



Committee of the Whole

penticton.ca

Committee of the Whole
to be held at
City of Penticton, Council Chambers
171 Main Street, Penticton, B.C.

Tuesday, November 20, 2018
Recessed from the Regular Council Meeting at 1:00 p.m.

1. **Call Committee of the Whole to Order**
2. **Adoption of Agenda**
3. **Delegations and Community Recognition**
 - 3.1 Impact of Immigration in our Community 1
Tahira Saheed - South Okanagan Immigrant & Community Services
Nora Hunt-Haft - South Okanagan Similkameen Local Immigration Partnership
 - 3.2 Figueira's Park - Deer Issue 2-29
Robert Cartwright
 - 3.3 Update on cannabis framework for retail sales and public consumption 30-75
Blake Laven, Planning Manager & JoAnne Kleb, Engagement Strategist
4. **Adjourn to Regular Meeting of Council**

City of Penticton Request to Appear as a Delegation

Preferred Council Meeting Date: Tuesday, November 20th (1:00 pm)

Name of person(s) making presentations:

Tahira Saeed
Executive Director
South Okanagan Immigrant & Community Services (SOICS)

Nora Hunt-Haft
Project Coordinator
South Okanagan Similkameen Local Immigration Partnership (SOSLIP)

Address:

South Okanagan Immigrant & Community Services
340 Ellis Street
Penticton, BC V2A 4L7

Phone: (250) 492-6299
Email: norahh@soics.ca

Subject Matter:

South Okanagan Immigrant & Community Services (SOICS) will provide insight regarding the impact of immigration in our community. We will review the services provided, key outcomes, and the collaborative efforts of the South Okanagan Similkameen Local Immigration Partnership Council. The Mayor has represented City of Penticton as a member of the SOS Local Immigration Partnership since its inauguration in 2014. We hope to continue this relationship.

Note:

A PowerPoint presentation will be sent in advance.



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Request to Appear as a Delegation

Preferred Council Meeting Date: Sept 18/18

Second choice(s): Oct 02/18.

Subject matter: Deer. Cull.

Name of person(s) making presentation:

BOB CARTWRIGHT BOB CAMMION NICK IANNONE.

Address: 301-321
YORKTON AVE.

Phone:

Email:

Please provide details of your presentation or request of Council here: (or provide a detailed attachment)

To Present to Council results of survey
regarding Deer Problem in our Community
To discuss health issues, safety issues
and etc etc.

Please note:

- This form and submissions will become part of the public record.
- The Mayor has the authority to determine if the subject matter warrants the delegation to appear before Council and may determine at which meeting.
- Please submit this completed form at your earliest convenience. Written Requests to Appear are to be received by the Corporate Officer, no later than noon Monday, one week prior to the Council meeting. Please include a copy of all materials that will be discussed.
- If you'd like to share a PowerPoint with Council, email it to the Corporate Officer by 9:30 a.m. Wednesday prior to the Council meeting to be included with the Agenda.
- We recommend you bring backup PowerPoint files with you on a memory stick.
- Delegations are limited to 5 minutes.

Corporate Office

Dana Schmidt, Corporate Officer
171 Main Street, Penticton, B.C., V2A 5A9

Phone: 250-490-2405

Fax: 250-490-2402

dana.schmidt@penticton.ca

Anthony Haddad

November 10, 2018

Via fax 250 490-2502

Re: Figueira's Park Deer Issue.

Bob Cannon has been in conversation with you regarding our concerns with the deer. Bob has travelled South for the winter and asked me to follow up with you.

He indicated you requested some information regarding our presentation to council on November 20th. I have enclosed a notice we used to gather park residents to a meeting. It summarizes the issue quite well and will form our outline for the presentation to council. I called your office last week however without a response I am forwarding this to you via fax. I assume this meets your requirement.

Please confirm our attendance for the November 20th meeting.

If you have any questions my contact information is;

Phone/fax

Thank you in advance for your prompt response

Robert (Bob) Cartwright

154 Figueira's Park

321 Yorkton Ave V2A 3V6

1 page to follow

FIGUEIRAS PARK DEER CONCERNS

A number of tenants have expressed concerns with the deer that are habitually present in the park. These tenants are frustrated with the damage the deer are doing with their gardens and flowers. Some of the deer have been born in the park and consider it their home therefore they will be here for a good portion of their lives.

There is increased concern with health affects of urban deer. Their eating habits change with the available food in the park which is quite different with food naturally available in the wild. As some tenants fence off gardens and flowers they now are eating things that were previously avoided. With the deer always present and the amount of deer droppings found on our lawns and gardens who knows what hazards to our health we are exposed to just by utilizing our lawns and gardens. Diseases such as E-coli, Lyme disease and Chronic Wasting Disease are speculated to be valid concerns.

Nothing will alleviate our concerns without some form of organized action. Neither we the tenant or the park owner have the ability to deal with this issue on our own. We have to determine who is ultimately responsible for initiating any and all action to provide relief from this issue. Our city council has turned a deaf ear. We need to determine where the ultimate authority lies and press them for a resolution. City council would be a great place to start.

If you share these concerns and are willing to participate in developing strategies to get our governments (city council, province) motivated to either resolve this problem or give us the ability to resolve it ourselves then come to a meeting in the clubhouse on,

August 8th at 3:30 pm

Action going forward will depend on the turnout, participation and commitment of tenants in what may be a lengthy endeavor.

"There is no quick fix."

Presentation by Tenants of
Figueira's Manufactured Home Park
321 Yorkton Ave Penticton
Regarding conflicts with deer

To

**Mayor and Members
of Council
CITY OF PENTICTON**

November 20, 2018

Figueira's Park has a fairly unique deer situation when it is compared to the City of Penticton as a whole. We are located on the edge of the city. The deer have easy access due to the openness of the Oxbow which borders a substantial area of the park.

See (exhibit 1)

Our park is surrounded on 3 sides with a six foot fence and the deer feel relatively protected while in the park and as a result they remain in the park. The deer roam freely from yard to yard and stay for lengthy periods of time. While here they graze on anything that is edible causing destruction to flower beds, gardens, trees etc. Once the easy pickings like flowers and shrubs are depleted, they are grazing on anything edible, that they would not normally have consumed. Many of the deer display injuries like limping or having trouble getting up. Some have growths on them indicating they are diseased or tick infested.

-There is not a yard that is not littered with deer feces to the point where activities cannot take place in the yards.

-Deer feces are not only unsightly and disgusting but threatens the health of the residents in the park which consists exclusively of seniors. I personally found a dead deer in my back yard with its guts torn open. Another resident had a dead, tick infested, deer removed from her yard.

(exhibit 2)

They stay and give birth to fawns in the park which does not happen generally in other yards in Penticton. Other citizens may see a deer in their yard or on the street but seldom do they remain and reside in the same yard or area for any length of time. We confront deer on a daily basis.

(see exhibit 3)

We conducted a survey of residents in the park to determine the general feeling towards the deer and generate feedback on concerns, some of which are listed below;

Survey sheet (exhibit 4)

Figueira's Park has 117 homes

5 tenants were away when the survey was conducted - 16 were indifferent- 96 want an immediate solution.

They cited the costly destruction the deer were causing to flowers, gardens and trees. Their biggest concerns however is the risk to personal health and safety.

The deer are constantly in the park; at times in great numbers. They have become comfortable with the tenants being around and have lost their fear of humans.

When they are chased out of ones yard, they merely run a few steps to a neighbors yard. They; then, chase them to their neighbors' yard or back to yours. They do not leave the park.

They birth their fawns in our back yards. Most of our yards have a plethora of feces left by the deer. To eliminate it one has to perform deer crap removal as a daily chore.

One tenant had been away for a month. When he returned, he gathered a 2.5 gallon pail almost full of feces.

We live in mobile homes; therefore, our yards are our recreational space and are utilized frequently. For example, Nick here organizes a Bocce Ball challenge using his and his neighbor's yard area. It attracts about 40 tenants. Here we are picking up balls and rolling them through grass that previously was covered in deer crap.

The threat of injury from a startled deer or disease from the grass where the deer droppings had lain are unacceptable, never mind the destruction to gardens shrubs and flower beds. Attempts at deer proofing have proven fruitless and is not a viable option to a cull.

The province obviously agrees there is a concern as they have circulated their Factsheet: Urban deer management in BC. and the Deer Cost - Share Program.

(Exhibit 5 & 6) (2017)

They outline the justification for a deer cull, the methodology, the funding available and how to access it. The only thing missing at this point is the participation of our city council.

We are offering an excellent opportunity for the city to get involved on a low risk basis. We are a cohesive area of the city and what happens in our park does not impact any other area of the city.

We are not aware of any other portion of the city that is experiencing the level of problems with the deer, that we are. It has reached a critical level and I do not anticipate any resident of our park, nor our park owner, mounting any opposition to a cull.

There are timelines, in the provinces policy document, to submit an application for funding and participation. The buck (no pun intended) stops here. Nothing can go forward without the approval and support of this council. I urge council to expedite your approval and start the process asap.

We will always be available to assist in any way we can.

Robert Cartwright

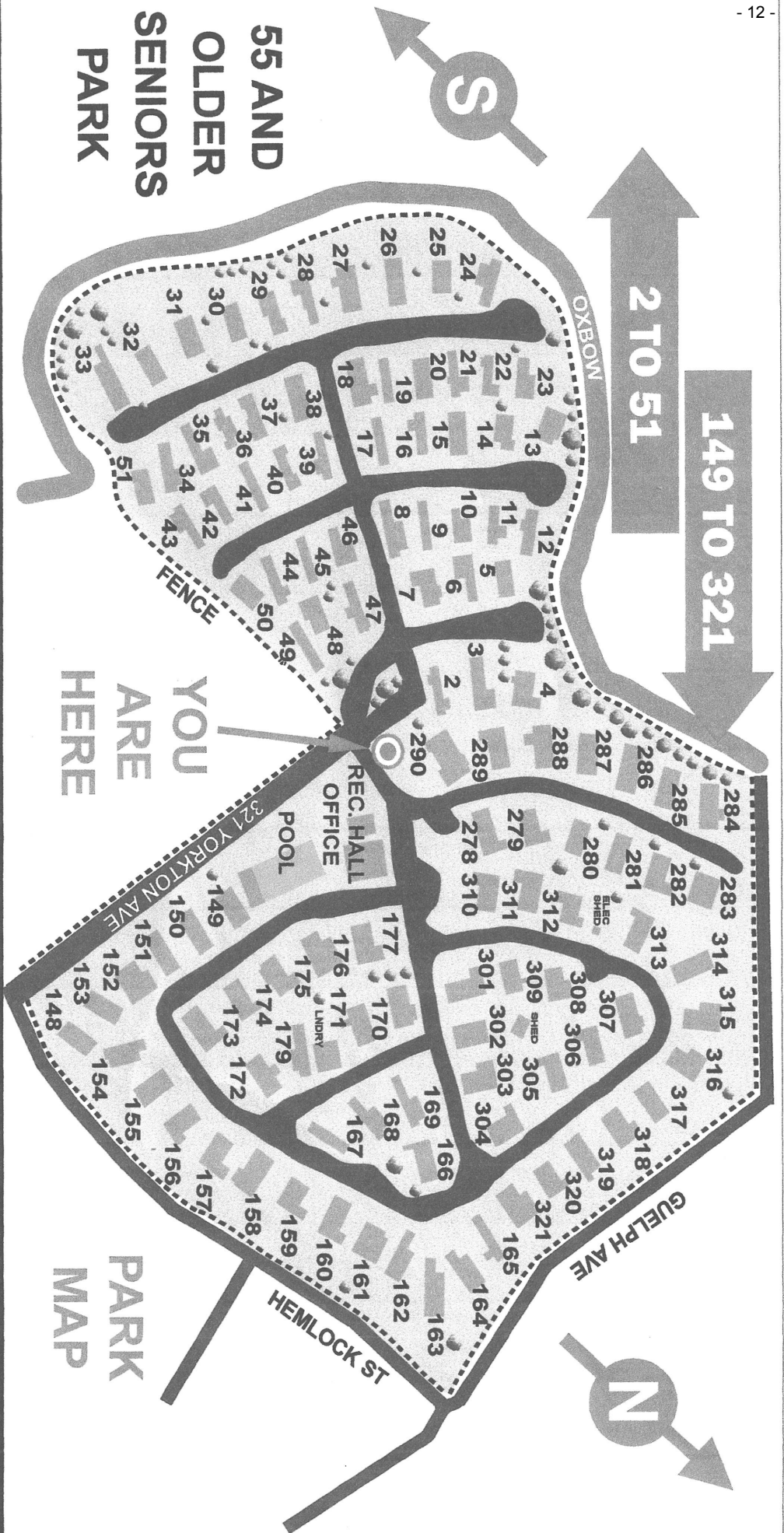
Nick liannone

154 Figueira's Park

159 Figueira's Park

321 Yorkton ave

321 Yorkton Ave



55 AND OLDER SENIORS PARK

FIGUEIRA'S MOBILE HOME PARK
NO SOLICITING IN PARK **PLEASE NO PETS**

Deer Disease and Destruction: Top 5 Reasons to Keep Deer Out of Your Yard

- 13 -

Overpopulated deer will spread disease, attract predators, damage landscapes, and even go after you. Understand the truth about deer danger.

