Welcome To The Town Hall

Cannabis Legalization and Regulation

The Federal Government could be legalizing recreational use of cannabis as early as July, 2018.

In preparation for new legislation, the City of New Westminster wants to get your feedback on the regulations of retail sale, production, and public consumption of cannabis in the city.

STOP 1

BACKGROUND ON CANNABIS REGULATIONS + GOVERNMENT JURISDICTION

Learn about where we are and what is happening at the federal and provincial levels. **SEE BOARDS #2-4**

STOP 2

GOVERNMENT JURISDICTION AND PROPOSED APPROACHES

Learn about other municipal approaches and the City's proposed approaches for retail locations, business licenses, warehousing and cultivation.
SEE BOARDS #5-13

STOP 3

NEXT STEPS

Learn about next steps and the process.
SEE BOARDS #14-15

THANK YOU!

THANK YOU FOR PARTICIPATING AND PROVIDING FEEDBACK ON THE FRAMEWORK.

Ask about signing up for our mailing list to receive updates about next steps in the process.

HAVE A QUESTION? ASK US!

Staff members are here to answer questions and gather feedback.

Don't have a lot of time today?

Take the WORKSHEET home and return it to us by June 24, 2018.

Or take the online **SURVEY** at **www.newwestcity.ca/cannabis**
The survey will be open from May 21 to June 24, 2018.

Your feedback on the proposed framework is important. It will be considered as we prepare recommendations to Council about how to move forward.

www.newwestcity.ca/cannabis
plnpost@newwestcity.ca
604.527.4532
/NewWestminster
@new_westminster

NEW WESTMINSTER

Background

Currently, cannabis remains a controlled substance and possession, production, distribution, and sale of non-medical cannabis is unlawful unless changes to federal regulations are enacted.
New Westminster does not permit businesses which sell or distribute cannabis.
The City permits medical cannabis production in specific industrial areas with conditions and a valid federal permit.

THE CANNABIS ACT

- Proposed creation of the Cannabis Act (Bill C-45) and amendments to the Criminal Code (C-46) would establish the framework for regulation of cannabis across Canada.

- No changes to the existing framework for medical cannabis has been proposed.

- These bills could become law as early as July, 2018.

- The proposed Cannabis Act would divide areas of jurisdiction and responsibilities for various elements of cannabis regulation among Federal, Provincial and Municipal governments. Further information on this jurisdictional breakdown is provided on **Boards 3-5**.

- There are still a number key decisions which need to be made by senior levels of government, which would have to be taken into consideration along with all the feedback from received through this process in order to finalize City regulations.





NEW WESTMINSTER

CANNABIS LEGALIZATION AND REGULATION

BOARD #3

FEDERAL JURISDICTION

Activity	What We Know So Far
Age Limits	Establish minimum age requirements of 18 years. **Can be further restricted by provincial regulations**.
Personal Possession	Federal possession limits of 30 grams per person. **Can be further restricted by provincial regulations**.
Can Only Sell in the Following Form	Dried cannabis, cannabis oils, fresh cannabis, cannabis plants and cannabis plant seeds. Future consideration will be given to edibles.
Licenses and Requirements for Production and Manufacturing	The Federal Government is responsible for establishing and maintaining a comprehensive and consistent national framework for regulating the production of cannabis. **Can be further restricted by provincial regulations**.
Packaging	Federal requirements for packaging and labelling of all cannabis products. **Can be further restricted by provincial regulations**. *See proposed Federal packaging example below.
Advertising	Advertising display and sale restrictions as related to appeal to young persons. Businesses would be prohibited to sell cannabis or cannabis accessory in which there are reasonable grounds to believe could be appealing to young persons. **Can be further restricted by provincial regulations**.
Personal Cultivation	A maximum of 4 plants will be permitted for personal cultivation. **Can be further restricted by provincial regulations**.
Public Health	Protect public health through strict product safety and quality requirements. Maintain medical cannabis regime.
Education	Funding for further research and education campaigns with an emphasis on youth, parents and vulnerable populations.
Impaired Driving	Drug-impaired driving is already a criminal offence and further research on drug screening tools is being pursued.
Importing and Trafficking of Cannabis	Penalties include up to 14 years in jail.

