

**REGIONAL DISTRICT OF NANAIMO
BYLAW NO. 1285.31**

**A Bylaw to Amend Regional District of Nanaimo
Electoral Area 'F' Zoning and Subdivision Bylaw No. 1285, 2002**

The Board of the Regional District of Nanaimo, in open meeting assembled, enacts as follows:

- A. This Bylaw may be cited as "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.31, 2018".
- B. The "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Bylaw No. 1285, 2002", is hereby amended as follows:

1. Under **SECTION 2, GENERAL REGULATIONS, 2.4 Prohibited Uses** by deleting Subsection 2.4 t) and replacing it with the following:

t) cannabis production.

2. Under **SECTION 2, GENERAL REGULATIONS, 2.9 Setbacks – Buildings and Structure** by deleting Subsection f) 1) XIII. and replacing it with the following:

XIII. Cannabis Production in the A-1 zone - All buildings and structures except: a. The setback shall be 60.0 metres from all lot lines adjacent to non-ALR residential uses and; b. The setback shall be 150.0 metres from any parcel that contains a park or school	30.0 metres
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3. Under **SECTION 2, GENERAL REGULATIONS, 2.15 Home Based Business** by deleting Subsection 2.15 5. q) and replacing it with the following:

q) cannabis production

4. Under **SECTION 4, ZONES, 4.8 I-2 – Industrial 2** by deleting Subsection 4.8.1 p) and replacing it with the following:

p) Cannabis Production

5. Under **SECTION 4, ZONES, 4.7 I-1 – Industrial 1** by adding the following in Subsection 4.7.1:

n) Cannabis Production

6. Under **SECTION 4, ZONES, 4.9 I-3 – Industrial 3** by adding the following in Subsection 4.9.1:

c) Cannabis Production

7. Under **SECTION 5, DEFINITIONS** by adding the following definitions in alphabetical order:

Cannabis means any plant of the genus *Cannabis*; including:

- a) any part of a cannabis plant, including the phytocannabinoids produced by, or found in, such a plant, regardless of whether that part has been processed or not;
- b) any substance or mixture of substances that contains or has on it any part of such a plant; and
- c) any substance that is identical to any phytocannabinoid produced by, or found in, such a plant, regardless of how the substance was obtained;

Cannabis Production means the medical and non-medical commercial production, cultivation, synthesis, harvesting, altering, propagating, processing, packaging, storage, distribution or scientific research of cannabis or cannabis products as permitted by the *Access to Cannabis for Medical Purposes Regulations (ACMPR)* and *Bill C-45 (the Cannabis Act)*, and any subsequent regulations or acts which may be enacted henceforth, but excludes the growing of cannabis by an individual for their personal use and consumption;

Cannabis Products means plant material from cannabis and any products that include cannabis or cannabis derivatives, intended for human use or consumption

8. Under **SECTION 5, DEFINITIONS** by deleting the definition of ***Farm Use*** and replacing it with the following:

Farm Use means an occupation or use of land for farm purposes, including farming of land, plants and animals and any other similar activity designated as farm use by the Agricultural Land Reserve Use, Subdivision and Procedure Regulation, and includes but is not limited to activities such as farm retail sales; storing, packing, preparing and processing farm products; agri-tourism and a winery or cidery and includes farm operation and cannabis production.

9. Under **SECTION 5, DEFINITIONS** by deleting the following definition:

Medical Marihuana Production means the cultivation and production of medical marihuana wholly within a facility as permitted under the ***Marihuana for Medical Purposes Regulations (MMPR)***, and any subsequent regulations or acts which may be enacted henceforth.

Introduced and read two times this 23rd day of January, 2018.

Public Hearing held this 6th day of February, 2018.

Read a third time this 27th day of March, 2018.

Approved by the Minister of Transportation and Infrastructure pursuant to the *Transportation Act* this 4th day of April, 2018.

Adopted this 24th day of April 24, 2018.



Chair



Corporate Officer