Deer disease and destruction can make those doe eyes and white-tipped tails much less appealing than they are in Disney movies. These pretty creatures can cost you money and wreck your health. Think it's a shame to fence out, repel, and hunt deer? Think again!

1. Deer carry diseases

Lyme disease: Transmitted via a tick bite, Lyme disease can cause headaches, fever, fatigue, joint pain, and rashes in humans and other animals—including the family pet. If not treated properly, Lyme disease can cause memory loss and damage the nervous system.

Brucellosis: This bacterial infection can cause flu-like symptoms, including fever and headaches. Brucellosis can affect the central nervous systems and heart linings.

2. Deer attract predators

When deer are concentrated into small areas, they become an easy meal for their natural predators. Coyotes and bobcats carry disease, such as rabies, and won't hesitate to snatch the family pet or urban chickens you've been raising for fresh eggs.

Once these predators determine the dining is good, they'll come back for more. Now, not only do you have a deer problem, you have a coyote and bobcat problem, too.

3. Deer damage landscape

Deer damage hundreds of millions of dollars' worth of landscaping yearly and make your yard a minefield of scat. They eat 6 to 10 pounds of food daily, tearing leaves from plants and bark from trees, leaving 2-inch long gouges, and weakening plants. Deer love tender new growth, but they'll nibble on every branch within their reach, from the ground to 6 ft. up.

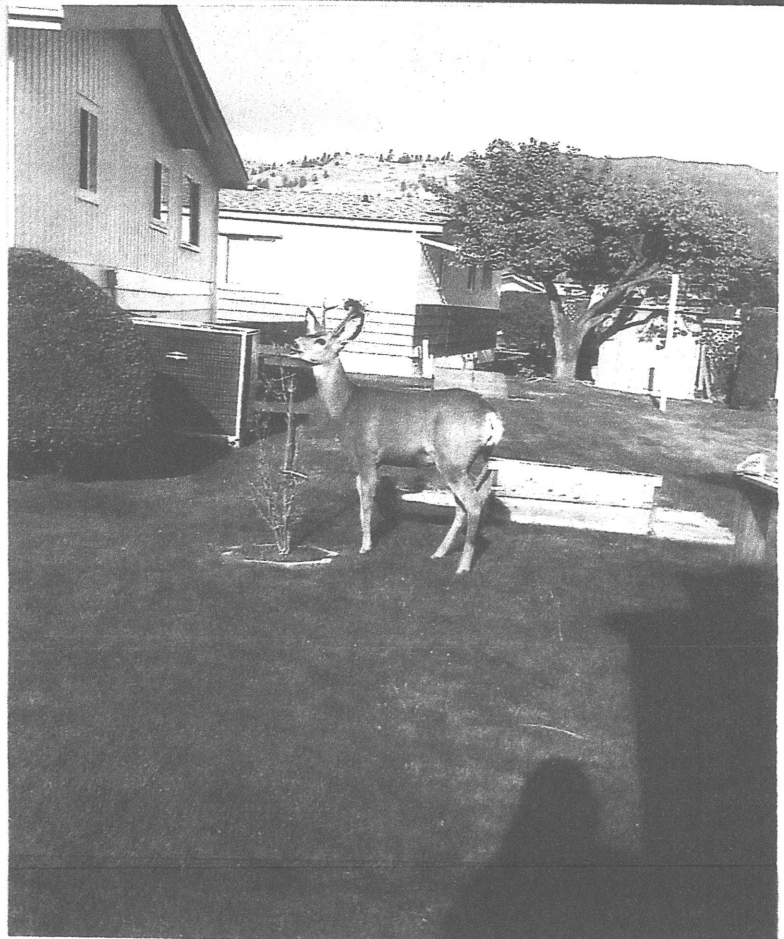
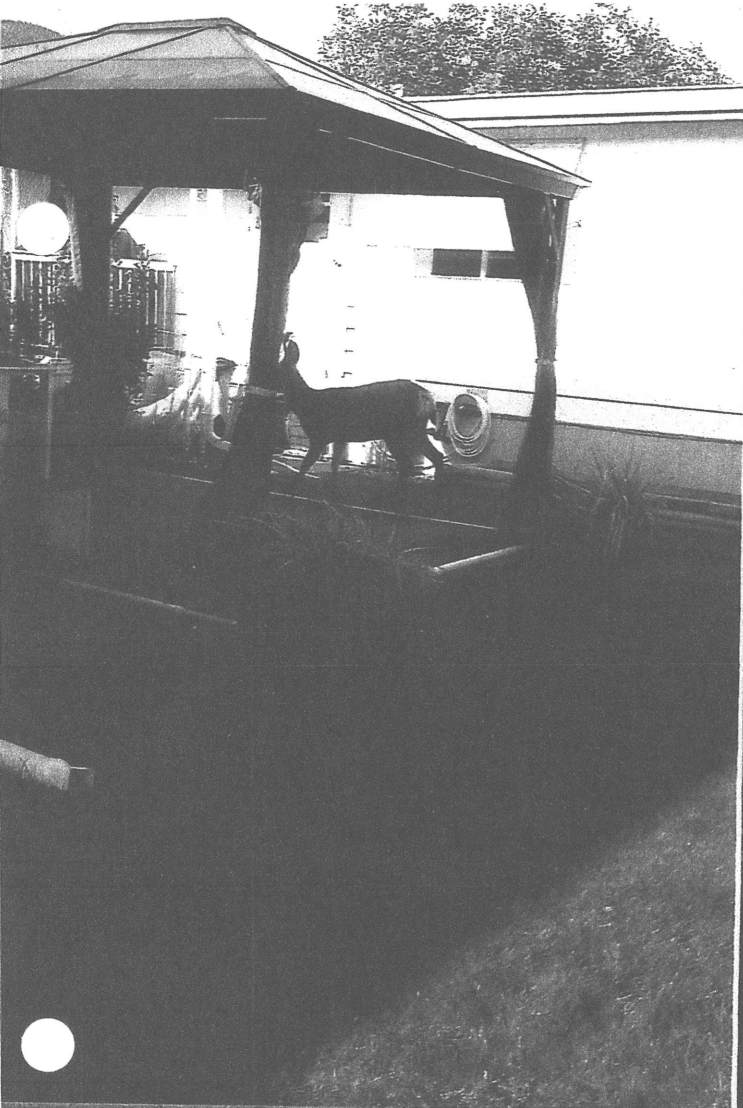
When bucks are in an amorous mood and marking territory, they rub their antlers on young trees, scarring, weakening, and sometimes killing them.

4. Deer are aggressive

Competition for food can be fierce, causing larger deer to muscle away the younger, frailer herd members. Also, aggressive deer have head-butted, gored, and trampled people who got in their way.



PARADISE
3426





FIGIEIRAS PARK DEER CONCERNS

We are making an attempt to control our continuing DEER problem. Our meeting on August 8th was attended by 39 homes (54 residents). It was decided in the meeting we would take the following steps.

1. Contact the Provincial government
2. If need be, contact the City of Penticton about our concerns
3. We have to make a compelling argument as to why we are special. We want consideration for our park without involving the city as a whole
4. If council cannot expedite support and assistance with our problem, then give us the ability to do it ourselves (would need Provincial permission)
5. Create a survey of all park residents, including residents that attended August 8th meeting, so that individual comments can be used for the purpose of showing the following :
 - a) Health issues related to the amount of DEER feces found in our yards creating a danger of disease such as Ecoli, Lyme Disease, and Chronic Wasting disease which are valid concerns
 - b) Safety concerns with DEER predators (Coyotes) showing up in some residents yards
 - c) We are very proud of our park. All residents agree that the landscaping of their park and the beautiful plants and shrubs planted around their homes are being ruined by the deer
 - d) Many residents have reported birthing this Spring at an unprecedented level which will result in these newcomers assuming this is their home

IF YOU SUPPORT OUR EFFORTS TO HAVE THE DEER REMOVED FROM OUR PARK, PLEASE PROVIDE THE FOLLOWING INFORMATION:

Print Names: LUKE & CATHERINE COMPTON

Site Number: 161 Signature/s: [Signature]

of DEER (avg. per day): 3-4 Frequency of visits: ALMOST DAILY

Avg. Yearly \$ of Vegetation Loss: \$200.00 (A GUESS AT BEST)

Frequency of Feces Removal: 2-3X WEEKLY How many locations? WHOLE YARD

Comments: (continue to back page if more space needed). Please take and save pictures .

WE HAVE REMOVED ANY TREE, SHRUB OR ROSE FROM OUR YARD, THAT ATTRACT DEER -

WE HAVE NO CEDARS, NO ROSES, NO DOGWOODS AND DID REMOVE A CRAB APPLE (DECORATIVE?) THAT

SUDDENLY DECIDED TO PRODUCE FRUIT. HOWEVER DEER ARE VERY ADAPTABLE AND SO, WILL TRY OUT OTHER THINGS IN YOUR YARD I.E: AMUR MAPLE, CHICKS N H B PLUM & HAWTHORN LOWER LEAVES & BRANCHES, ANYTHING IN AN ACCESSABLE PLANTER & WHATEVER ELSE CATCHES THEIR ATTENTION. OUR RAISED GARDEN BEDS ARE ENCLOSED IN A WIRE "ROOM" - THEY EAT ANY VEGETATION THAT ESCAPES THE WIRE. OUR NEIGHBOUR HAS FRUIT TREES SO OF COURSE, WE'RE ON THEIR FAVORITE "TRAIL" THRU THE PARK.

WE USE NOISE, SPRAY, CHASE AND BARRIERS I.E: CHAIRS, LATTICE PANELS, GRITTY GROUND ETC. BREAKING THEIR TRAIL PATH IS EFFECTIVE UNTIL THEY DECIDE TO CHANGE DIRECTIONS!!

WE CAME FROM GRAND FORK, BOUNDARY DEER CAPITOL; THE ONLY WAY TO DEFEAT DEER IS A SOLID 5' OR MORE FENCE OR 7' HIGH WIRE DEER FENCE. NO GUARANTEES THO'!!!

P.S. SEE ATTACHED - DEER NURSERY.



British Columbia News

FACTSHEET: Urban deer management in B.C.

<https://news.gov.bc.ca/07723>

Monday, February 22, 2016 9:30 AM

- The Province is committed to partnering with local governments to facilitate the development of socially acceptable urban deer management solutions.
- In some cities and towns, increasing deer numbers have become a safety concern. Aggressive deer have attacked people and pets, and vehicle accidents involving deer in urban areas are on the rise. Deer also attract potentially dangerous predators, like cougars.
- The Province manages deer in the wild; urban deer are primarily managed by municipalities. The Province encourages local governments to develop detailed deer management plans.
- The Province supports municipalities by providing technical advice, regulatory authority, necessary permits, specialized equipment and other management tools.
- In 2016, B.C. launched an urban deer management program, which provides \$100,000 each year to help fund community-based urban deer management projects. The funding follows up on the Province's pledge – made at the 2015 Union of BC Municipalities annual convention– to set aside annual funding for urban deer mitigation.
- The Province oversees the program with the support of the urban deer advisory committee, which includes representatives from the Province, local governments, Union of B.C. Municipalities and the Society for the Prevention of Cruelty to Animals. The committee was created to provide consistent and authoritative support to local governments dealing with urban deer issues.
- There is no simple answer when it comes to managing urban deer, but effective plans usually include a combination of both conflict and population reduction strategies.
- Conflict reduction strategies include the use of deer repellents, landscaping alternatives like deer resistant plantings and fencing, and tactics such as signage to reduce accidents involving deer and motor vehicles.
- Population reduction strategies include lethal removal by culls, while administrative options include updating local bylaws and other regulations and improving public education.
- When a community opts to undertake a limited cull, the following provisions are followed:
 - As part of their deer management plans, communities must make full use of healthy deer carcasses resulting from these culls, for example by donating the meat to First Nations, local food banks or other charitable groups.
 - Wildlife experts advise that capturing deer in modified collapsible clover traps and euthanizing them with a bolt gun is the safest, most efficient and most humane method of deer control in urban areas.
 - Modified clover traps, which resemble oversized hockey nets, are placed in secluded locations to reduce stress on deer. To further reduce stress, deer are not trapped during daylight.
 - Culls are conducted by trained contractors and meat must be processed by a qualified butcher. Organizations accepting wild game meat may distribute it to the public but may not sell it

Other strategies that the Province is often asked about are translocation and fertility control.

