



# Staff Report to Council

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**DATE: Monday, August 15, 2022**

**DEPARTMENT: Planning**

**APPLICATION NO.: TUP19-0001**

**SUBJECT: Renewal of TUP19-0001 for non-medical cannabis retail store at 105-693 Hoffman Ave**

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## **BACKGROUND:**

At their Regular Meeting held March 19, 2019, Council issued TUP19-0001 to allow a non-medical cannabis retail store, Clarity Cannabis, at 105-693 Hoffman Ave for a term of three years, subject to numerous conditions.

At their Regular Meeting held September 20, 2021, Council re-issued this TUP as well as three other TUPs for non-medical cannabis retail stores at other locations to amend their permitted hours of operation and increase the amount of permitted signage. The TUP expiry term was not extended as part of this application as all locations still had additional time left in their existing terms.

An Occupancy Permit for Clarity Cannabis was issued on October 23, 2019.

## **COMMENTARY:**

The owner of Clarity Cannabis wishes to renew TUP19-0001 to allow the business to continue at this location for an additional term of three years. This location has been in operation for nearly three years now. Over this time, the City's Bylaw Enforcement Department has not received any complaints with regards to the operation of the business, and staff are not aware of any point of non-compliance with the conditions outlined in the TUP.

## **FINANCIAL IMPLICATIONS:**

None.

## **LEGAL IMPLICATIONS:**

Pursuant to S. 497 of the *Local Government Act*, the City may issue a TUP for a period of up to three years. The *Local Government Act* also allows a temporary use permit to be extended for a maximum of

an additional three years. If the holder of a TUP wishes to conduct the temporary use beyond 6 years period, they are required to make a new application to Council for a TUP or apply for rezoning.

**OPTIONS:**

**Option 1**

THAT Council renew TUP19-0001 to allow a non-medical cannabis retail store at 105-693 Hoffman Ave for an additional term of three years.

**OR Option 2**

THAT Council take no action with respect to renewing TUP19-0001 to allow the continuation of a non-medical cannabis retail store at 105-693 Hoffman Ave.

**SUBMITTED BY:** Leah Stohmann, MCIP, RPP, Deputy Director of Planning and Subdivision

**Concurrence:** Donna Petrie, Senior Manager of Business Development and Events

**Concurrence:** Will Ying-udomrat, Manager of Legislative Services

**Concurrence:** Matthew Baldwin, MCIP, RPP, Director of Planning and Subdivision

**Concurrence:** Michelle Mahovlich, P.Eng, P.Geo, Director of Engineering and Public Works

**Concurrence:** Michael Dillabaugh, CPA, CA, Director of Finance

**Concurrence:** Marie Watmough, Acting Director of Corporate Services

**Concurrence:** Darren Kiedyk, Chief Administrative Officer