PROVINCIAL



The Province has the ability to supplement these regulations as well as regulating the retail framework and places of use.

SEE BOARD #4 FOR MORE INFORMATION.





Proposed Federal Packaging

NEW WESTMINSTER

PROVINCIAL JURISDICTION

Activity	What We Know So Far
Age Limits	BC has indicated a minimum age to possess, purchase and consume cannabis at 19 years old.
Personal Possession	BC has indicated alignment with Federal requirements (maximum 30g for recreational use) for adults 19 years and up.
Retail Model	BC has signalled a mix of private retail, government operated retail and online retail. Retail sale of cannabis will only be permitted in a separate stand alone, self contained store and will not be permitted to be sold with other retail including tobacco and liquor.
Distribution and Wholesaling	Wholesale distribution run by BC through the Liquor Distribution Branch.
Public Consumption	BC will permit consumption in public spaces where tobacco smoking and vaping are permitted, however smoking of non-medical cannabis will be banned in: • Schools • Beaches • Playgrounds • Common apartment areas • Skate parks • Inside vehicles, buses, trains and ferries • Health Facilities • Restaurants • Parks • Sports Fields Municipalities will be able to set additional restrictions. Landlords and strata councils may also restrict non-medical cannabis use.
Personal Cultivation	BC has indicated alignment with federal legislation (up to 4 plants permitted), but plants must not be visible from public spaces. Home cultivation will be banned in dwellings used as daycares. Stratas and landlords can prohibit personal cultivation.
Public Health	BC has stated goals for cannabis legislation that prioritizes public health.
Education	To be determined
Impaired Driving	Drug-impaired driving will continue to be illegal in BC. A 90 day driving penalty for those affected by drugs while driving.
Work Place Safety	BC has stated goals for cannabis legislation that prioritizes public and work place safety.

Municipal Jurisdiction

Municipalities will be given the ability to regulate whether a cannabis retail use can operate in their community. **See Boards 8-13 for the City's proposed approach**

The City has authority to regulate businesses and land uses including:



ZONING



CANNABIS RETAIL LOCATION AND RULES



CANNABIS PRODUCTION, FACILITIES, LOCATIONS AND RULES



WAREHOUSE AND DISTRIBUTION LOCATIONS AND RULES



BUSINESS LICENSE REGULATIONS



PUBLIC CONSUMPTION



PERSONAL CULTIVATION



PUBLIC EDUCATION

NEW WESTMINSTER

Background
Other Jurisdictions

To develop recommendations for the regulation of the retail sale of cannabis, staff conducted research on existing practices in other jurisdictions.

RETAIL SALE LOCATION

PRACTICES	CITY OF VANCOUVER	DENVER + BOULDER, COLORADO	SEATTLE, WASHINGTON
Minimum Distance from Sensitive Uses (schools, community centre)	300 metres	304.8 metres	304.8 metres
Minimum Distance from Other Cannabis Uses	300 metres	304.8 metres	✗
Define Permitted Districts or Zones	✓	✓	✓
Cap on Total Number of Cannabis Retail Businesses	✗	✗	✓

SAFETY & SECURITY

PRACTICES	CITY OF VANCOUVER	DENVER + BOULDER, COLORADO	SEATTLE, WASHINGTON
Require Police Information Check	✓	✓	✓
Require Liability Insurance	✓	✗	✓
Require Security Features	✓	✓	✓
Video Surveillance	✓	✗	✗
Monitored Security and Fire Alarm	✓	✗	✗
Valuables Removed from Site or Stored in Safe After Hours	✓	✗	✗
Limit Operating Hours	8 AM - 10 PM	✓	✓

NEW WESTMINSTER

Background
Other Jurisdictions

To develop recommendations for the regulation of the retail sale of cannabis, staff conducted research on existing practices in other jurisdictions.

