

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE MINISTER OF

MUNICIPAL AFFAIRS

University Endowment Land Act

[RSBC 1996] Chapter 469

Ministerial Order No. M112

I, Nathan Cullen, Minister of Municipal Affairs, order that pursuant to Sections 12(1) and 12(2)(a) of the *University Endowment Land Act*:

- a) The University Endowment Lands *Land Use, Building and Community Administration* Bylaw be amended as provided in Appendix 1 to this Order; and
- b) The University Endowment Lands *Fees Bylaw* be amended as provided in Appendix 2 to this Order.

April 14, 2022

Date



Minister of Municipal Affairs

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: University Endowment Land Act, Section 12

Other: _____

**APPENDIX 1 TO THE MINISTER’S ORDER
AMENDMENT TO THE UNIVERSITY ENDOWMENT LANDS
LAND USE, BUILDING AND COMMUNITY ADMINISTRATION BYLAW**

The University Endowment Lands Land Use, Building and Community Administration Bylaw is hereby amended as follows:

1. Section 2 is amended

(a) by adding the following definitions immediately before “**Child day care facility**”:

| | |
|------------------------------|---|
| Cannabis | Cannabis as defined in the <i>Cannabis Control and Licensing Act</i> . |
| Cannabis Accessory | Has the same meaning as in the <i>Cannabis Control and Licensing Act</i> . |
| Cannabis Retail Store | The use of a building or portion of a building for the sale, distribution or dispensing of cannabis for consumption off-premises. |

(b) by deleting the following definition:

| | |
|--|---|
| Marihuana production and dispensary | The use of land, buildings or structures for any of the following: the growing, cultivation, drying, testing, packaging, storage, distribution or sale of marihuana. |
|--|---|

(c) in the definition of “**Personal service**” by striking out “marihuana production and dispensary” and substituting “cannabis retail store”, and

(d) in the definition of “**Retail**” by striking out “marihuana production and dispensary” and substituting “cannabis retail store”.

2. The following section is added

36.0 CANNABIS RETAIL STORE

36.1 Notwithstanding any other provision of this Bylaw, a maximum of one cannabis retail store shall be permitted to operate in the UEL.

36.2 A cannabis retail store is permitted as a Conditional Use on the parcels listed in subsection (a) subject to subsection (b):

(a) Lot 2, Block 97, DL 140, Plan 5449
PID: 011-158-727

Lot 3, Block 97, DL 140, Plan 5449
PID: 001-158-743

Lot 13 Block 97 DL 140 PLAN 8743
PID: 009-936-807

(collectively, the “Lands”),

(b) A cannabis retail store may only be located on that part of the Lands outlined in heavy black and marked “Cannabis Retail” on the site plan attached to this Bylaw as Schedule A.

For certainty, a cannabis retail store is a Conditional Use in the Land Use District in which the lands are located.

36.3 Subject to all other provisions of this Bylaw and all the other applicable regulations, the Manager may, by the issuance of a Development Permit, approve a cannabis retail store on the parcels listed in subsection 36.2(a), on such conditions as the Manager may decide, provided that before making a decision the Manager:

(a) considers the intent of the Bylaw, the Design Guidelines, Crime Prevention through Environment Design principles and the recommendations of the Advisory Design Panel;
and

(b) notifies such adjacent property owners and residents the Manager deems may be affected.

36.4 In addition to any conditions of the Manager, the following conditions of use are deemed included in a Development Permit issued by the Manager under Section 36.3:

(a) A cannabis retail store licence must be obtained under the *Cannabis Control and Licensing Act* within 6 months of the date of the issuance of a Development Permit by the Manager;