Translocation

- Translocation refers to the capture and relocating of urban deer to more remote areas.
- Provincial wildlife biologists have reservations about the effectiveness and humaneness of deer translocation. Historically, attempts at translocation have had poor results. Capture, transportation, release and adapting to a new habitat – all these things put a deer's health and safety at risk.
- Translocation also increases the risk of disease transmission among deer populations.
- Recently new methods have reduced some of the health and welfare issues associated with translocation; some of these methods will be used in an upcoming trial project with mule deer in the East Kootenay.
- Provincial biologists will closely monitor deer after relocation. If the project has a positive impact, it may provide communities with another strategy for dealing with the problem of urban deer.

Fertility control

- Fertility control does not reduce the population immediately. If immediate population reduction is desired, other techniques (such as culling) must be implemented as a component of the overall management action.
- For any long-term change in population numbers and growth, 70-90% of females must be captured, treated by fertility control and monitored.
- Immunocontraceptives are not routinely available and their use is limited to research and controlled by Health Canada.
- Females can be surgically sterilized, but this procedure is invasive, complicated and only possible under strict research protocols.

How can you help reduce urban deer?

- Do not feed deer. They have ample food supply in the wild, and supplementing this natural food supply not only attracts and holds deer in the area but can trigger an unsustainable population increase.
- Properly fence off your fruit trees and gardens.
- Keep shrubs and other plants trimmed. Deer require cover to safely travel through communities and bed down.
- Use motion-activated lights and sprinklers to startle deer and dissuade them from coming into your yard.
- Chase deer away from your property. They are seeking a safe haven, and avoid places that have proven to be stressful in the past.
- Avoid having fruit trees in your yard. If you do have fruit trees, trim lower branches to discourage deer from feeding and remove all windfalls from your yard promptly.
- In winter, cover shrubs and trees with burlap or plastic sheeting. This creates a barrier that prevents deer from browsing in your yard.
- Plant less palatable species: deer have an aversion to blue spruce, juniper or paper birch bushes, and certain perennials like mint and columbine. Consult your local nursery to

ousnes, and certain perennials like mint and columbine. Consult your local nursery to discuss regional options.

Media Contacts

Greig Bethel

Media Relations

Ministry of Forests, Lands and Natural Resource Operations

250 356-5261

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2017/18 Provincial Urban Deer Cost-Share Program: A Program and Application Guide

**Ministry of Forests, Lands and Natural Resource Operations and Rural
Development
Resource Stewardship Division
The Fish and Wildlife Branch**

October 23, 2017

1. Introduction

Since the provincial government's announcement in September of 2015 that it would make \$100,000/year available to help fund urban deer management projects, the Fish and Wildlife Branch (the "Branch") within the Ministry of Forests, Lands and Natural Resource Operations and Rural Development has been working with the Union of BC Municipalities (UBCM) to co-lead the Provincial Urban Deer Advisory Committee (PUDAC) and to develop the *Provincial Urban Deer Cost-Share Program*. Urban deer/human conflicts typically occur in areas of human habitation (e.g. suburbs) where management techniques such as hunting deer are not appropriate. The Branch is again putting out a 'call for proposals' to local governments and Indian Bands/First Nations that are engaged in urban deer management projects (present to March 15, 2018).

In order to be eligible for funding, the proposals must fall into 'operational' or 'research' categories and they must meet all of the identified criteria. Further, potential shared cost agreements will be constrained by funding formulas and/or caps.

All materials that are provided by local governments or Indian Bands/First Nations, and that relate to the *Provincial Urban Deer Cost-Share Program*, may be released to the public.

For further information please contact Jeff Morgan by e-mail at jeff.morgan@gov.bc.ca.

2. Purpose

The purpose of this program is provide local governments or Indian Bands/First Nations with funds to help them address urban deer management challenges through operational or



research projects. This provides an opportunity for local governments and Indian Bands/First Nations to partner with the provincial government and other organizations in the delivery of urban deer management solutions, the advancement of research and information transfer.

3. Objectives

The objectives of the *Provincial Urban Deer Cost-Share Program* are to:

- encourage effective community-based urban deer planning and communications,
- support high-value projects that will effectively manage urban deer,
- provide learning opportunities through scientifically rigorous research trials,
- partner effectively with local governments and Indian Bands/First Nations in the delivery of urban deer management actions,
- foster a standardized and structured approach to management actions, reporting and monitoring in order to continuously improve 'best practices',
- encourage effective communications and information transfer between the provincial and local governments and Indian Bands/First Nations,
- develop effective information and education materials, and
- acquire and loan specialized deer management equipment to local governments and Indian Bands/First Nations.

4. Eligibility Criteria, Funding Formulas and Caps (FY 2017/18)

Any local government or Indian Band/First Nation that meets the following criteria is eligible for funding under this program. In 2017/18 the Program is intended to support 'shovel ready' projects that are consistent with community-based planning processes.

The *Provincial Urban Deer Cost-Share Program* will fund priority projects that:

- address human-deer conflict in areas where the use of traditional (e.g. hunting) deer management techniques are not appropriate,
- are consistent with objectives that have been developed through a community-based planning process,
- have a resolution of support from the local government's council or board or Indian Band's/First Nation's chief and council,
- are compliant with all applicable laws and by-laws and adequately manage all human safety, environmental and animal welfare risks,
- are in accordance with a permit issued under the *Wildlife Act* (or any other statute),
- are technically sound and feasible,
- are scientifically rigorous (if a research project),
- commit to reporting, and



- provide matching funds (from the local government or Indian Band/First Nation or any partners).

The program will provide financial support to approved projects that are undertaken from late fall 2017 to March 15, 2018. Eligible activities will fall into two categories which are 'Operational Projects' and 'Research Projects'.

4.1. Operational Projects

'Operational projects' are those that are intended to directly manage or deter deer populations and that are known to be effective in achieving immediate objectives while managing all associated risks. Presently, operational projects include: 1) fencing or cattle guards that block access to, or from, attractants or green belt corridors and 2) culling projects (capture and bolt gun). Funding support for deterrents will be at discretion of the Branch however, the local government or Indian Band/First Nation and any partners are expected to contribute at least 50% of the project's total budget. Culling operations in the BC Interior will be supported at a rate of \$200/ culled deer. In Coastal BC, culls will be supported at a rate of \$300/culled deer. This support is intended to match the local government's operational costs associated with culling on a 50/50 basis. Cost-share funding support for operational projects will be capped at \$20,000/year*.

* Funding caps may be adjusted downwards depending on program uptake.

4.2 Research Projects

'Research projects' are defined as trial-based applied research that is intended to directly or indirectly manage or deter deer populations. Trial-based projects are those that are not yet known to be effective in achieving objectives or managing associated risks in BC. Activities such as hazing, translocation and immuno-contraception are some examples that could fall into this category. Funding support for research will not be based on any formulae. Rather, it will be based on the value of the research activity, other objectives and the associated funding commitments. All research projects must be scientifically rigorous and will be evaluated according to separate criteria. Cost-share funding support for individual research projects will *generally* be capped at \$20,000/ year* however, funding levels will be at the discretion of the Branch.

* Funding caps may be adjusted downwards depending on program uptake.



5. The Application Outline

Applications for an Operational Project will include:

- A cover letter that confirms that the project plan has a 'resolution of support' from the local government's council or board or the Indian Band's/First Nation's Chief and Council and that the project is consistent with objectives that have been developed through a community-based planning process.
- A Project Plan that includes:
 - background and a description of current issues,
 - goals and objectives,
 - a description of project area,
 - works to be undertaken,
 - description of work,
 - methods/techniques that will be used,
 - risk (animal welfare, human safety, environmental) management actions,
 - timelines,
 - a commitment to the reporting expectations outlined in Appendix 1 and a description of any subsequent follow-up reports (e.g. monitoring),
 - a funding request,
 - a budget with a clear description of all funding partners and their contributions and any funding restrictions,
 - a discussion on how the project's techniques and objectives are consistent with the appropriate community-based plan,
 - confirmation that the project is compliant with all applicable laws and by-laws, and
 - **confirmation that all required permits have been obtained or have been applied for (include a copy of the permit(s) or the applications).**

Applications for a Research Project will include:

- A cover letter that confirms that the project plan has a 'resolution of support' from the local government's council or board or the Indian Band's/First Nation's Chief and Council.
- A Research Project Plan that includes:
 - background and a description of current management challenges or knowledge gaps,
 - goals and objectives (especially if the projects blends operations and research),
 - a clear description of the research question,
 - works to be undertaken,
 - study design and intended analysis,
 - methods/techniques that will be used,



- risk (animal welfare, human safety, environmental) management actions,
- timelines,
- a commitment to the reporting expectations outlined in Appendix 1 and a description of any subsequent follow-up reports (e.g. monitoring),
- a funding request,
- a budget with a clear description of all funding partners and their contributions and any funding restrictions,
- a discussion on how the project's techniques and objectives are consistent with the appropriate community-based plan,
- **confirmation that all required permits have been obtained or have been applied for (include a copy of the permit(s) or the application(s)),**
- a description of the research committee (names of the individuals, their affiliated organization and their position on the committee described), and
- a description of how the research will be reported (e.g. unpublished manuscript, published manuscript, post graduate thesis).

6. Project Evaluation

All Proposals must meet all of the eligibility criteria (Section 4) and provide the information in the requested format (Section 5).

Operation Proposals will be evaluated based on the following criteria:

- Value of Project's Objectives, Current Level of Impact/Risks and the Immediate need for Action (Weight 20 Points)
 - Garden or Crop Losses
 - Environmental Impacts (e.g. over-browsing in valuable ecosystems)
 - Domestic Animal Conflict
 - *Human Safety (motor vehicle collisions, direct aggression, predator interactions, human health)*
- The Expected Impact of the Project and its Cost-Effectiveness (Weight 20 Points)
- Contributions from funding partners (Weight 5 Points)

Research Proposals will be evaluated based on the following criteria:

- The Scientific Value of the Project and its Potential to Innovate Practices in BC (Weight 20 Points)



- The Associated Objectives - Impact of the Project and its Cost Effectiveness (Weight 20 Points)
 - Garden or Crop Losses
 - Environmental Impacts (e.g. over-browsing in valuable ecosystems)
 - Domestic Animal Conflict
 - Human Safety (motor vehicle collisions, direct aggression, predator interactions, human health)
- Contributions from funding partners (Weight 5 Points)

7. Payments, Records and Accounts for Approved Projects

In 2017/18 the Fish and Wildlife Branch will make up to \$100,000 (in total), available to local governments or Indian Bands/First Nations through shared cost agreements. The Branch will receive all project proposals and will be responsible for the final funding prioritizations and allocations.

Funding allotments, general conditions and timelines will be communicated through 'agreements in principle' (via-email). By agreeing, the successful applicant will confirm that it can meet the expressed expectations and will accept the funding.

The Fish and Wildlife Branch and local government or Indian Band/First Nation (or lead entity-in the case of a multi-jurisdictional project) will then develop and enter into a shared cost agreement. Once the works specified in the contract's 'Schedule A' have been completed, and a project completion report has been finalized, the local government will submit the report and an invoice the Branch.

A statement from the local government's or Indian Band's/First Nation's Chief Financial Officer that verifies the total cost of the project must be attached to the project completion report. When applicable, this statement will also identify other contributions such as in-kind, matching funding, and other revenue sources required in order to complete the project. The local government's or Indian Band's/First Nation's Chief Financial Officers will maintain acceptable accounting records that clearly disclose the nature and amounts of the different items of cost pertaining to the project's activities. The Program Officer for the *Provincial Urban Deer Cost-Share Program* may require applicants to provide details of the types and amounts of all fees and costs (including 'in-kind') associated with contractors, consultants and in-house staff.

If any changes to a project are contemplated, the Program Officer's written approval is required to ensure the project remains consistent with the shared cost agreement.



8. Application Process

8.1 Where to Apply

Apply via e-mail to:

Jeff Morgan (Program Officer for the Urban Deer Cost-Share Program)

Fish and Wildlife Branch

jeff.morgan@gov.bc.ca

8.2 When to Apply

Applications should be received on or before **November 17, 2017**. Depending on program uptake, late applications may be accepted. Approvals 'in principle' may be arranged if elements of the proposal are in progress but not available at the time of application.

9. Timelines:

- **October 25, 2017:** Provincial Urban Deer Cost-Share Program's Call for proposals go out (for 2017/18 fiscal).
- **November 17, 2017:** Deadline for local governments or Indian Bands/First Nations to submit their project proposals.
- **November 24, 2017:** Provincial Urban deer Advisory Committee review of proposals completed.
- **December 1, 2017:** Branch notifies local governments or Indian Bands/First Nations of their available funding allotments (through 'agreements in principle').
- **December 8, 2017:** Branch enters into agreements with successful local governments or Indian Bands/First Nations.
- **March 15, 2018:** Deadline for local governments or Indian Bands/First Nations to submit invoices and project completion reports to the Branch.