BUSINESS OPERATIONS

PRACTICES	CITY OF VANCOUVER	DENVER + BOULDER, COLORADO	SEATTLE, WASHINGTON
Disallow Sampling	✓	✗	✓
Disallow Consumption On-Site	✓	✓	✓
Disallow Minors On Premises	✓	✓	✓
Limit Number Of Licenses Per Person	✓	✗	✓

The City of Vancouver also requires:

- Applications be made by the property owner or lease holder.
- No corporate ownership.
- No transfer of license.

AESTHETICS AND DESIGN REQUIREMENTS

The City of Vancouver requires:

- Transparent shop fronts.
- No security bars within 1 metre of front windows, or roll down shutters.





NEW WESTMINSTER

Municipal Jurisdiction

Land Use Regulations for Cannabis Retail Use

The proposed approach of the City of New Westminster is to require a rezoning for any proposed cannabis retail use.

Council has asked staff to consider a draft policy which would provide guidelines for rezoning. This could include minimum requirements for separation from other cannabis uses and sensitive uses.



This policy is proposed to include the following guidelines:

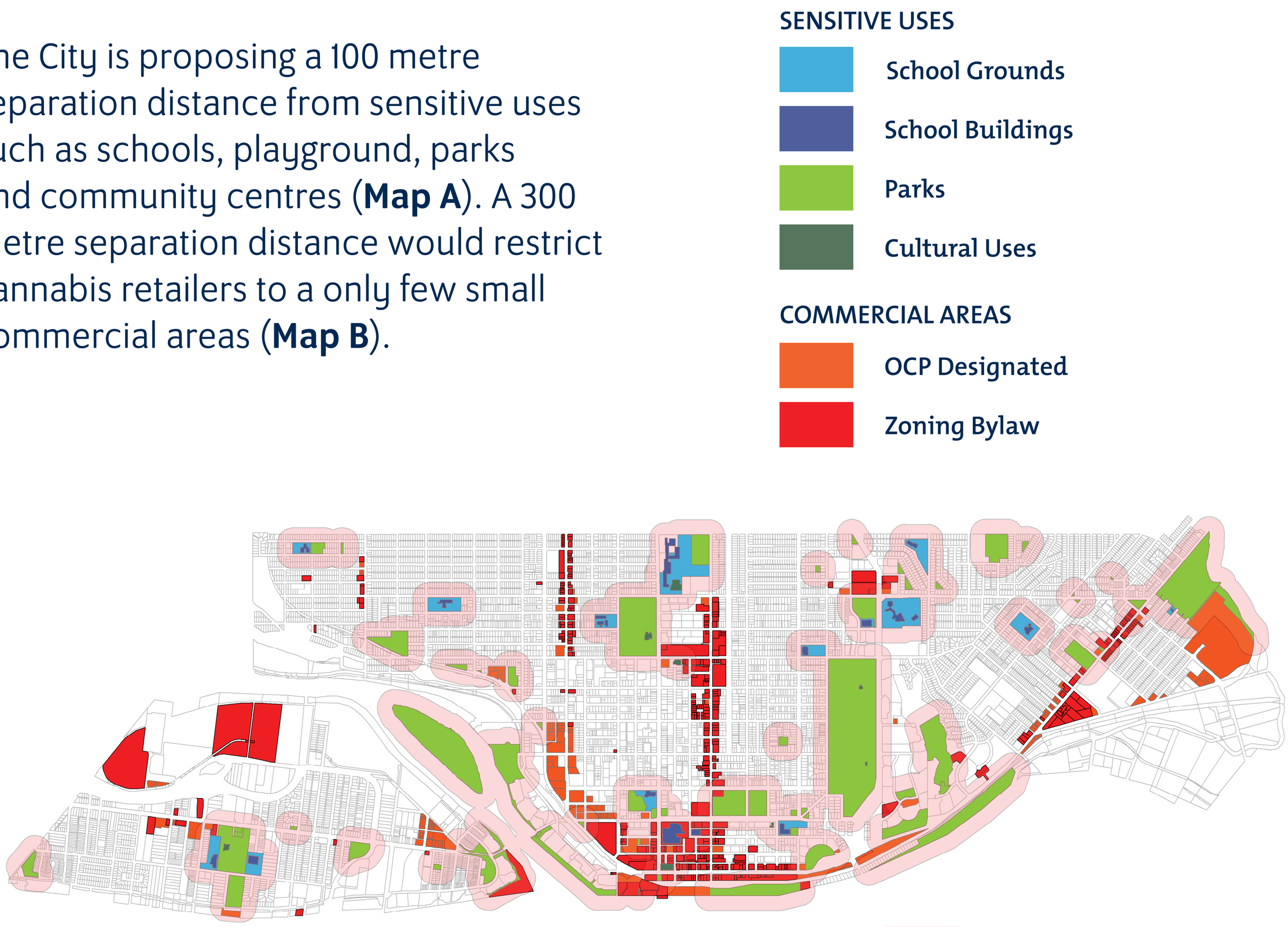
- 300 metres from other cannabis retail uses.
- 100 metres from sensitive uses such as schools, playground, parks, community centres and daycares.
- Only permitted in areas zoned or designated for commercial retail uses.

