

## THE CORPORATION OF THE TOWN OF EAST GWILLIMBURY

### BY-LAW NUMBER 2020-044

### INTERIM CONTROL BY-LAW

**Being a By-law of the Corporation of the Town of East Gwillimbury to impose interim control on the use of lands, buildings and structures within the Municipality**  
[Interim Control – Cannabis Production Facilities]

WHEREAS Section 38 of the Planning Act, R.S.O. 1990, c.P.13, as amended provides that where 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 a 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 the 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 set out in the by-law;

AND WHEREAS the Council of the Corporation of the Town of East Gwillimbury by resolution, directed that a review and study be undertaken in respect of land use planning policies relating to cannabis production facilities, as more particularly defined herein, within the municipality with respect to Zoning By-law No.2018-043;

AND WHEREAS the Council of the Corporation of the Town of East Gwillimbury has determined that it is in the public interest to prohibit the use of specific lands within the Town for cannabis production facilities, as more particularly defined herein, so as to allow the Town 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 Town of East Gwillimbury hereby enacts as follows:

1. For the purposes of this by-law a Cannabis Production Facility is defined as follows:


Cannabis Production Facility means a use of land, buildings or structures for the purpose of growing, drying, harvesting, packing, raising, treating, testing, destroying, storing or distribution and/or sale of Cannabis, dried Cannabis, as defined by the Cannabis Act, 2018 (Canada). A Cannabis Production Facility does

not include growth, production and processing of four (4) or less Cannabis plants in a dwelling for personal use;

2. Notwithstanding the permitted uses and regulations of Zoning By-law 2018-043, as amended, no lands, buildings or structures within the Town of East Gwillimbury shall be used for a Cannabis Production Facility, or any purpose related to such use, except for uses legally existing on the date of enactment of this by-law;
3. Despite Section 2 of this by-law, lands currently zoned Employment Prestige (M1) and Employment General (M2) are exempt from this by-law;
4. That this by-law shall be in effect for one (1) year from the date of its passing unless otherwise extended in accordance with the provisions of the *Planning Act*.

ENACTED and PASSED this 9<sup>th</sup> day of June, 2020.

  
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Virginia Hackson, Mayor

  
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Fernando Lamanna, Municipal Clerk

per  
Tara Lajevardi, Deputy Clerk