Appendix 1: Report Outlines

The following formats are to be used when preparing Project Completion Reports for projects that are funded by the *Provincial Urban Deer Cost-Share Program*.

Operational Project:

1. Abstract
2. Introduction/Background
3. Purpose/Objectives
4. Project Area/Area of Influence
 - a. Methods/Techniques (including risk management actions)



5. Results
6. Summary/Lessons Learned
7. Literature Cited (if applicable)

Research Project:

1. Abstract
2. Introduction
 - a. Background
 - b. Research Question
3. Study Area (and Area of Influence if operational goals are also involved)
4. Methods/Techniques (including risk management actions)
5. Results
6. Discussion
7. Summary/Management Implications
8. Literature Cited

Committee of the Whole Report

penticton.ca

Date: November 20, 2018 File No: 4300-01
To: Peter Weeber, Chief Administrative Officer
From: Blake Laven, Planning Manager and JoAnne Kleb, Engagement Strategist
Subject: **Update on cannabis framework for retail sales and public consumption**

Staff Recommendation

THAT the Committee of the Whole receive into the record the report titled "Update on cannabis framework for retail sales and public consumption" and endorses the framework as presented;

AND THAT staff are directed to introduce policies and bylaws in-line with the framework at the December 4, 2018 Regular meeting of Council.

Executive Summary

This report outlines the work done to date to prepare Penticton for the legalization of cannabis, including the development of a framework dealing with the retail sales of cannabis and rules pertaining to the smoking and vaping of cannabis. The framework outlined herein was developed through an extensive public engagement process, stakeholder consultation, legal review and best practices from other jurisdictions. The framework allows for limited opportunities for retail sales in established commercial areas of the City, including select areas in the downtown but not including Main Street or Front Street. The framework also provides buffers from schools where retail sales are not permitted to reduce exposure to youths. And finally, the framework proposes prohibiting cannabis smoking and vaping in most public areas.

Strategic priority objective

Creating regulations through public and stakeholder consultation for the safe distribution and consumption of cannabis products in Penticton is in keeping with the Council priorities of Good Governance.

Background

Legislation

The Federal *Cannabis Act* came into effect on October 17, 2018, legalizing recreation cannabis in Canada under a controlled framework. The *Act* splits the jurisdiction of cannabis regulation between the federal and provincial spheres. Licensing production, packaging of product and product quality, among other aspects fall under federal responsibility with distribution of cannabis product and rules pertaining to public consumption being provincial mandates.

Distribution schemes differ from province to province, with some provinces, like Ontario, having a complete government monopoly on distribution and others, like Alberta, favouring a private retail store model. In BC, the enabling legislation, the *Cannabis Control and Licensing Act (CCLA)*, is a hybrid following the model of liquor distribution in BC with a blended private and public model. Similarly, rules around who can purchase and where consumption occur differ from province to province, with the age set as 19 in BC. Under the *CCLA* the smoking and vaping of cannabis is prohibited on school and health authority properties, in outdoor parks where recreation can occur, in areas of work or close to doorways, windows and air intake of public places and within a vehicle or bus stop, among other areas.

The *CCLA* also provides broad authority to local governments to determine where in their communities, if at all, cannabis retail sales can occur. Licensing of cannabis retail stores is done through the provincial liquor control and licensing branch (LCLB). Prior to a location being licensed however, support from the local government must be obtained. The *Act* outlines that public consultation on each location must be done prior to local government (Council) endorsing a location.

Development of a local approach

Given the requirements of the *CCLA* and the broad authority it gives to municipalities, Penticton, like other communities in the province is required to respond to this new environment. Are cannabis retail sales a supported land use in the community? If so, where should cannabis retail stores be located and under what auspices should they operate? Where should people be able to smoke and vape cannabis in Penticton? These are all questions that the *Act* leave to the local government to create policy and regulation on. Various BC municipalities have taken a varied approach, with some completely embracing the new retail environment with little restriction to other prohibiting retail cannabis sales completely.

To respond to these local considerations, Penticton City Council in March of 2018 supported a community engagement plan intended to provide direction on the development of policy to address these questions and create a local framework.

Engagement Summary

The engagement program was conducted in four phases between April and October of 2018, providing multiple opportunities for the community to be involved in shaping the policies as the work developed. The key activity in the first phase was a community-wide survey to gauge public opinion on the legalization of cannabis in Penticton and input on the policies. Supported with a creative promotional campaign, the survey achieved a record level of participation with 1,151 responses. Through this survey, the City learned that participants strongly support legitimizing retail sales and allowing a limited number of stores in the community provided they are not located near schools, in residential areas or along the lakeshores. The City also learned that participants are comfortable with stores locating in established commercial areas and with use on private property but are not comfortable with allowing public consumption.

Note: The complete findings of the survey are provided in the Community Engagement Report included in the Appendix. It is important to note that the survey is not considered scientific as it was voluntary. With the high level of response, staff were able to weigh the results to reflect the demographics of the population. The results were consistent with those of other municipalities who conducted both controlled and voluntary surveys.

How does Penticton compare?

The following table compares Penticton’s approach, survey participation and findings for similar questions with other communities.

	Pop.	Participation	Agree with legitimate retail sales*	Agree that public use should be banned*
Penticton	34,000	1,150	78%	53%
W. Kelowna	32,000	1,200	75%	62%
Kelowna	127,000	N/A	N/A	N/A
Vernon	40,000	N/A	N/A	N/A
Edmonton	933,000	1,908 controlled / 2,213 website (4,121)	64% controlled / 67% website	51% controlled / 48% website
Calgary	1.2M	15,000 (web and in person)	73%	N/A

Based on the survey results, staff prepared a draft framework that provided guidance on possible locations for retail stores, requirements for storefronts as well as restrictions on public use. The proposed framework was reviewed with key stakeholder groups during the next phase of engagement including meetings with City committees, the RCMP and City Bylaw Services, the SD 67 District Parent Advisory Council, the Downtown Penticton Association and Chamber of Commerce, the Penticton Indian Band and other local governments.

Following this work, a revised draft was communicated through local newspapers and media, the utility newsletter, shapeyourcitypentiction.ca and social media to make the community aware of the proposed direction. Residents were invited to attend an open house to discuss the recommended framework with staff and to share their feedback through shapeyourcitypentiction.ca. Approximately 160 residents attended the open house. Of the 81 feedback forms received, 72% of participants agreed or strongly agreed that the recommendations in the framework for introducing retail sales of cannabis are acceptable. In the comments section, participants expanded on their remaining concerns regarding the impact of public use especially for those who are allergic or in recovery as well as regarding the City’s ability to enforce bylaws. There also continues to be discussion within the business community about locating retail stores along Main Street downtown.

Engagement-at-a-glance

The following table summarizes the activities of the engagement program. A complete report on the engagement program as well as the results of the surveys and feedback forms is included in the Appendix.

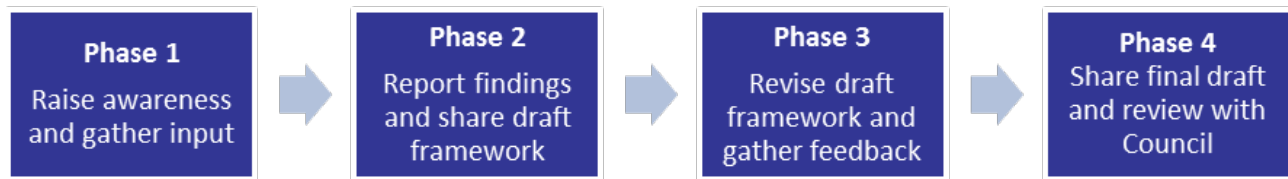


Figure 1: Four phase engagement strategy endorsed by Council

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|--|--|--|
| <ul style="list-style-type: none"> • 18,000 reached through Utility Newsletter • 200+ discussions during 4/20 outreach • 150+ conversations at Senior's Centre • 21,000 views on social media • 1,151 survey responses • 3,400 views on shapeyourcitypenticton | <ul style="list-style-type: none"> • Meetings with Chamber, DPA, DPAC Staff, RCMP, PIB, legal and other local governments • Council update • Press release generated • 5+ media articles about survey results • 2,507 emailed survey results through shapeyourcitypenticton | <ul style="list-style-type: none"> • 18,000 reached through Utility Newsletter • 205 downloads of survey results • 199 downloads of draft framework • 158 downloads of proposed zoning • 160 attend Aug. 28 open house • 81 feedback forms received • 4,900 views on shapeyourcitypenticton |
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The local framework

Based on the results of the feedback from the engagement work, consultation with stakeholders like the Downtown Penticton Association, Chamber of Commerce and School District, research into other communities approaches and through legal advice, staff have developed the following framework:

1. Amendments to the City's zoning bylaw to allow for the use 'cannabis retail sales' in the C4 (General Commercial), C5 (City Centre Commercial), C6 (Mixed Use Commercial), with a restriction on stores from locating anywhere on Main Street or Front Street in the downtown.
2. Adoption of policy whereby stores should not be located within 300m of a public or private elementary, middle or high school (K-12 school) nor within 300m of another cannabis retail store in the downtown or 750m from another store in other areas of the city.
3. Amendments to the City's Business License Bylaw limiting hours of operation from 9AM to 8PM, restrictions on roll shutters and requirements for a security plan and adherence to branding standards.
4. Adoption of policy outlining storefront guidelines, ensuring a positive image to the storefront.
5. Adoption of a process for dealing with referrals from the province for cannabis retail stores, ensuring a fair process whereby the most appropriate locations and highest quality stores are given local government support, recognizing that there will be more applications than stores desired in Penticton (see first intake below).

6. Amendments to the City's Smoking Bylaw, prohibiting smoking and vaping cannabis in most public areas, including sidewalks and streets.

First intake

Given the strong demand expected from prospective retailers, both local and national, to operate in Penticton, and the restrictions that are favoured by the community, selecting which applicants will receive support from the City in their provincial applications must be done in a fair and transparent manner. Staff have outlined the following process that is intended to begin upon adoption of a policy:

- As a first intake, staff will accept as many applications that are made until January 31, 2019, but will not begin processing applications until after the initial application period has closed.
- In cases where stores have made applications in close locational proximity to each other (and in conflict with the siting rules listed above), staff will make a recommendation to Council on which store should be given support. Recommendations will be made based on the merit of the application.
- The following list are reasons where staff would recommend against support for a location:
 1. Strong public opposition to the location
 2. Proposed location is in a zone that does not include 'cannabis retail store' as a permitted use
 3. Proposed location is within 300m of a public or private elementary, middle or secondary (k-12) school
 4. Proposed location is in too close a proximity to another cannabis retail store
 5. Design of the storefront and branding do not adhere to the guidelines listed in this policy
- In cases where staff are recommending against a particular location, the proponent will be given the opportunity to present directly to Council prior to Council passing a resolution on the matter.
- There will be no priority given to wellness centers or other cannabis related businesses that have already operated within the City of Penticton.

Analysis

Responses to the public surveys showed that residents are open to the retail sales of cannabis in Penticton. The results of the survey show, however, that a strong regulatory framework is favoured to limit the proliferation of cannabis retail stores in the community and to keep stores away from schools, limiting exposure to youth.

Similarly, consultation with stakeholders such as the Downtown Penticton Association, Chamber of Commerce and School District show some apprehension towards a fully market based approach. The buffering rules and limited zones where this use will be permitted are a reflection of the views expressed during the engagement process. Because of the rules that storefronts are not permitted to have any transparency to them, Main Street and Front Street as the highest level retail areas in the City have been identified as areas where cannabis retail stores will not be permitted.

With regard to the smoking and vaping of cannabis in Penticton, a complete prohibition for all public lands is being proposed. The intent is for people to enjoy the product within their individual properties or other private outdoor spaces that owners permit the use to occur. During the public consultation work, the predominate theme was people, for the most part did not object to people smoking, they just did not want

to be negatively affected by second hand smoke or vapour. The most effective way to ensure this is to not permit it on city streets and other public spaces. Fines similar to smoking in prohibited areas will be included in the City's various bylaws (\$100 per offence) and will be enforced by the bylaw enforcement team.

We consider this approach reflective of what the citizenry of Penticton wants to see with regard to providing limited access to cannabis, protecting youth and ensuring the integrity of our established commercial areas. This information has been provided to the Committee of Whole for information with the intention that the bylaws and policies would be introduced to City Council at an upcoming Council meeting for full public comment and ultimately adoption.

Attachments

Attachment A – Community Engagement Report - Developing a framework for legalized cannabis in Penticton

Respectfully submitted,

Blake Laven, RPP, MCIP
Planning Manager

JoAnne Kleb,
Engagement Strategist

Approvals

Director <i>BL</i>	Chief Administrative Officer PW
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Developing a framework for legalized cannabis in Penticton

Community Engagement Report

November 2018



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- Phase 3: Revise regulations and gather feedback 14
- Phase 4: Share final draft and review with Council 16
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Executive Summary



When the federal government announced that recreational cannabis would become legal in 2018, local governments learned that they would have authority over the location, number and operation of stores in their communities as well the rules for public consumption. In order to develop regulations that reflect the values of Penticton residents, Council endorsed a community engagement strategy to understand residents' views on the controversial topic.