NEW WESTMINSTER

Municipal Jurisdiction

Land Use Regulations for Cannabis Retail Use

The City is proposing a 100 metre separation distance from sensitive uses such as schools, playground, parks and community centres (**Map A**). A 300 metre separation distance would restrict cannabis retailers to a only few small commercial areas (**Map B**).



MAP A: 100 METRE SEPARATION DISTANCE



MAP B: 300 METRE SEPARATION DISTANCE

NEW WESTMINSTER

Municipal Jurisdiction

Land Use Regulations for Cannabis Retail Use

Recommended Approach

Land use regulations consistent with the City's current approach to permitting retail sale of liquor. For this approach, a list of properties permitting retail sale and consumption establishments would be including in the Zoning Bylaw.

A rezoning application would be required to add a property to this list.

ADVANTAGES TO THIS APPROACH:

- Consistent with City's liquor regulations.
- Flexibility to allow cannabis retail use where appropriate.
- Requires community consultation and Council approval.
- Allows Council, the community, and staff to evaluate land use impacts on a site-by-site basis.

PLACE YOUR DOTS AND STICKY NOTES ON THE SPACES BELOW

Do you agree with this approach for Cannabis Retail Uses?				
Strongly Disagree	**Disagree**	**Neutral**	**Agree**	**Strongly Agree**

Should other requirements, such as those used in other jurisdictions, be considered? Add a sticky note!

NEW WESTMINSTER

Municipal Jurisdiction

Business License Regulations For Cannabis Retail Use

Recommended Approach

That business license regulations for the retail sale of non-medical cannabis be established similar to the regulations currently in place for liquor sales.

BUSINESS LICENSE CONDITIONS:

- Hours - 9am to 9pm
- Criminal record searches
- Staff required training comparable to 'Serving It Right'

PROVINCIAL REGULATIONS

Minors are not permitted in urban retail stores, even if they are accompanied by an adult.

FEDERAL REGULATIONS

Sale of products that would be attractive to youth is prohibited.

PLACE YOUR DOTS AND STICKY NOTES ON THE SPACES BELOW

Do you agree with this approach for Business License Regulations for Cannabis Retail Uses?				
Strongly Disagree	**Disagree**	**Neutral**	**Agree**	**Strongly Agree**

Should other regulations or guidelines, such as those currently used in other jurisdictions, be considered? Add a sticky note!

NEW WESTMINSTER

Municipal Jurisdiction

Land Use Regulations for Non-Medical Cannabis Cultivation, Processing and Warehousing

These regulations would apply to growing, production, and warehousing facilities for non-medical cannabis.

