

BYLAW OPTION B

THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN

BY-LAW NO. 2019-##

A BY-LAW TO AMEND ZONING BY-LAW NO. 2017-70, AS AMENDED, OF THE TOWNSHIP OF WEST LINCOLN

WHEREAS THE TOWNSHIP OF WEST LINCOLN COUNCIL IS EMPOWERED TO ENACT THIS BY-LAW BY VIRTUE OF THE PROVISIONS OF SECTION 34 OF THE PLANNING ACT, 1990;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN HEREBY enacts as follows:

1. THAT the Definition for Medical Marihuana Production Facility in Section 2 of Zoning By-law 2017-70, as amended, is hereby deleted and replaced with the following:

MARIHUANA PRODUCTION shall mean lands, buildings or structures used for the cultivation of marihuana and/or the processing, testing, destruction, packaging and/or shipping of marihuana.

2. THAT Section 3.10.3 of Zoning By-law 2017-70, as amended, be deleted and replaced with the following:

3.10.3 Marihuana Production

The following regulations apply to marihuana production:

- a) All marihuana production where permitted in Agricultural Zones shall have a minimum setback of 150m from all lot lines of other lots, except where specifically provided otherwise.
 - b) All marihuana production where permitted in Employment Zones shall have a minimum setback of 45m from all lot lines abutting lots that are used or permitted to be used for a dwelling or an institutional use, except where specifically provided otherwise.
 - c) No outside storage or outdoor growing or production of medical marihuana shall be permitted.
 - d) For any marihuana production building or structure that consists of more than 10% glass and where artificial lighting is required, a solid fence having a minimum height of 1.8 metres shall be provided and maintained along every lot line that abuts a lot that is used or permitted to be used for a dwelling or an institutional use.
 - e) Notwithstanding Clause (c) of this Subsection, a security fence having a minimum height of 1.8 metres shall be provided and maintained around the entire perimeter of the area of a lot that is used for a medical marihuana production facility.
3. THAT "*Marihuana Production* of more than four (4) plants, unless otherwise permitted through a zoning bylaw amendment" be added to the Part 3.13 Prohibited Uses in Zoning By-law 2017-70, as amended.
 4. AND THAT this By-law shall become effective from and after the date of passing thereof.

**READ A FIRST, SECOND AND THIRD
TIME AND FINALLY PASSED THIS**

___ DAY OF _____, 2019.

MAYOR DAVE BYLSMA

JOANNE SCIME, CLERK