The engagement strategy was conducted in four phases between April and October of 2018 and provided multiple opportunities for the community to be involved in shaping the direction for the City. The key activity in the first phase was a community-wide survey which achieved a record level of participation with 1,151 responses. Through this survey, the City learned that there is strong support to legitimize retail sales and allow a limited number of stores in the community provided they are not located near schools, in residential areas or along the lakeshores. The City also learned that residents are comfortable with stores locating in established commercial areas and with use on private property but are not comfortable with allowing public consumption. These results were consistent with those of other municipalities who surveyed their communities.

Based on these findings, the City prepared a draft framework that provided guidance on possible locations for retail stores, requirements for storefronts as well as restrictions on public use. The proposed framework was refined during the next phase of engagement which included reviews with City committees, the RCMP and City Bylaw Services, the SD 67 District Parent Advisory Council, the Downtown Penticton Association and Chamber of Commerce, the Penticton Indian Band and other local governments.

Following this work, a revised draft was shared with the community for confirmation at an open house and online through shapeyourcitypenticton.ca. Feedback on the framework collected at the open house and anecdotally has been positive. There continues to be concern in the community regarding the impact of public use especially for those who are allergic or in recovery as well as concern about the City's ability to enforce bylaws. There also continues to be discussion within the business community about locating retail stores along Main Street downtown.

Engagement-at-a-glance

The following table summarizes the activities of the engagement program.

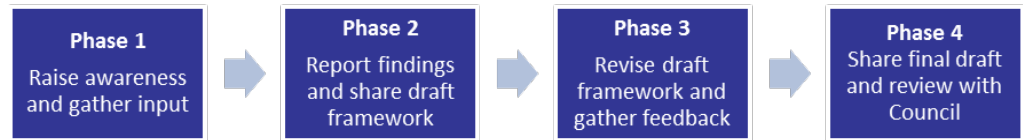


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As a result of the engagement program, staff was able to develop a recommended framework that reflects the values of most citizens and stakeholders. A complete summary of the activities performed and the outcomes is included in this report.

Strategy

The role of implementing legal recreational cannabis is shared by all three levels of government. The role of municipal government is to determine the rules for public use and retail sales in the community. As the legalization of non-medical cannabis is a significant change for residents and potentially a controversial topic, the City wanted to involve the community in the development of the rules for Penticton. The following is a summary of the strategy for community engagement that was endorsed by Council at the meeting on March 20, 2018.

Goals

The engagement program was designed to achieve the following goals:

- Staff will have the direction needed from the community and interested stakeholder groups to develop a recommendation.



Staff spoke with over 200 residents during the one-day outreach on 4/20. Here they are pictured along the Okanagan lakeshore.

- The community and interested stakeholder groups will have the information they need and the opportunity to participate effectively.
- The community and interested stakeholder groups will trust the process and accept the outcome.
- The community and interested stakeholder groups will agree the recommendations reflect their interests and input.

Stakeholders

The engagement program is designed to meet the needs of the community and interested stakeholder groups. The City identified the following groups as potentially having a unique interest in the development of a framework for Penticton and created opportunities for their involvement.

- Schools / Youth (District Parent Advisory Council)
- Enforcement (RCMP, Bylaw, Licensing)
- Business (Chamber of Commerce, Downtown Penticton Association)
- Committees (Community Revitalization)

Level of Engagement

The level and approach to engagement is based on the impact to stakeholders and in accordance with the best practices identified by the International Association of Public Participation (IAP2). Due to the potential concerns about retail sales of cannabis in the City, staff planned a high level of engagement with frequent updates and opportunities for involvement throughout the process as described by the Spectrum of Public Participation shown below.

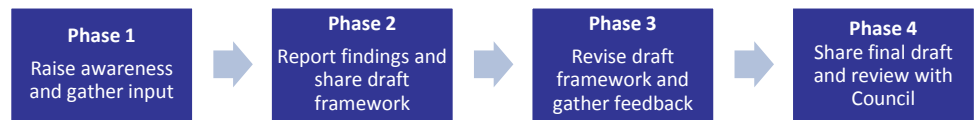
IAP2				
Inform	Consult	Involve	Collaborate	Empower
Provide with balanced and objective information to assist them in understanding the problem, alternatives or solutions.	Obtain feedback on the analysis, alternatives and / or decisions.	Work directly with the public throughout the process to ensure their interests are consistently understood and considered.	Partner with the public in each aspect of the decision including the development of alternatives and the identification of the preferred solution.	To place final decision making in the hands of the public.

Figure 2: IAP2 Spectrum of Public Participation

Process and Plan

To achieve the goals of the program and deliver the appropriate level of community involvement, the City conducted the engagement activities in

four phases. A summary of each phase as well as the outcome is provided in the next section.



Plan

The following is a timeline of the key activities in support of the engagement program. The timeline does not include any paid advertising or social media activities.

	Date	Key Activities
Phase 1	April 16	News Release “Legalizing cannabis. WEED like to hear from you!”
	April 16	www.shapeyourcitypenticton.ca page
	April 16 – May 4	Community-wide Survey
	April 20	Community Outreach
	April 24	Community Outreach - Penticton Seniors’ Drop-in Centre
	April 26	Chamber of Commerce Discussion
Phase 2	May 24	Enforcement – RCMP, Bylaw, Planning and Building Services Meeting
	May 25	Schools – District Parent Advisory Council Meeting
	June 28	Community Revitalization Committee Meeting
	July 3	Council Update
	July 3	Press Release “Council hears survey results and proposed framework”
	July 25	Business Community - DPA / Chamber Presentation
	August	Utility Newsletter – Framework drafted for retail sales of cannabis
	Aug 9	Penticton Indian Band Meeting
	Oct 23	DPA Meeting
Phase 3	Aug 14	News Release “City invites discussion on Cannabis Framework”
	Aug 28	Community Open House

Phase 1: Raise Awareness and Gather Input



Planning Manager Blake Laven and Engagement Strategist JoAnne Kleb partnered to plan and execute the engagement program. They are pictured here wearing the highly popular and visible WEED like to hear from you t-shirts used to promote the campaign.

The objectives of the first phase of the engagement program was to raise awareness of the role of the City in the legalization of non-medical cannabis and to gather input from the community to develop a proposed framework for public use and retail sales in Penticton. The following is a summary of the engagement activities conducted:

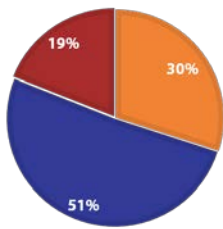
- The primary engagement activity in the first phase was a community-wide survey. The survey ran from April 16 to May 4. Residents had the option of completing the survey in paper as well as online. The City elected to run the survey through its engagement platform as opposed to a third-party research company in order to build membership in the system and to minimize costs. Staff aimed to increase the quality of the data collected by weighting the results to reflect the demographics of the population.
- The City used a creative promotional program to increase awareness and encourage participation in the survey. In particular, the use of the tagline “WEED like to hear from you!” in all communications, advertising and social media was well received and helped to draw a broad demographic including a high percentage of youth. Social media posts supporting the campaign received 21,000 views.
- The City also took advantage of the profile of April 20 as “weed day” in cannabis culture to raise awareness. Staff conducted a one-day public outreach campaign on 4/20 speaking with residents at several highly public locations throughout the city including the Community Centre, the Okanagan Lakeshore, downtown businesses and more. Over the course of the single day event, staff spoke with more than 200 residents from all walks of life. As part of the interactions, residents were provided with a business card providing them with the information to complete the survey online.
- During the 4/20 event, staff wore t-shirts displaying the “WEED like to hear from you!” slogan and a cannabis leaf to increase the visibility of the outreach. The t-shirts were so popular that the City held a draw for one of 20 free t-shirts for anyone who shared the posts about the program on social media.
- The City also visited the local Seniors’ Drop-in Centre during their popular Tuesday Lunch on April 24 to ensure voices from all

demographics were heard from. Staff were able to speak with approximately 150 guests of the lunch.

- Traditional communication channels were also used to extend the reach of the program including an article in the Utility Newsletter, advertisements in the newspaper, a news release and social media promotions.
- Through these efforts, the City achieved record participation in the survey with 1,151 completions (including 32 paper surveys). The age of the respondents was 19-39 (30%), 40-64 (51%) and 65 and above (19%). Due to the high level of participation, staff was able to weigh the results to reflect Penticton’s demographic. The results were weighted as follows 19-39 (24%), 40-64 (42%) and 65 and above (34%). Results from non-residents were removed. A total of 1,056 responses were analysed.

Participation by Age (Not weighted)

■ 19 - 39 ■ 40 - 64 ■ 65 and Above



What we heard

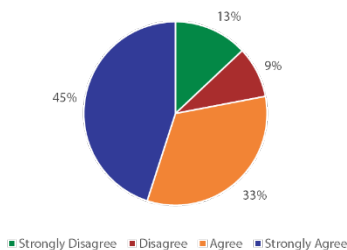
The following is a summary of the findings of the community-wide survey as well as themes from the anecdotal comments collected during outreach activities. A copy of the complete survey results is included in Appendix A.

- *The majority of participants support legitimizing and regulating retail cannabis sales.*

Participants were reminded that the Government of Canada is legalizing and strictly regulating cannabis to “keep it out of the hands of Canadian youth and to prevent organized crime from continuing to profit from the illegal cannabis market.” At 78%, participants agreed or strongly agreed that regulating retail cannabis sales and having legitimate cannabis businesses will be good for Penticton.

- *The majority of participants agree that retail cannabis sales should be allowed in Penticton.*

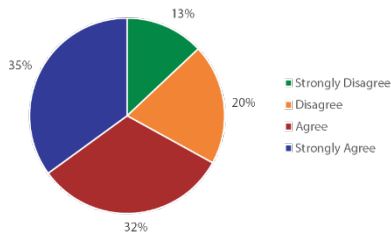
Do you agree with allowing retail cannabis sales in Penticton?



Participants were reminded that municipalities have the option of choosing to allow or prohibit retail cannabis sales in Penticton. The same number (78%) agreed or strongly agreed that retail cannabis sales should be allowed in Penticton.

- *Participants support allowing retail sales downtown and in established commercial areas but not along the city’s lakeshores.*

Do you agree that the number of stores should be capped?



There was support for allowing retail sales downtown (56%), in other downtown areas (67%), in established shopping centres (51%), and in commercial areas along Main Street (59%). There was minimal support for allowing retail sales along the Okanagan or Skaha lakeshores (29%) and in neighborhood or corner stores (18%). The preference was to have retail stores spread across the city (47%) as opposed to clustered in a few commercial areas (21%). 25% of the respondents were open to a combination of the options. In an open-ended question, participants asked if any locations were missing from the list provided. Some of the themes in the response included: all commercial areas, anywhere alcohol is sold, and in the industrial area.

- *Participants support capping the number of stores.*

The majority of participants support capping the number of stores with 67% agreeing or strongly agreeing to a cap. Participants were asked for their opinion on an appropriate cap and were informed that there are 8 stores licensed to sell liquor in the City for context. 42% would like to see the cap the same as liquor stores and 28% would like to see the cap less than liquor stores. Another 30% don't believe it should be capped.

- *Participants strongly support requiring a minimum distance from schools.*

There was strong support to require a minimum distance of retail stores from schools or public facilities at 86%. When asked which other public facilities in an open-ended question, the most common response was to avoid public areas frequented by youth including: beaches, parks, playgrounds, library, and community centre. The hospital was also frequently mentioned. At 81%, the majority of participants would like to see a minimum of a 200 m distance from schools. In the open-ended section, 1% of participants asked for a greater distance such as 400 or 600 m.

- *Participants do not feel strongly about a minimum distance between stores*

55% of participants agree or strongly agree that there should be a minimum distance between the cannabis stores. When asked what an appropriate distance would be, 51% suggested 200 m and 40% suggested letting the market decide.

- *Participants would like to see the hours of operation of stores restricted*

64% of participants agree or strongly agree that the hours should be restricted. Participants were provided with the hours of liquor stores as a comparison. In an open-ended question, participants were asked what the hours should be if they should be restricted further. The most common themes suggested the stores should close before 9 pm, should be similar hours of operation to liquor stores and should not be allowed to be open for 24 hours.

- *Participants would like to see use limited to private property*

Participants were asked three different questions to gauge their tolerance for public cannabis use. At 56%, the majority of participants agree or strongly agree that adults should be able to smoke and vape cannabis in the same public places you can smoke tobacco. At 53%, the majority of participants agree that smoking and vaping cannabis should be banned in all public places. A further question asking for opinion on specific locations provided more specific direction on what was acceptable to participants.

