

**CITY OF KELOWNA**  
**BYLAW NO. 10975**  
**TA14-0003 - Adding A1m - Agriculture 1 with Medical**  
**Marihuana Production Facility Designation to the**  
**A1 - Agriculture 1 Zone**

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A bylaw to amend the "City of Kelowna Zoning Bylaw No. 8000".

The Municipal Council of the City of Kelowna, in open meeting assembled, enacts as follows:

1. THAT **Section 1 - General Administration, 1.3 Zoning Map, 1.3.1** be amended by deleting the following in Section 11 - Agricultural Zone:

A1/A1 c	Agriculture 1/Agriculture 1 with Carriage House/ Agriculture 1 with Agri-tourist Accommodations
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And replacing it with:

A1/A1c/A1m A1t	Agriculture 1/Agriculture 1 with Carriage House/Agriculture 1 with Medical Marihuana Production Facility/A1t – Agriculture 1 with Agri-tourist Accommodation
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2. AND THAT **Section 2 - Interpretation, 2.3 General Definition, 2.3.3 GREENHOUSES AND PLANT NURSERIES** be amended to add the words “, or **Medical Marihuana Production Facility**” to the end of the definition.
3. AND THAT the title in **Section 11-Agricultural Zones** be deleted that reads:

**“A1 - Agriculture 1/A1c - Agriculture 1 with Carriage House/ Agriculture 1 with Agri-tourist Accommodations”**

And replaced with:

**“A1 - Agriculture 1/A1c - Agriculture 1 with Carriage House/A1m - Agriculture 1 with Medical Marihuana Production Facility/A1t – Agriculture 1 with Agri-tourist Accommodation”**

4. AND THAT **Section 11-Agricultural Zones, 11.1.2 Principal Uses** be amended by adding in its appropriate location a new principal use “**medical marihuana production facility (A1m only)**” and subsequent subparagraphs be renumbered.
5. AND THAT **Section 11-Agricultural Zones, 11.1.6 Development Regulations**, subparagraph (a) be amended by adding to the end of the paragraph the following:  
  
“, and it is 10% for **Medical Marihuana Production Facilities** (inclusive of parking areas and residential development).”

6. AND THAT Section 11 - Agricultural Zones be amended by adding a new Section 11.1.9 Other Regulations Medical Marihuana Production Facility as follows:

**“11.1.9 Other Regulations - Medical Marihuana Production Facility**

a) Location

A **Medical Marihuana Production Facility** shall be located so as to minimize the impacts on arable land.

b) Siting

The maximum front yard setback for a **Medical Marihuana Production Facility** shall be 60m which will be measured from the property line to the rear wall of the building.

c) Access, Parking, Buffering and Landscaping

Access driveways and parking areas for a **Medical Marihuana Production Facility** shall be water permeable (ie. Not asphalt or concrete) and Level 5 Landscape Buffer (including fencing) is required at an affected property line to mitigate the impact of the **Medical Marihuana Production Facility** on abutting properties.”

7. This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.

Read a first time by the Municipal Council this 16<sup>th</sup> day of June, 2014.

Considered at a Public Hearing on the

Read a second and third time by the Municipal Council this

Approved under the Transportation Act

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(Approving Officer-Ministry of Transportation)

First reading rescinded by the Municipal Council of the City of Kelowna this

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Mayor

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City Clerk