

City Staff Report

Report Date: February 19, 2019

Meeting Date: February 26, 2019

To: City Manager

From: Director of Development Services

Subject: Cannabis Retail License for 23, 25 - 155 Malcom Drive.

Purpose

To review a retail cannabis application for 23, 25 – 155 Malcom Drive and to recommend to the Liquor Distribution Branch of British Columbia (LDB) whether or not a license should be issued to the applicant.

Summary

- The LDB has applied to obtain a Non-medical Cannabis Retail Store License.
- As part of this application, the LDB requires that the Local Government (the City) provide the Branch with a recommendation and comments on whether or not to permit the issuance of a Non-medical Cannabis Retail Store License.
- Public consultation in the form of direct mailing to tenants and property owners was undertaken and as of the time of report writing, no comments or objections were received.
- The proposed site meets zoning requirements.

Recommendation

THAT Council provides the following recommendation to LDB:

Be it resolved that:

1. The City of Quesnel Council has undertaken sufficient efforts to gather public input for the community in the immediate vicinity of the proposed endorsement service area by direct mailing to all tenants and property owners within 100 meters of the subject property.

2. The City of Quesnel Council recommends the issuance of a Non-medical Cannabis Retail Store License to the Liquor Distribution Branch of British Columbia at 23, 25 – 155 Malcom Drive for the following reasons:

- Adequate efforts were undertaken to gather the views of the public for the proposal and none were submitted;
- The location is suitable and properly zoned for the use intended and meets the required setbacks from schools, playgrounds, parks and residents;
- There is no negative community impacts anticipated with a legalized and controlled retail facility;
- No views from the public were provided to the City following notice consultation of 85 tenants and property owners.

Statutory Requirements

Section 13 of the Cannabis Licensing Regulation Legislation

Council Policy

N/A



Strategic Objective

N/A

Financial Implications

\$1000 Cannabis Retail Application fee;

\$1500 annual Business License.

Background

Proposal

- The Applicant's proposal is to operate a Cannabis Retail Store at two existing units (23, 25) of 155 Malcom Drive. The site is within the area permitting the use of Cannabis Retail Sales and meets the required setbacks as per Zoning Bylaw No. 1662.

Public Consultation

- Notices of the application were sent to residents and property owners within a 100 meter distance of the subject property. The notice described the proposed cannabis retail store and provided the opportunity to submit written comment to be included in this report.
- Notices were mailed Thursday, January 31, 2019.
- No written submissions were received by City staff.
- See the Mail-out Map attachment for properties notified – including tenants and owners.
- A total of 85 notices were sent.

Discussion/Comments

- The Non-medical Cannabis Retail Store License application requires that Council undergo public consultation and provide a recommendation on the application.
- Council must consider:
 - The location of the establishment.
- Council must provide a recommendation with comments on:
 - The views of the local government on the impact on the community if the application is approved.
 - The view of residents and a description of the method used to gather views.
 - The recommendations (including whether or not the application be approved) and the reasons on which they are based.
- Below, Planning Staff have included some general comments on the prescribed items:
 1. Location: the proposed store would be located at 155 Malcom Drive, also known as West Park Mall. There are no parks, schools or playgrounds within 100 meters of the front entrance of the proposed store. There are no residentially zoned properties located within 25 meters of the proposed store. The use of Cannabis Retail Sales is a permitted use at 155 Malcom Drive.
 2. The impact on the community: it is anticipated that there will be no negative community impacts with a legalized and controlled facility where all location regulations are met and no public written submissions have been received as of this report date.
 3. The view of residents: No written submissions have been received as of this report date.
 4. Description of method used to gather views: The method used to gather views included 85 mailed notices to all tenants and property owners within 100 meters of subject property. The notice included a simple description of the application, information on how to submit comments regarding the application and a location map of the subject property.



Attachments

LDB Request for Store

Location Map

Mail-out Notice

Report Prepared By

Planning Technician

Options

1. Provide the recommended Council recommendation regarding the application.
2. Amend the recommended Council recommendation and comments and proceed.
3. Defer or otherwise deal with the request for a Council recommendation.