- Participants identified the following places as acceptable for cannabis use: backyard (78%), front yard (65%) and outdoor concert where permitted (54%).
- Participants identified the following places as unacceptable for cannabis use: public park (63%), bus stop (86%), restaurant patio (78%), walking down the street (63%) or any outdoor public space (62%).

When asked if participants had any other questions or concerns about the legalization of cannabis and what it means to Penticton, the City received 1,404 comments. The most common themes included:

- Offended by the smell (8%)
- Concerned about second hand smoke (7%)
- Restrict public use similar to cigarettes (6%)
- Restrict public use similar to alcohol (6%)
- No public use (5%)
- Oppose legalization (5%)
- Support for tourism and economic benefits (4%)
- Pro legalization (4%)
- Worried about impaired driving (3%)
- Enforcement (3%)
- Medical use only (3%)

- No smoke in backyard (3%)
- Educate public on use and bylaws (2%)
- Know people who benefit (2%)
- Concern about balconies (2%)
- Hope it reduces black market and fentanyl issues (2%)

The following is a selection of the comments received in a final open-ended question inviting general comments. Residents had the following to say:

"I think the economy will benefit from it provincially and federally. We are now able to grow money on trees so to speak!"

"Already it is difficult walking downtown without smelling cannabis and it's not even legal yet. Can't even breathe the fresh air."

"Please do not allow those of us who do not want to be tainted by the smell of the smoke to have to breathe it. I, and my son, are allergic to it."

"All of the rules and boundaries... who is going to enforce them the paltry City police? They can't enforce skateboarding on sidewalks."

"There should be significant fiscal fines to store owners and license retraction if there are violations."

"I highly support grandfathering existing stores."

"Kudos to the city for getting the conversation going."

"I hope our community can come up with a plan that is both safe for our community and helps the consumers be able to access cannabis legally."

"Be aware that a front porch or balcony in a privately owned apartment often is not a permitted area."

"Can't wait! It'll be a great addition to our already established tourist attractions."

"Cannabis should be regarded in the same way as liquor, not compared to cigarettes."

"I believe cannabis needs to be sold in a responsible manner."

"I do not care what people do in the privacy of their homes but I do not want to go out in public and be forced to breathe in second hand smoke."

"I favour as little government interference as possible."

Comparison by City

The following chart provides an overview of how the results of Penticton’s engagement activities compare with other municipalities.

	Pop.	Participation	Agree with legitimate retail sales*	Agree that public use should be banned*
Penticton	34,000	1,150	78%	53%
W. Kelowna	32,000	1,200	75%	62%
Kelowna	127,000	N/A	N/A	N/A
Vernon	40,000	N/A	N/A	N/A
Edmonton	933,000	1,908 controlled / 2,213 website (4,121)	64% controlled / 67% website	51% controlled / 48% website
Calgary	1.2M	15,000 (web and in person)	73%	N/A

*Wording of questions varies by municipality.

Figure 3: Comparison of survey results by city.

Proposed Framework

Based on the results of the survey, staff drafted a proposed framework for regulating retail sales and public use. Some of the key features of the proposed framework include:

- Retail stores would be added as permitted uses in established commercial areas (excluding the lakeshore and neighborhood commercial). As a permitted use, rezoning applications would not be required for request that meet regulations.
- Exclusion Zones (300 m) would be created around schools, select commercial areas (100 to 300 blocks of downtown and Front Street). Exclusion Zones would also be created between stores (300 m for those stores located downtown and 750 m for all other locations). The establishment of Exclusion Zones would essentially cap the number of stores to seven.
- The operations of stores would resemble the rules for liquor stores. Stores would be allowed to operate during similar hours (9 am to 8 pm seven days a week) and the sale of accessory items would not be allowed to exceed 20%. Security measures including video surveillance must be in place and operation at all times.

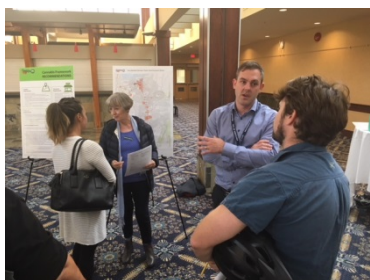
Phase 2: Report Findings and Share Draft Framework

The objective of this phase of the engagement was to share the findings of the survey and the proposed framework with the public and work with key stakeholders to refine the direction. The following is a summary of engagement activities conducted during the second phase:

- Staff released the survey results publicly and introduced the proposed framework at a City Council meeting on July 3, 2018. The release was supported with a media release, social media promotion and targeted e-mail distributions to the members of the shapeyourcitypenticton.ca website.
- Staff also met with the following key stakeholder groups to review the findings and confirm the direction of the framework:

	Date	Activity
Phase 2	May 24	Enforcement – RCMP, Bylaw, Planning and Building Services Meeting
	May 25	Schools – District Parent Advisory Council Meeting
	June 28	Community Revitalization Committee Meeting
	July 3	Council Update
	July 25	Business Community - DPA / Chamber Presentation
	Aug 9	Penticton Indian Band Meeting
	Oct 23	DPA Meeting

Figure 4: Schedule of stakeholder group meetings



What we heard

- The enforcement community has concerns about enforcement when recreational cannabis is legalized. They supported spreading stores apart and structuring the hours of operation to assist enforcement efforts.
- The District Parent Advisory Council was supportive of the proposed buffers to minimize exposure to youth but otherwise did not have any concerns about the framework.
- The Community Revitalization Committee had mixed feelings on the legalization of cannabis and the recommended framework. Some participants were supportive of the framework while others expressed concern about lack of enforcement of illegal cannabis activities in the community prior to legalization and questioned the City’s ability to enforce regulations once in place. A few attendees also expressed

reservations about being on the leading edge of the industry and suggesting a cautious approach may be more appropriate.

- Attendees representing the Downtown Penticton Association and Chamber of Commerce were generally in support of the framework from a business perspective. Several advocated for high licensing fees for applicants. Some questioned whether or not stores should be restricted from the 100 to 300 blocks of Main Street and Front Street and if they are restricted, should the restriction extend to the 400 block. Attendees also inquired about the transferability of the City business license to new owners, and consistency of storefront requirements for other businesses (i.e. window transparency). As a result of this input, the City revised the proposed framework to also restrict stores on to restrict stores the full length of Main Street downtown.
- Staff met with the acting Band Manager for the Penticton Indian Band who identified that the Band is early in their efforts to determine their approach and appreciated learning about the City of Penticton's work.

Phase 3: Revise regulations and gather feedback

The objectives of this phase of the engagement program was to determine if the proposed framework reflected the input of the community and is acceptable to residents. The following activities were conducted during this phase of the engagement program.

- The City formally shared the draft framework through shapeyourcitypenticton.ca and at an open house on August 28. The open house and the availability of the draft framework were heavily promoted through print and radio advertising, social media and targeted emails. Residents were also made aware of the key points of the framework through the utility newsletter. Interested residents were invited to complete a form to share their feedback on the framework.
- Following Phase 2, the provincial government launched its licensing portal which provided the City with the context necessary to consider the application process for interested retailers. This application process was reviewed with the community at an Open House on August 28 along with the storefront requirements, location requirements and public use requirements included in the proposed framework. The purpose of the open house was to provide an opportunity for interested residents to

discuss the findings with staff and for staff to confirm the direction of the proposed framework. Approximately 160 people attended the open house and 81 submitted feedback forms. The following is a summary of the feedback received.

- 57% of participants identified their primary interest in the proposed framework as residents, 12% identified as retail store sales and 10% identified as other
- 74% of participants agreed or strongly agreed that this framework is an acceptable guide for introducing this new industry to the community
- 82% agreed or strongly agreed that the application requirements were an acceptable way to determine a recommendation for a storefront

In the open ended comments, the following themes were identified:

- Many participants expressed concern about the City's ability to enforce the rules for public use
- Some participants do not agree with restricting stores on Front Street and the 100 to 300 blocks of Main Street
- Some participants believe the zoning bylaw with buffers that limit the number of stores is too much government interference

Some direct quotes of note include:

"The bylaw officers can't keep up with smoking and drinking at the beaches and along walkways as it is now let along cannabis. It's a sad day that cannabis will become legal. Give it a year and you will see the terrible consequences for our community and our country."

"Eight outlets seems to be a bit much. And this is from someone who supports the legalization process!"

"Is there a definition for public? Inside your car is private?"

"I believe that preventing stores from operating on front street will have the opposite of the desired effect. "

"Bylaws need to be put in place by the City to ensure the growing operations in ALR lands are regulated to conform to community standards."

"Many apartments and townhomes and condos are smoke free, so as a resident, how do I legally consume cannabis? I think limited legal areas should be allowed throughout the City."

“The two week advertised of application to allow for adequate response from affected neighboring areas is not long enough to allow for response.”

“Thank you for spending a little extra time to create your framework. I think it ensured you’ve done a better job than many others.”

“Pathways Addictions Resource Centre would like to be in the loop on applications for licenses as we have been for liquor.”

“I think the city has been very proactive on this topic. The findings align with my own survey feedback. I’m quite happy with it.”

What we heard

Key findings from the feedback form include:

- 79% of participants identified their interest in the survey as a resident
- 72% agree or strongly agree that the draft framework is an acceptable guide for introducing the legal cannabis as a new industry
- 80% agree or strongly agree that the draft framework provides an acceptable way to determine a recommendation for a storefront
- Many of the comments expressed concern about the ability of the City to enforce the rules for public use.
- Some comments supported allowing retail stores on Main Street and Front Street.
- Some comments questioned where people who rent or live in stratas will be able to smoke if it is not allowed in public.
- Some comments suggested the process for reviewing applications supported by the province is onerous.
- Some comments expressed concern about the possibility of up to eight retail stores in the city.

Other comments of note:

- People in recovery or allergic to cannabis smoke should not have to be exposed to second hand smoke.
- Pathways Addictions Resource Centre should be included in a review of applications for licenses as they have for liquor stores.

Phase 4: Share final draft and review with Council

The objectives of the final phase are to raise awareness of Council’s decision and build understanding of the decision and what it means to the

community. The City will develop a communication plan to update the community on the path forward depending on Council's decision.

Conclusions

The City achieved record levels of participation in the engagement program and specifically in the community-wide survey designed to gauge the opinion of residents. The proposed framework is a direct result of the input gathered and was further confirmed during the engagement program. Although the proposed framework does have support, it is important to recognize that not all residents agree with the findings. There are residents who do not support legalization of cannabis and have serious concerns about what it will mean to the community.

Appendix A: Survey Results

DISCOVERY RESEARCH

Tel: (250) 503-2181 Fax: (250) 503-2189
www.discoveryresearch.ca

City of Penticton Cannabis Survey Detailed Tables

- *Total*
- *Age*
- *Primary interest in Survey*

Prepared for: **City of Penticton**

Prepared by: **Discovery Research**

Date: **June 2018**

Banner Legend:

Question		Banner						Grand Total:
		Gender		Marital Status				
		Male	Female	Single/ never married	Married	Living with a partner	Divorced/ separated/ widowed	Grand Total
Which newspapers have you read or looked into in the past week?	Neither Province or Sun	27%	34%	33%	28%	25%	34%	30%
	Province Only	22%	21%	22%	23%	17%	18%	21%
	Sun Only	22%	24%	17%	25%	17%	26%	23%
	Both Province and Sun	30%	21%	29%	24%	42%	22%	26%
Total	Base	250	250	119	264	24	82	500

Column Percentage:
 Columns add up to 100%
 Example: Out of all Females:
 34% read neither Province or Sun
 21% read Province only
 24% read Sun only
 21% read both Province and Sun
 100% of Females

Base:
 Number of people answering
 both Question & Banner

Note:
 If Base <100, interpret column
 percentages with caution.
 If Base <50, interpret column
 percentages with extreme caution.

