

**VILLAGE OF BERWYN**

**BYLAW NO. 664**

**LAND USE BYLAW AMENDMENT**

A BYLAW OF THE VILLAGE OF BERWYN IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF AMENDING THE VILLAGE OF BERWYN LAND USE BYLAW NO. 601, AS AMENDED.

WHEREAS Pursuant to the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26, Council may amend a Land Use Bylaw, and;

WHEREAS the Council of the Village of Berwyn, in the Province of Alberta, has adopted the Village of Berwyn Land Use Bylaw No. 601, as amended, and;

WHEREAS the Council of the Village of Berwyn, in the Province of Alberta, deems it necessary to amend the Village of Berwyn Land Use Bylaw, to revise provisions related to the legalization of cannabis. and;

NOW  
THEREFORE Pursuant to Sections 230, 606 and 692 of the Province of Alberta Municipal Government Act, the Village of Berwyn Council, duly assembled, hereby enacts as follows:

**1. Section 1.5, add the following definition "CANNABIS":**

"CANNABIS" means cannabis plant, fresh cannabis, dried cannabis, cannabis oil and cannabis plant seeds and any other substance defined as cannabis in the *Cannabis Act* and its regulations, as amended from time to time.

**2. Section 1.5, add the following definition "CANNABIS RETAIL SALES":**

"CANNABIS RETAIL SALES" means a retail store licensed by the Alberta Liquor and Gaming Commission (AGLC) where cannabis and cannabis accessories are sold to individuals who attend at the premises.

**3. Section 1.5, add the following definition "CANNABIS PRODUCTION FACILITY":**

"CANNABIS PRODUCTION FACILITY" means a premise used for growing, producing, testing, destroying, storing, or distribution of cannabis authorized by a license issued by Health Canada.

**4. Add the following to Section 2.2 Duties and Responsibilities of the Development Officer:**

11)Where the proposed use is not listed in the specific land use district, the Development Authority may consider it so listed if, in their opinion, it is sufficiently similar in character and purpose to a listed use, but is not listed as a use in another district or defined in the Definitions section.

**5. If any portion of this bylaw is declared invalid by a court of competent jurisdiction then the invalid portion shall be severed.**

**6. This Bylaw shall take force and effect on the date of its final passage.**

First Reading given on the 28 day of November, 2019.

  
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Ken Montie, Mayor

  
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Greg Gayton, Chief Administrative Officer

Second Reading given on the 27 day of February 2020.

  
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Ken Montie, Mayor

  
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Greg Gayton, Chief Administrative Officer

Third Reading and Assent given on the 27 day of February, 2020.

  
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Ken Montie, Mayor

  
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Greg Gayton, Chief Administrative Officer