

Town of Nipawin
Bylaw No. 1047/18

**A BYLAW OF THE TOWN OF NIPAWIN TO AUTHORIZE AN AMENDMENT TO
BYLAW NO. 763/2000 CITED AS THE ZONING BYLAW**

The Council of the Town of Nipawin, in the Province of Saskatchewan, enacts:

1. That Bylaw No. 763/2000 be amended as follows:

a) Section 2 Definitions, definition of Retail Store is amended as follows:

~~**Retail Store** means a place where goods, wares, or merchandise are offered for sale or rent, and may include the manufacturing of products to be sold on site, provided the gross floor area used for manufacturing does not exceed 25% of the gross floor area of the retail store.~~

“Retail Store means a place where goods, wares, or merchandise are offered for sale or rent, but excludes the retail sale of cannabis other than in licensed pharmacies. Retail stores may include the manufacturing of products to be sold on site, provided the gross floor area used for manufacturing does not exceed 25% of the gross floor area of the retail store.”

b) Section 2 Definitions is amended by adding a definition of Cannabis Retail Store immediately after definition of campground and before the definition of car wash:

“Cannabis Retail Store means a building or part of a building in which the owner or tenant is legally permitted to sell non-medicinal cannabis. Other items defined as “cannabis accessory” within the *Cannabis Act* and cannabis-related ancillary items as defined by the Saskatchewan Liquor and Gaming Authority can also be sold at a Cannabis Retail Store. No production of cannabis is permitted to take place at a Cannabis Retail Store.”

c) Subsection 4.10 Special Regulations and Standards is amended by adding the following clause immediately after clause 4.10.9:

“4.10.10 Cannabis Retail Stores

(1) Cannabis Retail Stores shall conform to the following regulations:

- (a) The property boundary of which a cannabis retail store is proposed shall not be located within 50m of any property boundary of the following principle uses:
- a. Pre-schools
 - b. Daycare centres
 - c. Public or private schools
 - d. Parks and playgrounds
 - e. Public recreation uses
 - f. Community Centres
 - g. Commercial Recreation Uses

(b) The proponent shall prepare and submit a report in support of the proposed development which confirms the suitability of the development in its proposed location relative to the principle uses identified in clause (1)(a) of this section.

(c) Safeguards to prevent odour from affecting nearby properties shall be proposed and may be listed as a condition to permit approval.

(d) Cannabis Retail Stores shall comply with all federal and provincial statutes and regulations and applicable municipal bylaws.”

d) Table 4-2: Off Street Parking Requirements in Commercial Districts is amended by adding a row directly after row Campgrounds and before row Car washes:

TABLE 4-2: OFF-STREET PARKING REQUIREMENTS IN COMMERCIAL DISTRICTS		
Use	C1 - Downtown Commercial District	C2 - Highway Commercial District
Cannabis Retail Stores	---	N/A

e) Subsection 6.8 C1 – Commercial District, clause 6.8.2 Discretionary Uses, clause A. *Commercial*, is amended by adding the following clause immediately after clause (7):

“(8) Cannabis retail store”

f) Table 6-8: C1 Commercial District Site and Floor Area Regulations and Landscaping Requirements is amended by adding a row directly under row *Veterinary Clinics*:

TABLE 6-8: C1 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS											
Principal Use	Minimum Site Area (m ²)		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m ²)	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Cannabis retail store	230	230	7.5	7.5	-	c ⁽¹⁾	c ⁽²⁾	c ⁽²⁾	-	-	NO

2. This Bylaw shall come into force and take effect on the date of final approval by Council.

Read a third time and finally adopted this ____ day of August, A.D., 2018.

Mayor

Certified a true copy of Bylaw 1047/18 adopted by resolution of Council this ____ day of August 2018.

Chief Administrative Officer

Chief Administrative Officer