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
What are your primary interests in completing this survey?	Concerned citizen	70%	49%	74%	80%	100%	50%	47%	61%	57%	64%	27%
	Customer of cannabis for medical use	21%	29%	17%	19%	14%	51%	100%	54%	23%	28%	13%
	Customer of cannabis for recreational use	18%	35%	15%	9%	13%	100%	43%	47%	24%	28%	9%
	Member of the business community	13%	17%	16%	7%	11%	18%	15%	39%	100%	39%	7%
	Other	9%	11%	6%	11%	3%	5%	6%		5%	21%	100%
	Representative of health or social agency	3%	5%	3%	2%	3%	5%	4%	18%	9%	100%	7%
	Prospective retail store operator	2%	3%	3%	1%	2%	6%	6%	100%	7%	13%	
	Prefer not to respond	4%	7%	3%	3%	0%				1%		3%
Total	Responses	1460	392	593	475	1066	432	474	74	314	96	154
	Base	1045	253	433	359	732	184	215	23	140	33	93

Column percentages may exceed 100% because multiple responses provided

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"What is your age?"	19 to 39	24%	100%			17%	47%	34%	29%	32%	36%	29%
	40 to 64	41%		100%		44%	35%	35%	49%	51%	37%	30%
	65 and above	34%			100%	39%	17%	31%	23%	18%	27%	42%
Total	Base	1048	253	434	361	732	184	215	23	140	33	93

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Do you agree regulating retail cannabis sales and having legitimate cannabis businesses will be good for Penticton?"	Strongly disagree	11%	6%	12%	13%	14%	5%	4%		8%	8%	7%
	Disagree	10%	7%	11%	13%	14%	1%	1%		9%	5%	3%
	Agree	35%	32%	37%	35%	36%	27%	25%	25%	30%	39%	39%
	Strongly agree	43%	56%	40%	38%	36%	66%	70%	75%	52%	49%	51%
Total	Base	1042	252	432	357	727	184	215	23	139	33	88

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
Municipalities have the option of allowing or prohibiting retail cannabis sales in their communities. To what extent do you agree with allowing retail cannabis sales in Penticton?	Strongly disagree	13%	8%	13%	18%	17%	4%	3%		8%	5%	13%
	Disagree	9%	6%	9%	10%	11%	3%	2%	3%	6%	8%	1%
	Agree	33%	22%	35%	38%	36%	11%	16%	18%	29%	36%	30%
	Strongly agree	45%	64%	44%	34%	36%	82%	79%	78%	57%	52%	56%
Total	Base	1047	253	433	361	732	184	215	23	140	33	93

If retail sales are supported in Penticton, what types of commercial areas do you feel are appropriate for cannabis stores?

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Neighborhood or corner stores"	Yes	18%	26%	14%	16%	12%	35%	28%	30%	20%	26%	23%
	No	68%	53%	74%	72%	77%	46%	50%	62%	69%	61%	54%
	Maybe	14%	21%	12%	11%	12%	19%	23%	7%	11%	13%	22%
Total	Base	952	249	397	306	653	172	198	22	131	33	87
"Downtown (i.e. Main Street or Front Street)"	Yes	56%	72%	52%	49%	45%	83%	77%	76%	64%	69%	73%
	No	29%	19%	32%	34%	37%	7%	8%	21%	23%	23%	18%
	Maybe	15%	10%	16%	18%	18%	10%	15%	3%	13%	8%	9%
Total	Base	982	251	416	315	674	182	208	23	134	33	88
"Other Downtown (i.e. Martin, Ellis, or Westminster)"	Yes	67%	82%	65%	59%	59%	92%	89%	86%	75%	73%	79%
	No	18%	9%	19%	25%	24%	2%	3%	7%	12%	11%	11%
	Maybe	14%	9%	16%	16%	17%	6%	8%	7%	13%	16%	10%
Total	Base	990	250	418	322	680	183	208	23	138	31	90
"Shopping centres (i.e. Apple Plaza or Riverside Plaza)"	Yes	51%	58%	51%	46%	44%	72%	68%	70%	54%	56%	62%
	No	33%	23%	34%	39%	39%	17%	17%	22%	30%	20%	25%
	Maybe	16%	18%	15%	15%	17%	11%	15%	8%	16%	24%	13%
Total	Base	991	248	411	331	687	178	208	22	134	32	88
"Commercial areas along major roadways (i.e. Main Street or Skaha Lake Road)"	Yes	59%	73%	59%	48%	50%	82%	75%	71%	70%	53%	70%
	No	24%	14%	22%	35%	31%	8%	10%	25%	16%	21%	14%
	Maybe	17%	14%	18%	17%	19%	10%	14%	4%	14%	27%	16%
Total	Base	983	249	411	322	677	179	204	23	134	32	91
"Lakeshore (i.e. Okanagan or Skaha)"	Yes	29%	48%	25%	18%	19%	55%	49%	56%	36%	33%	39%
	No	57%	36%	61%	70%	69%	25%	30%	37%	54%	51%	45%
	Maybe	14%	16%	14%	13%	13%	20%	21%	7%	10%	15%	16%
Total	Base	950	248	401	301	654	174	197	22	132	33	88

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Pentiction has the option of 'clustering' the retail cannabis stores in a few commercial areas or spreading them apart across several commercial areas. What do you think is the best approach for Pentiction?"	Spread apart across several commercial areas	47%	51%	48%	41%	42%	58%	55%	35%	54%	61%	49%
	Cluster in a few commercial areas	21%	12%	19%	28%	26%	5%	7%	11%	17%	15%	9%
	Combination of the options	25%	33%	24%	21%	23%	36%	36%	55%	26%	24%	35%
	Other	8%	4%	8%	9%	10%	1%	2%		3%		6%
Total	Base	1035	251	430	354	722	183	215	23	140	32	93

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Pentiction has the option of restricting the number of cannabis stores. Do you agree that the number of cannabis stores in Pentiction should be capped?"	Strongly disagree	13%	21%	11%	10%	10%	31%	26%	47%	20%	22%	16%
	Disagree	20%	26%	21%	15%	15%	30%	33%	21%	22%	19%	30%
	Agree	32%	34%	33%	30%	31%	33%	33%	14%	30%	27%	30%
	Strongly agree	35%	19%	36%	45%	44%	5%	8%	18%	29%	32%	24%
Total	Base	1040	252	428	359	725	183	215	23	140	31	92

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"If you agree with capping the number of cannabis stores, how many should be allowed? (For context, Pentiction has a population of 34,000 and there are eight retail stores permitted by the provincial government to sell liquor.)"	Same as liquor stores	42%	38%	41%	46%	42%	38%	39%	25%	38%	29%	42%
	Less than liquor stores	28%	17%	31%	32%	35%	5%	7%	14%	24%	29%	16%
	I don't believe it should be capped. Let the market decide.	30%	45%	28%	23%	22%	58%	55%	61%	39%	42%	42%
Total	Base	1025	251	421	352	712	181	209	23	137	32	92

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Penticton has the option of requiring a minimum distance between the stores and schools or other public facilities. Do you agree that there should be a minimum distance between cannabis stores and schools or other public facilities?"	Strongly disagree	6%	8%	4%	6%	5%	12%	9%	26%	5%	13%	6%
	Disagree	8%	13%	7%	4%	5%	14%	15%	4%	11%	3%	13%
	Agree	34%	39%	34%	29%	27%	48%	45%	35%	36%	34%	41%
	Strongly agree	52%	40%	54%	60%	63%	26%	31%	36%	47%	50%	40%
Total	Base	1041	252	430	359	726	183	215	23	139	32	93

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"If you believe there should be a minimum distance from schools, how far should it be?"	200 m	81%	67%	84%	87%	86%	60%	64%	74%	77%	79%	77%
	Less than 200 m	9%	16%	8%	6%	7%	18%	18%	4%	9%	8%	9%
	I don't think there should be a minimum distance.	10%	17%	8%	8%	7%	21%	19%	22%	15%	13%	14%
Total	Base	1015	252	421	342	703	180	211	23	135	32	91

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Penticton has the option of requiring a minimum distance between retail cannabis stores. Do you agree that there should be a minimum distance between cannabis stores?"	Strongly disagree	12%	15%	10%	11%	11%	21%	16%	33%	18%	18%	12%
	Disagree	33%	37%	36%	28%	31%	41%	45%	25%	33%	28%	32%
	Agree	33%	34%	34%	31%	33%	30%	31%	18%	27%	36%	39%
	Strongly agree	22%	14%	20%	30%	26%	9%	9%	25%	23%	18%	17%
Total	Base	1030	251	428	350	718	184	213	23	139	33	93

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"If you agree there should be a minimum distance, how far should it be?"	200 m	51%	37%	53%	60%	55%	35%	36%	33%	44%	49%	50%
	Less than 200 m	8%	12%	6%	8%	8%	6%	7%	11%	9%	8%	9%
	Don't believe in a min. distance-Let market decide	40%	50%	41%	32%	36%	60%	57%	56%	47%	43%	41%
Total	Base	957	249	393	315	664	172	199	22	132	33	88

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"The provincial government will permit retail cannabis stores to operate between 9 am and 11 pm. Do you agree with restricting the hours of operation for cannabis stores in Penticton?"	Strongly disagree	13%	27%	11%	6%	10%	32%	21%	33%	16%	16%	19%
	Disagree	23%	33%	25%	13%	18%	37%	37%	21%	29%	25%	21%
	Agree	32%	24%	33%	37%	32%	26%	30%	29%	26%	20%	32%
	Strongly agree	32%	16%	32%	44%	40%	5%	12%	18%	29%	39%	28%
Total	Base	1033	253	430	350	721	184	213	23	140	33	93

	Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other	
		19-39	40-64	65+								
If there is support for retail sales, the City will develop a process to issue the first licenses. Do you have any suggestions on how the first licenses can be issued to the community?	None	53%	56%	52%	52%	54%	52%	48%	35%	43%	44%	52%
	Lottery	10%	9%	11%	10%	11%	10%	9%	15%	15%	13%	7%
	Grandfather, first consideration to existing stores	9%	10%	10%	7%	7%	16%	19%		7%	3%	9%
	Based on quality of their Business plan	7%	10%	8%	3%	7%	9%	6%	14%	8%	12%	4%
	Give to all with no limit, let market decide	5%	6%	4%	6%	4%	9%	11%	26%	8%	5%	7%
	Clear Criminal Record Check	5%	2%	6%	6%	6%	2%	3%	3%	7%	2%	5%
	Anti-auction	4%	4%	3%	4%	4%	4%	5%	14%	5%		7%
	Other	4%	2%	4%	5%	4%	1%	4%		4%	13%	7%
	Auction	3%	5%	2%	3%	3%	4%	1%	4%	6%	8%	6%
	Industry knowledge, experience	3%	4%	3%	3%	3%	3%	4%		5%		1%
	Anti-lottery	3%	5%	2%	2%	3%	4%	3%	11%	5%		5%
	Application review, selection committee, bid or tender	3%	3%	3%	3%	3%	2%	2%		5%		1%
	1st come 1st serve	3%	2%	3%	3%	3%	1%	3%		2%		3%
	Based on Location	2%	1%	4%	1%	3%	3%	1%	3%	1%		3%
	disqualify those that operated illegally	2%	2%	1%	2%	2%	0%	1%		1%		2%
	Same as liquor stores	1%	1%	2%	1%	2%	1%	1%		1%		
	Past Bylaw Compliance	1%	1%	2%		1%	0%			2%	2%	
	Don't issue any license	1%	0%	1%	1%	1%						
	Give preference to shops with medicinal focus	0%	0%	1%		0%	0%	1%	3%	1%	5%	
	Points system	0%	1%		0%	0%			4%	1%		
Preference to small company	0%	0%		0%	0%		1%					
Short, trial basis	0%		0%	0%	0%							
Penticton residents only, local	0%		0%	0%	0%							
Demonstrate being community minded, give back plan	0%	0%			0%							
Total	Responses	1266	312	531	423	896	225	262	31	176	35	110
	Base	1044	251	432	361	730	184	214	23	137	33	93

Column percentages may exceed 100% because multiple responses provided

Please rate your agreement with the following statements about public cannabis use in Penticton:

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"Adults should be able to smoke and vape cannabis in the same public places you can smoke tobacco"	Strongly disagree	27%	15%	31%	29%	34%	4%	6%	3%	23%	20%	13%
	Disagree	17%	14%	20%	16%	19%	7%	12%	29%	12%	21%	19%
	Agree	33%	30%	31%	37%	30%	36%	40%	25%	33%	28%	43%
	Strongly agree	23%	41%	18%	17%	17%	54%	43%	43%	32%	31%	25%
Total	Base	1022	252	426	343	708	184	212	23	136	33	91
"Smoking and vaping cannabis should be banned in all public places"	Strongly disagree	23%	43%	18%	15%	16%	56%	42%	57%	30%	26%	29%
	Disagree	24%	30%	23%	20%	20%	27%	34%	18%	23%	25%	22%
	Agree	17%	8%	20%	18%	17%	10%	15%	11%	16%	23%	25%
	Strongly agree	36%	19%	39%	46%	46%	7%	9%	15%	32%	25%	25%
Total	Base	1028	251	428	349	718	182	211	23	136	33	93

Please indicate places you feel are acceptable for people to use Cannabis.

