

ZONING BY-LAW NO. 2020-007

A BY-LAW TO AMEND

ZONING BY-LAW NO. 2018-009 as amended

(Cannabis Provisions)

THE CORPORATION OF THE TOWNSHIP OF JOLY

Box 519
Sundridge, Ontario
P0A 1Z0

Planning Consultant:

Robert J. Miller
Professional Land Use Planner

EXPLANATORY NOTE

To Zoning By-law No. 2020-007

Passed by the Council of the Corporation of the Township of Joly

- Lands Affected: This By-law applies to all private land in Joly Township.
- By-Law Purpose: The purpose of this By-law is to add provisions to the Joly Township Zoning By-law addressing **Canada Bill C-45: An Act Respecting Cannabis**.
- Official Plan: The proposed Zoning By-law amendment conforms with the regulations of the Joly Township Official Plan.

ZONING BY-LAW NO. 2020-007

THE CORPORATION OF THE TOWNSHIP OF JOLY

Being a By-law under the provisions of Sections 34 of the **Planning Act, R.S.O. 1990**, to amend Zoning By-law No. 2018-009, as amended, of the Corporation of the Township of Joly with respect to **Canada Bill C-45: An Act Respecting Cannabis**.

WHEREAS THE CORPORATION OF THE TOWNSHIP OF JOLY has reviewed Zoning By-law No. 2018-009, as amended, and deems it advisable to amend same:

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF JOLY ENACTS as follows:

1. **THAT** a new Section **5.32 “Cannabis”** is hereby added to **SECTION 5: GENERAL PROVISIONS APPLICABLE IN ALL ZONES** as follows:
 - “(a) For the purposes of this By-law, a licensed medical marijuana facility, or a licensed cannabis production facility are prohibited uses in all zones except as otherwise permitted through a Zoning By-law Amendment; and
 - (b) No person, other than a person who is authorized to do so in accordance with Part 2 of the **Cannabis Regulations** (SOR/2018-144) under the **Cannabis Act** and the **Controlled Drugs and Substances Act** (Canada), shall use any residential premises, indoors or outdoors, including accessory secondary dwelling units or apartments, for the growing of more than four (4) cannabis plants.”; and
2. **THAT SECTION 2: DEFINITIONS** is hereby amended by adding thereto the following subsections:
 - “2.32(a) **“Cannabis”** means a cannabis plant, including the phytocannabinoids produce by or found in such a plant regardless of whether that part has been processed or not and any substance or mixture of substances that contains or has on it and part of such a plant and any substance that is identical to a phytocannabinoid produced by or found in such a plant regardless of how the substance was obtained. Marijuana shall have the same definition; and
 - 2.32(b) **“Licensed Cannabis Production Facility”** means the use of land, buildings or structures for the cultivation, processing, testing, destruction, packaging and shipping of marijuana used for medical or non-medical purposes as approved and regulated by Health Canada; and
 - 2.32(c) **“Medical Marijuana Facility”** means a premise approved and licenced in

conformance with the Canadian **Cannabis Regulations** (SOR/2018-144).”;
and

3. **THAT** this By-law shall come into force on the date it is passed by the Council of the Corporation of the Township of Joly subject to the provisions of the **Planning Act, R.S.O. 1990.**

Read a **FIRST TIME** this 11th day of February, 2020.

Read a **SECOND TIME** this 11th day of February, 2020.

Read a **THIRD TIME** and **FINALLY PASSED** this 11th day of February, 2020.

THE CORPORATION OF THE TOWNSHIP OF JOLY

ORIGINAL SIGNED BY TIM BRYSON

Tim Bryson, Mayor

ORIGINAL SIGNED BY LEANNE CROZIER

Leanne Crozier, Clerk - Treasurer