

THE CORPORATION OF THE CITY OF GRAND FORKS
BYLAW NO. 2053

A bylaw to delegate defined authorities to officers of the City

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The Municipal Council for the Corporation of the City of Grand Forks, in an open meeting of Council, **ENACTS** as follows:

1. Citation

- 1.1 This bylaw may be cited as the “**Cannabis Delegation Bylaw No. 2053**”

2. Delegation of powers and duties

- 2.1. Council delegates to the Business Licence Inspector, as set in the current Business Licencing Bylaw, the power and duty of Council to provide comments and a recommendation to the Liquor and Cannabis Regulation Branch regarding a cannabis retail store licence application.

3. Policy and Procedure

- 3.1. The delegate will follow the City’s current Cannabis Business Licencing policy and procedure.

4. Reconsideration by Council

- 4.1. All of the following apply to any decision by a delegate;
- 4.2. any owner of property or business that is subject to a decision by the delegate, and who is dissatisfied with the decision is entitled to have the decision reconsidered by Council in accordance with this section;
- 4.3. an owner who wishes to have a decision reconsidered by Council, must apply for the reconsideration by delivering to the Corporate Officer, within 30 days after the decision is communicated in writing to the owner, a reconsideration application in writing which must set out all of the following:
- a) the name of the delegate who made the decision, the date of the decision and the nature of the decision;
 - b) reasons why the owner wishes the decision to be reconsidered by Council;
 - c) the decision the owner requests be made by Council, with brief reasons in support of the requested decision; and
 - d) a copy of any materials considered by the owner to be relevant to the reconsideration by Council.
- 4.4. a reconsideration application must be considered by Council at a Regular meeting of Council held at least two weeks after the date on which the reconsideration application is delivered to the Corporate Officer.

- 4.5. in reconsidering a decision, the Council must consider the material that was considered by the delegate in making the decision;
- 4.6. at a reconsideration of a decision, the owner and any other person who is interested in the decision are entitled to be heard by Council; and
- 4.7. after having reconsidered a decision, Council may either confirm the decision or may set aside the decision and substitute the decision of Council.

5. General

- 5.1 Any enactment referred to herein is a reference to an enactment of British Columbia and regulations thereto, as amended, revised, consolidated or replaced from time to time.
- 5.2 If any part, section, sentence, clause, phrase or word of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the decision that it is invalid shall not affect the validity of the remainder which shall continue in full force and effect and be construed as if the Bylaw had been adopted without the invalid portion.

Read a first, second, and third time by the Municipal Council this ____ day of _____, 2018.

Adopted this ____ day of _____, 2018.

Mayor - Frank Konrad

Corporate Officer – Daniel Drexler