

**CITY OF HAMILTON
MOTION**

Council: January 23, 2019

MOVED BY MAYOR EISENBERGER.....

SECONDED BY COUNCILLOR.....

City of Hamilton Cannabis Policy Statement

WHEREAS, on January 14, 2019 Council permitted Cannabis Retail Stores to operate in the City of Hamilton, in accordance with the *Cannabis Licence Act*, 2018;

THEREFORE, IT BE RESOLVED:

- (a) That the Mayor submit the City of Hamilton Cannabis Policy Statement to the Province of Ontario along with a request that it be used to guide the Province in making decisions on the approval of locations of cannabis retail stores in the City of Hamilton, attached as Appendix “A”;
- (b) That the Director of Licensing and By-law Services or their designate be delegated the authority, on behalf of the City, to provide written submissions upon request of the Registrar as to whether the issuance of a retail store authorization is in the public interest, having regard to the needs and wishes of the residents, and that the Director of Licensing and By-law Services be guided in the exercise of this authority by the City of Hamilton Cannabis Policy Statement;
- (c) That all current and future funding from the Ontario Cannabis Legalization Implementation Fund and surpluses received from Ontario’s portion of the Federal Excise Tax, be deposited to a newly created balance sheet account to be used to offset costs associated with the legalization of recreational cannabis with the first phase of funding to be allocated to strengthen By-law enforcement and Public Health in accordance with the Council resolution of January 14, 2019; and
- (d) That staff report back during the 2019 Operating Budget process with what the operating and capital enforcement enhancements will be, for the 2 year transition period, to be funded through the Ontario Cannabis Legislation Implementation Fund and Federal Excise Tax.



City of Hamilton Cannabis Policy Statement

For the purposes of this Policy Statement, a Cannabis Retail Store shall mean a store licensed by the Alcohol and Gaming Commission of Ontario (AGCO).

1. Cannabis Retail Stores and Sensitive Activities:

In order to help ensure public health and safety, protect youth and reduce illegal sales, Retail Cannabis Stores should generally not be located within 300 metres of:

- Schools
- Parks and Open Spaces
- Alcohol and Detox Centres
- Day Nurseries/Child Care Centres
- Libraries
- Community Centres
- Mental Health/Addiction Centres

2. Cannabis Retail Stores should not be permitted in:

In the interest of public health and safety, Cannabis Retail Stores should not be permitted in the following:

- Areas that already have a high concentration of Cannabis Retail Stores (i.e. the “clustering” of stores should be avoided)
- Locations that have insufficient parking or transit access
- Locations that are in predominantly residential areas

3. Attached is a map showing the retail/commercial zones of the municipality and that would be prohibited with a 300 metres radial separation from schools:

