



COUNCIL REPORT
Finance, Administration and Protective Services
For the March 26, 2019 Council Meeting

DATE: March 18, 2019 Bylaw No. 0087.10
TO: Jim Zaffino, CAO
FROM: Shelley Schnitzler, Legislative Services Manager
RE: Business Licence Amendment Bylaw No. 0087.10

RECOMMENDED MOTION:

THAT Council give first, second and third reading to “City of West Kelowna Business Licensing and Regulations Amendment Bylaw No. 0087.10, 2019”.

RATIONALE:

With pending cannabis retail store openings, an amendment to the Business Licensing Bylaw is required to add reference to this new category of retail.

LEGISLATIVE REQUIREMENTS:

Community Charter, Division 9

BACKGROUND:

The City of West Kelowna’s Business License Bylaw does not address the newly legalized cannabis retail stores that will soon be operating within the City. This Bylaw Amendment provides a definition for a licensed cannabis retail store and a requirement to show proof of their provincially issued license.

Business license fees associated with this new category of retail sales will be presented at a future meeting, in the Fees and Charges Bylaw, for Council’s consideration.

Following three readings of this Bylaw and prior to adoption, staff will advertise the proposed changes in the Westside Weekly to notify those who may be affected by the changes of their opportunity to make representation to Council.

Section 59(2) of the *Community Charter*:

Before adopting a bylaw under Section (1) or Section 8(6) [business regulation], a Council must:

- (a) give notice of its intention in accordance with subsection (3), and
- (b) provide an opportunity for persons who consider they are affected by the bylaw to make representations to Council.

FINANCIAL IMPLICATIONS:

A Bylaw Amendment on the proposed business licensing fees associated with cannabis retail stores will be presented to Council in the near future.

ALTERNATE MOTION:

- That Council defer amending the Business License Bylaw for cannabis retail.

Additional direction for staff would be required.

Respectfully submitted,



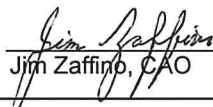
Shelley Schnitzler
Legislative Services Manager



Tracey Batten
Deputy CAO

Powerpoint: Yes No

Attachments: Bylaw Amendment No. 0087.10

Approved for Agenda	
 _____ Jim Zaffino, CAO	March 20, 2018 _____ Date

CITY OF WEST KELOWNA

BYLAW NO. 87.10

A BYLAW TO AMEND THE BUSINESS LICENSING AND REGULATIONS BYLAW

WHEREAS the Council of the City of West Kelowna desires to amend "District of West Kelowna Business Licensing and Regulations Bylaw 2010 No. 0087" under the provisions of the *Community Charter*;

THEREFORE BE IT RESOLVED that the Council of the City of West Kelowna in open meeting assembled, hereby enacts as follows:

1. Title

This Bylaw may be cited as the "CITY OF WEST KELOWNA BUSINESS LICENSING AND REGULATIONS AMENDMENT BYLAW NO. 0087.10, 2019."

2. Amendments

"District of West Kelowna Business Licensing and Regulations Bylaw No. 0087" is hereby amended as follows:

2.1 By adding a definition for "Retail Store, Licensed Cannabis" under the Definitions Section as follows:

"Retail Store, Licensed Cannabis" means a use that is a provincially licensed premises where recreational cannabis products, obtained from the BC Liquor and Cannabis Regulation Branch, are offered for sale at retail to the general public, in accordance with applicable provincial and federal regulations and enactments.

2.2 By adding the following to Section 2.15:

2.15 (f) Proof of a current, provincially issued license for a Cannabis Retail store.

READ A FIRST, SECOND AND THIRD TIME THIS
ADOPTED

MAYOR

CITY CLERK