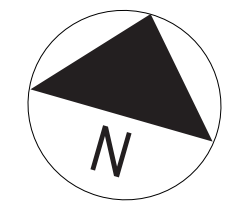
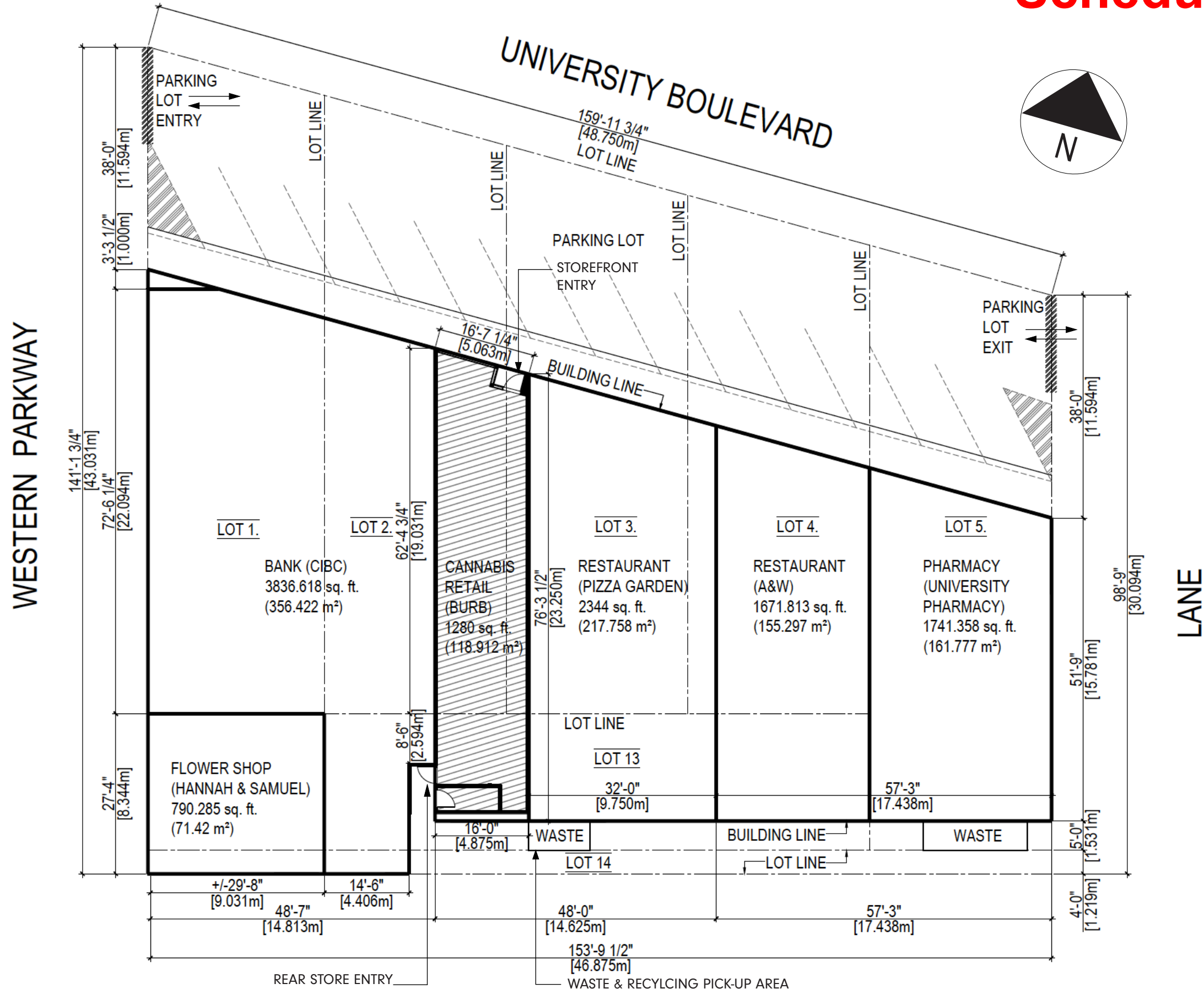
(b) The cannabis retail store licence issued under the *Cannabis Control and Licensing Act* must not be cancelled;

- (c) The cannabis retail store licence issued under the *Cannabis Control and Licensing Act* must not be permitted to expire for a period of more than 6 months; and
- (d) The cannabis retail store that is the subject of the cannabis retail store licence issued under the *Cannabis Control and Licensing Act* must not cease operating for a period of more than 6 months.

36.5 The Manager may allow an extension or extensions of the periods specified in Subsections 36.4 if, in the Manager's opinion, the extension is warranted by the circumstances.

36.6 If the holder of a Development Permit issued under this Section does not comply with a condition referred to in subsections 36.3 or 36.4, the Development Permit is void.

3. Schedule 13 is repealed.







PROPERTY INFORMATION

LEGAL DESCRIPTION(S)

5784 UNIVERSITY BLVD. FALLS ON PORTIONS OF:
 P.I.D. 011-158-727
 LOT 2 BLOCK 97 PLAN VAP5449 DISTRICT LOT 140
 LAND DISTRICT 1 LAND DISTRICT 36
 AND
 P.I.D. 011-158-743
 LOT 3 BLOCK 97 PLAN VAP5449 DISTRICT LOT 140
 LAND DISTRICT 1 LAND DISTRICT 36
 AND
 P.I.D. 009-936-807
 LOT 13 BLOCK 97 PLAN VAP8743 DISTRICT LOT 140
 LAND DISTRICT 1 LAND DISTRICT 36

ANNEXED EASEMENT BP245138 OVER PARCEL P PLAN
 LMP46543

LEGEND

-  PROPERTY LINES
-  LEGAL BOUNDARIES
-  LOT ENTRY & EXIST
-  BURB - 5784 UNIVERSITY BLVD

NOTE: DRAWING RECREATED FROM SURVEY DONE BY FRED. K. KALLEY JUNE 15TH, 1989.

1 **SITE PLAN**
SCALE: NTS

**APPENDIX 2 TO THE MINISTER'S ORDER
AMENDMENT TO THE UNIVERSITY ENDOWMENT LANDS
FEES BYLAW**

The University Endowment Lands Fees Bylaw is hereby amended as follows:

1. Section 4.5 is amended

a) by adding the following fee immediately after “**Liquor Store**”:

| | |
|------------------------|----------|
| Cannabis Retail | \$400.00 |
|------------------------|----------|

-END-