

Memo



To: Natalie Bray
From: Dan Marchisella - Mayor
CC: Elliot Lake Council
Date: May 18th, 2022
Re: Growing Cannabis on Residential Property

Notice of Motion:

Whereas; the City of Elliot Lake Council “opted in” to the Provincial plan for the legalization of Cannabis, included retail...

And Whereas; both the Provincial and Federal Government have set regulations but also “Best Practices”...

And Whereas; it is the municipalities responsibility to adopt bylaws for public safety and health...

Be it resolved that; the Council of the City of Elliot Lake direct staff to bring a Cannabis Bylaw adopting “Best Practices” as outlined by the ACMPR for Council consideration as soon as practical.

Information for consideration:

As municipalities across Ontario “opted in” to the Provincial Plan for Legalization of Cannabis there was an understanding that the province would also create and enforce laws for regulation and safe practice. It has now been made clear that these “Recommended Best Practices” both Provincially and Federally have put the onus on municipalities to regulate locally through Bylaws and Property Standards.

Information from:

<https://www.canada.ca/en/health-canada/services/information-bulletin-safety-security-considerations-producing-cannabis-for-own-medical-purposes.html>

Access to Cannabis for Medical Purposes Regulations (ACMPR)

Recommended Best Practices:

- Under the ACMPR, it is your responsibility to make sure that all marijuana plants or cannabis products in your possession for medical purposes are secure, and that other people, including children, cannot access them.
- You may wish to take measures so that other people do not know that you are growing marijuana, or producing cannabis, for your own medical purposes (e.g., ensuring plants cannot be seen from outside your yard or house; limiting marijuana smells coming from your production site).

Outdoor production:

- Under the ACMPR, if you are producing outdoors, the boundary of the land where you are authorized to produce cannot have any points in common with the boundary of the land where a school, public playground, or other public place frequented mainly by persons under 18 years of age is located.
- You may want to consider installing a tall fence with a locking gate or an alarm system to help keep your production area secure.

You are also expected to comply with all relevant provincial/territorial and municipal laws including local bylaws about zoning, electrical safety, fire safety, together with all related inspection and remediation requirements

These recommendations now apply to non-medical growing for personal use. The number of plants per household without medical permit is 4 plants.