*, provides for legal access to cannabis and for the federal control and regulation of its production, distribution and sale, and will come into force on a day or days to be fixed by Order of the Governor in Council;

AND WHEREAS the Provinces of Alberta and Saskatchewan have not yet introduced legislation to establish a framework for the legalization of cannabis;

AND WHEREAS the City of Lloydminster Land Use Bylaw does not currently contain provisions to address cannabis related uses and development of land and buildings, which uses and development the City intends to regulate and control in the interest of public health and safety and to achieve the orderly, economic and beneficial development and use of land;

AND WHEREAS the Council considers it to be in the best interest of the municipality for the issuance of development permits for any cannabis related use to be temporarily suspended in order to allow Council time to consider and determine an appropriate approach to the regulation of these uses;

NOW THEREFORE the Council of the City of Lloydminster in the Provinces of Alberta and Saskatchewan hereby enacts as follows.

1. The City of Lloydminster Land Use Bylaw, Bylaw No. 5-2016, is hereby amended by adding the following new definition to Section 1.5 (Use Class Definitions):

**CANNABIS RELATED USE** means cannabis related development and uses including but not limited to production, wholesale, distribution retail and consumption of cannabis products in any form whatsoever.



2. The City of Lloydminster Land Use Bylaw, Bylaw No. 5-2016, is hereby amended by adding the following as a new section:

**2.26 DEVELOPMENT MORATORIUM ON CANNABIS RELATED USES**

2.26.1 Notwithstanding any other provision of this Bylaw, Cannabis Related Use shall not be a permitted or discretionary use in any land use district in the City of Lloydminster. No Development or Use shall be commenced, and no Development Permit shall be issued, for a Cannabis Related Use.

2.26.2 For further certainty, Cannabis Related Uses are a prohibited use of land and buildings in the City of Lloydminster. The prohibition contained in this Section 2.26 applies to any Development or Use which would not otherwise require a Development Permit.

3. This Bylaw will be deemed to have been repealed six (6) months after it comes into force without any further notice on or behalf of Council.

4. If any section, subsection, sentence, clause or phrase of this bylaw, or of the City of Lloydminster Land Use Bylaw as amended by this bylaw, is for any reason held to be invalid by the decision of any Court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this bylaw or of the City of Lloydminster Land Use Bylaw as so amended.

This Bylaw shall come into force and effect upon the final passing thereof.

INTRODUCED AND READ a first time this 14<sup>th</sup> Day of November, 2017, A.D.

PUBLIC HEARING held this 11<sup>th</sup> Day of December , 2017, A.D.

READ a second time this 11<sup>th</sup> Day of December, 2017, A.D.

READ a third time this 11<sup>th</sup> Day of December, 2017, A.D.

Date signed DEC 12 2017

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