

**BYLAW NO. 20-19
TOWN OF FALHER**

A BYLAW OF THE TOWN OF FALHER, IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 14-05.

WHEREAS the Council of the Town of Falher, in the Province of Alberta has adopted Bylaw No. 14-05, being the Land Use Bylaw; and

WHEREAS the Council of the Town of Falher, pursuant to the provisions of the *Municipal Government Act*, R.S.A. 2000, deems it advisable to amend the said Bylaw.

WHEREAS the Council of the Town of Falher, in the Province of Alberta, deems it necessary to amend the Town of Falher Land Use Bylaw to define Parks and Playgrounds; to remove the minimum distance separation between a Cannabis Retail Sales and another Cannabis Retail Sales use; and to remove the minimum distance separation distance between a Park and a Cannabis Retail Sales.

NOW THEREFORE, the Council of the Town of Falher, duly assembled, hereby enacts as follows:

Amendments

1. **Remove "PARK OR PLAYGROUND" under Section 1.5 Definitions.**

2. **Add "PARK" under Section 1.5 Definitions with the following:**

PARK means an area of land designated and used by the public for active and passive recreation.

3. **Add "PLAYGROUND" under Section 1.5 Definitions with the following:**

PLAYGROUND means an area used for outdoor play or recreation, especially by children, and containing equipment such as slides, swings and other playground type equipment.

4. **Replace Section 6.34 Cannabis Retail Sales under Part Six General Land Use Provision with the following:**

6.34 CANNABIS RETAIL SALES

6.34.1 The owner or applicant must obtain any other approval, permit, authorization, consent or license that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.

6.34.2 A Cannabis Retail Sales use shall not be located within 100 metres from:

- (a) a private or public school;
- (b) a provincial health care facility;
- (c) a recreational vehicle park;
- (d) a campground;
- (e) an arena;
- (f) a baseball diamond or
- (g) a public swimming pool;

6.34.3 A Cannabis Retail Sales use shall not be located within 90 metres from a playground.

6.34.4 The separation distance between uses shall be measured from lot line to lot line.

6.34.5 The development shall not operate in conjunction with another approved use.

6.34.6 Customer access to the store is limited to a store-front that is visible from the street.

6.34.7 No customer parking shall be located behind a facility and all parking areas in front of the building shall be well lit.

6.34.8 Parking shall be provided in accordance with the minimum requirements for "Retail Shops and Personal Service Shops" under Section 6.2.3 of this Bylaw.

Severability

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

Enactment

6. That this bylaw shall take force and effect on the date of its final passage.

READ a first time this 13th day of July, 2020




 MAYOR




 MUNICIPAL ADMINISTRATOR

READ a second time this 10th day of August, 2020.

READ a third time and finally passed this 10th day of August, 2020.



 MAYOR



 MUNICIPAL ADMINISTRATOR