

THE CORPORATION OF THE TOWNSHIP OF WELLINGTON NORTH

BY-LAW NUMBER 092-21

BEING AN INTERIM CONTROL BY-LAW TO PROHIBIT THE USE OF LAND, BUILDINGS AND STRUCTURES FOR CANNABIS PRODUCTION RELATED USES ON ANY AND ALL LANDS LOCATED WITHIN THE TOWNSHIP OF WELLINGTON NORTH.

WHEREAS, Section 38 of the *Planning Act*, R.S.O. 1990, c. P.13 as amended, provides that where the Council of a local municipality has, by By-law or resolution, directed that a review or study be undertaken in respect of land use planning policies in the municipality or in any defined area or areas thereof, the Council of the municipality may pass a By-law to be in effect for a period of time specified in the by-law, which period shall not exceed one year from the date of passing thereof, prohibiting the use of land, buildings or structures within the municipality or within the defined area or areas thereof for, or except for, such purposes as are set out in the By-law;

AND WHEREAS Council for the Township of Wellington North passed a resolution on August 23, 2021, directing that a planning study be undertaken to review land use planning policies relating to Cannabis Operations within the municipality;

AND WHEREAS Council for the Township of Wellington North has determined that it is in the public interest to prohibit the use of specific lands within the Township for Cannabis Production Related Uses, as more particularly defined herein, so as to allow the Township to review and, if considered appropriate, implement the findings of the review and study referred to herein;

NOW THEREFORE the Council of the Corporation of the Township of Wellington North enacts as follows:

1. For the purposes of this By-law the following definition applies:
 - a. "Cannabis Production Related Uses" means:

The use of lands, buildings or structures for the purpose of growing, cultivating, raising, producing, processing, drying, harvesting, packaging, treating, testing, destroying, storing and/or distribution of Cannabis as defined by the Cannabis Act, 2018, c. 16 as amended. A Cannabis Production Related Use does not include the growth, production or processing of cannabis plants at a residence in accordance with personal use allotments permitted under the *Cannabis Act*, and by the Province of Ontario for recreational purposes.

2. Notwithstanding all permitted uses and regulations of the Township of Wellington North Zoning By-law 66-01 as amended, no lands, buildings or structures shall be used for Cannabis Production Related Uses within the Township of Wellington North.
3. This By-law shall be in effect for one (1) year from the date of passing unless otherwise extended in accordance with the provisions of the *Planning Act*.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
THIS 27TH DAY OF SEPTEMBER, 2021.**

DocuSigned by:

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ANDREW LENNOX, MAYOR

DocuSigned by:

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KARREN WALLACE, CLERK