Medical cannabis production is currently permitted in the M-2 District, subject to strict federal and provincial requirements and City regulations.







Recommended Approach

Non-medical cannabis production facilities permitted within Heavy Industrial Districts (M-2) with the same Zoning Bylaw regulations as medical cannabis production facilities:

- Must occur within a completely enclosed building
- Must be located at least 60.9 metres (200 feet) from any site used for a school or for any residential use

PLACE YOUR DOTS AND STICKY NOTES ON THE SPACES BELOW

Do you agree with this approach for Non-Medical Cannabis Cultivation, Processing and Warehousing?				
Strongly Disagree	**Disagree**	**Neutral**	**Agree**	**Strongly Agree**

Should other regulations, such as those currently used in other jurisdictions, be considered? Add a sticky note!

NEW WESTMINSTER

Municipal Jurisdiction
Public Consumption

The Province has indicated that adults will be allowed to smoke cannabis in public spaces where tobacco smoking and vaping are permitted.

The City's current smoking control regulations prohibit smoking in public places, within 7.5 metres of opening to a building, and within 15 metres of park assembly areas.

Recommended Approach

- Maintain existing smoking control regulations and apply them to cannabis
- Update smoking control regulations to apply to vaping of all products, including cannabis





PROVINCIAL REGULATIONS

Provincial regulations regarding public consumption may differ based on method of consumption.
For example, smoking may be regulated similarly to current tobacco regulations, where other forms of consumption, such as edibles, may be regulated to a lesser degree.

PLACE YOUR DOTS AND STICKY NOTES BELOW

Do you agree with this approach for Public Consumption of Cannabis?				
Strongly Disagree	Disagree	Neutral	Agree	Strongly Agree

Should other regulations, such as those currently used in other jurisdictions, be considered? Add a sticky note!

NEW WESTMINSTER

Municipal Jurisdiction

Personal Cultivation

FEDERAL REGULATIONS

The Federal Government will allow up to 4 cannabis plants for personal cultivation with no limits on the height of plants.



PROVINCIAL REGULATIONS

The Provincial Government will require that plants must not be visible from public spaces off the property. Personal cultivation will also be banned in dwellings used as daycares and landlords or stratas will be able to restrict or prohibit personal cultivation.





Recommended Approach

No additional restrictions for personal cannabis cultivation above those which would be put in place through federal and provincial regulations.

PLACE YOUR DOTS AND STICKY NOTES BELOW

Do you agree with this approach for Personal Cultivation of Cannabis?				
Strongly Disagree	**Disagree**	**Neutral**	**Agree**	**Strongly Agree**

Should other regulations, such as those currently used in other jurisdictions, be considered? Add a sticky note!

NEW WESTMINSTER

Next Steps

1. **COUNCIL CONSIDER DRAFT FRAMEWORK FOR CANNABIS REGULATIONS** ✓

2. **COUNCIL CONSIDER INTERIM ZONING AMENDMENT BYLAW** ✓

3. **WE ARE HERE**
   COMMUNITY AND STAKEHOLDER CONSULTATION (OPEN HOUSE AND TOWN HALL MEETING WITH COUNCIL)

4. **REPORT TO COUNCIL SUMMARIZING CONSULTATION AND PROVIDING UPDATES ON CHANGES BY SENIOR GOVERNMENTS TO COUNCIL**
   (SUMMER, 2018)

5. **COUNCIL CONSIDERATION OF BYLAWS TO IMPLEMENT CANNABIS REGULATIONS (PUBLIC HEARING)**
   (EARLY FALL, 2018)

PLEASE NOTE

The City anticipates further details from the Federal and Provincial governments regarding regulations in the coming weeks and months.

NEW WESTMINSTER

Thank You For Attending This Town Hall

Don't forget to take the survey and submit your comments by June 24, 2018 at

www.newwestcity.ca/cannabis

Your comments will be considered and presented to council with staff recommendations.

NEW WESTMINSTER