

# 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:**