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"In their backyard"	Yes	78%	93%	76%	70%	71%	99%	96%	97%	87%	83%	83%
	No	11%	3%	12%	16%	15%				5%	12%	6%
	Maybe	11%	5%	12%	14%	14%	1%	4%	3%	8%	5%	10%
Total	Base	1037	251	432	354	726	184	213	23	140	33	92
"On their front porch or balcony"	Yes	65%	87%	65%	50%	56%	95%	87%	100%	75%	75%	72%
	No	18%	6%	19%	27%	25%	3%	4%		12%	12%	8%
	Maybe	16%	7%	16%	23%	20%	2%	9%		14%	13%	20%
Total	Base	1028	250	428	350	718	183	213	23	137	33	91
"At an outdoor concert or festival (where permitted)"	Yes	54%	75%	54%	39%	44%	90%	80%	86%	69%	67%	59%
	No	32%	17%	31%	44%	40%	3%	11%	7%	22%	21%	25%
	Maybe	14%	8%	16%	18%	16%	7%	9%	7%	9%	13%	16%
Total	Base	1030	250	430	350	721	183	212	23	140	33	90
"In a public park"	Yes	21%	37%	17%	14%	14%	41%	34%	50%	30%	28%	27%
	No	63%	43%	66%	73%	72%	26%	37%	32%	49%	46%	51%
	Maybe	16%	20%	17%	13%	14%	34%	29%	18%	20%	26%	22%
Total	Base	1028	251	428	349	718	184	212	23	139	33	91

Please indicate places you feel are acceptable for people to use Cannabis.

		Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other
			19-39	40-64	65+							
"At a public transit stop"	Yes	8%	13%	5%	7%	6%	18%	17%	29%	12%	10%	5%
	No	86%	75%	91%	88%	91%	68%	72%	71%	84%	84%	79%
	Maybe	6%	12%	4%	5%	4%	14%	10%		4%	5%	17%
Total	Base	1031	251	428	352	722	183	212	23	138	33	92
"On a restaurant or bar patio"	Yes	11%	19%	10%	8%	8%	26%	22%	44%	17%	16%	12%
	No	78%	67%	81%	83%	84%	55%	57%	53%	75%	66%	66%
	Maybe	10%	14%	9%	10%	8%	19%	21%	4%	8%	18%	22%
Total	Base	1029	251	427	350	722	184	212	23	136	33	89
"While walking down the street"	Yes	23%	45%	19%	12%	17%	48%	42%	47%	30%	31%	27%
	No	63%	40%	69%	72%	71%	29%	40%	31%	59%	48%	54%
	Maybe	14%	15%	12%	16%	12%	24%	18%	22%	11%	21%	18%
Total	Base	1028	251	426	350	718	183	211	23	138	33	92
"Any outdoor public space"	Yes	17%	31%	14%	11%	11%	37%	31%	50%	26%	18%	22%
	No	62%	40%	64%	74%	71%	31%	36%	39%	55%	62%	49%
	Maybe	21%	29%	22%	15%	18%	32%	34%	11%	19%	21%	29%
Total	Base	1029	251	428	350	719	183	212	23	139	33	91

	Total	Age			Concerned citizen	Customer of cannabis for recreational use	Customer of cannabis for medical use	Prospective retail store operator	Member of the business community	Representative of health or social agency	Other	
		19-39	40-64	65+								
Do you have any other questions or comments about the legalization of cannabis and what it means to Penticton?	No, none, no response	56%	65%	56%	49%	51%	67%	58%	68%	57%	62%	60%
	Offended by smell	8%	4%	8%	10%	11%	0%	2%		4%	7%	4%
	Concerned about second hand smoke; secondary high	7%	5%	6%	9%	9%	2%	2%		3%	10%	2%
	Restrict public use similar to cigarettes (smoke)	6%	5%	6%	7%	7%	6%	5%		5%	16%	10%
	Restrict public use similar to alcohol (intoxication)	6%	3%	7%	6%	7%	4%	5%	3%	5%	5%	4%
	No public use, inside homes only	5%	3%	7%	5%	7%	1%	4%		3%		5%
	Other	5%	4%	5%	5%	5%	5%	3%	7%	5%		10%
	Support tourism and economic benefits	4%	7%	4%	2%	4%	9%	7%	15%	7%	3%	4%
	Pro legalization	4%	6%	4%	3%	4%	7%	11%	4%	7%		1%
	Oppose legalization, selling in Penticton	5%	1%	4%	8%	6%		0%		2%	5%	7%
	Concerned for children/youth: mental health/message	4%	4%	4%	4%	5%	1%	3%	3%	2%	5%	2%
	Worried about impaired driving	3%	1%	2%	5%	4%	2%	2%		3%	2%	2%
	Must enforce policies, don't lack enforcement	3%	2%	3%	4%	4%	0%	1%		1%		4%
	Approve medicinal use only	3%	1%	1%	5%	3%		0%		3%	5%	7%
	Do not want smoke in backyard	3%	1%	3%	3%	3%		1%		1%	2%	1%
	Educate public on marijuana, safe use, bylaws etc	2%	2%	2%	2%	2%	2%	2%	4%	2%	3%	1%
	Uses cannabis or knows someone that benefits from use	2%	2%	2%	1%	1%	4%	5%	3%	2%	5%	1%
	Concerned about smoke in condos, balconies	2%		1%	3%	2%	1%	2%		3%	5%	2%
	Hope it reduces black market and fentanyl issues	2%	2%	1%	2%	1%	2%	4%		2%	3%	2%
	Appreciate survey, opportunity to contribute	1%	2%	1%	0%	1%	0%	0%		3%	2%	
	200m option in survey not far enough	1%	0%	1%	1%	1%				2%		
	Concerned about downtown deteriorating	1%	1%	1%	1%	1%			3%	1%		
	Concerned about addiction issues	1%		1%	1%	1%						1%
Support designated areas or cafes for use	1%		1%	0%	1%	1%	0%					
Concerned about landlords rights	0%	0%	1%	0%	1%				1%			
Existing stores should be grandfathered	0%	1%	0%		0%	0%	2%		1%			
Sold in pharmacy or government run store only	0%	0%	1%		1%							
Total	Responses	1404	313	581	511	1040	216	259	26	173	46	118
	Base	1048	253	434	361	732	184	215	23	140	33	93

Column percentages may exceed 100% because multiple responses provided

Appendix B: Feedback Form Results

Survey Report

18 August 2018 - 16 September 2018

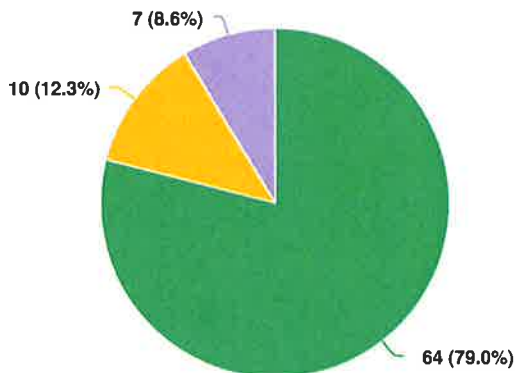
Topic #1 Cannabis Framework Feedback Form

PROJECT: Juicy Topics Open House

Shape Your City Penticton



Q1 What's your primary interest in the proposed cannabis framework?

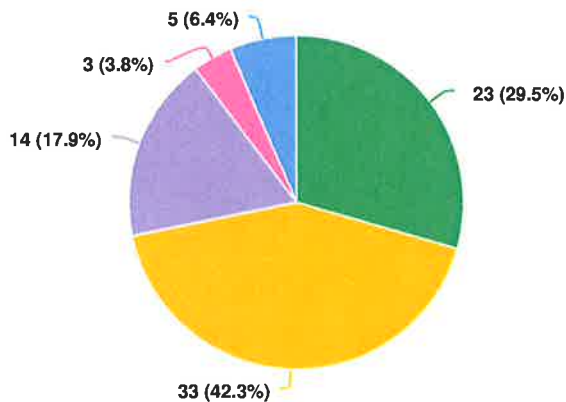


Question options

- Resident
- Retail Store Sales
- Other

Optional question (81 responses, 2 skipped)

Q2 Do you agree or disagree that this framework is an acceptable guide for introducing this new industry to the community?

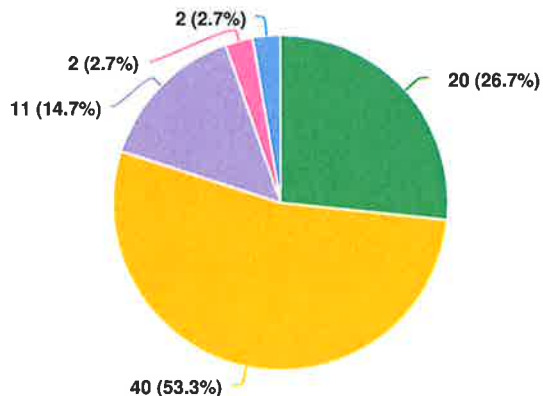


Question options

- Strongly Agree
- Agree
- Not sure
- Disagree
- Strongly Disagree

Optional question (78 responses, 5 skipped)

Q3 Do you agree or disagree that this is an acceptable way to determine a recommendation for a storefront?



Question options

● Strongly Agree ● Agree ● Not Sure ● Disagree ● Strongly Disagree

Optional question (75 responses, 8 skipped)

Q4 Do you have any other comments or questions?

There needs to be heavy fines (or charges?) for disposal of cannabis in public places, particularly joint ends. They are dangerous if picked up by a child or eaten by a dog. Cannabis should not be consumed in public places in the first place, which would avoid this issue. Strict enforcement needed. The first point is too restrictive. Who provides the referral for instance?

Be interesting to see how smoking it in public will be enforced. The by-law officers can't keep up with smoking and drinking at beaches and along walkways as it is now let alone cannabis. It's a sad day that cannabis will become legal. Give it a year and you will see the terrible consequences for our community and our country. Guaranteed!

I personally do not agree with cannabis being sold public, and such easy accessibility. Too many kids under 18 will have very easy access to this, therefore bringing it to the school easily. And more people will be driving stoned

Re. the term used above, re. the sale of cannabis, "this new industry". I think it is a shame that our lovely town would approve of such an "industry". Crime is also an "industry" for some people, as is sexual trafficking. Are we so desperate for INDUSTRY? This industry will add to the challenges of policing; is a bad example for our Youth; will attract the wrong kind of people to this area; lowers the appearance of other storefront businesses; will assist in the demise of this town. I regret that the leadership of this community did not simply say NO to all of this. So sorry. Hannah Hyland

The only thing that I disagree with is the smoking and vaping in public. Some residents live in apartments, condos and or townhouses that have no smoking laws. So even though it is private property they will have to break a law to indulge. I think the city could address this by having limited legal areas, not close to schools, children's parks or commercial areas. I think by having certain assigned areas you could have more control and public awareness so children would be directed away. I have just read an article that stated Calgary was doing this and also for certain venues. The breakdown of Penticton's population will be changing so please make sure that you are ensuring that the bylaws will be fair and inclusive to all who live, work and play in our great city. Thank you.

Please ensure these bylaws are enforced, otherwise it will be for nought. Thanks for this opportunity.

How do you propose to enforce the no smoking in public bylaw? I is already out of hand and pot is still illegal. Every time I go to my neighbourhood park (Skaha is a family park) people are smoking pot and cigarettes. This can't continue.

Is this the same process used to determine who and where someone can open a corner store to sell cigarettes? Or a liquor store? If it is, then I agree

it's fair. If this isn't the same process, then I disagree. Once marijuana is legal, there shouldn't be any more restrictions on who can sell it and where then there is with any other store.

Is there a definition for public? Inside your car is private? Inside your car with windows rolled down is okay? Inside your car, windows rolled down and parked in front of a school?

I believe that preventing stores from operating on front street will have the opposite of the desired effect. I believe that each store shall be evaluated independently with decore and atmosphere to be taken into consideration. As both alcohol and cannabis are drugs, I firmly believe that the laws and guidelines pertaining to the sale and use of alcohol should be followed in regards to cannabis. It is that easy. I drink alcohol but do not smoke dope. I would like to see our roads safe! (We need a similar regulartort plan for prescription drugs that affect one's ability to operate a motorized vehicle) I live in a private home, but am concerned for people that live in apts, condo's, duplex's, when there is a smoker or vapor living in that building.

Retail stores should be allowed down Main or Front street Public spaces are fine for smoking or vaping of cannabis

By-laws need to be put into place by the city to ensure the growing operations in ALR lands are regulated to conform to community standards.

If the city is basing its recommendations on Prov. guidelines - isn't that redundant? What will the city be adding to this process?

Taking the lead with a framework is the only solution to potential issues. Access to Cannabis needs to be a safe and enjoyable experience.

Disagree last point (Smoking or vaping of cannabis will not be allowed In public) Many apartments and townhomes and condos are smoke free, so as a resident how do I legally consume cannabis. I think limited legal areas should be allowed through out the city. They must be away from schools, playgrounds, and businesses. They should have areas at special events, like a beergarden - spot out of view of children or others. I seen where the city of Calgary is also taking this into consideration. Thank you for your time.

Disagree (Retail stores will not be allowed on Front Street or along the 100 to 300 blocks of Main Street) Cannabis stores should have the same hours as liquor stores.

This is a good framework to get stated on this national project!

8 outlets seems a bit much... and this is from someone who supports the legalization process!

Do you agree or disagree that this is an acceptable way to determine a recommendation for a storefront? Agree except: One of the requirements for a provincial application to be approved is a letter of recommendation form the municipality. Yet you are saying that a letter of recommendation must be given by the province first. This seems backwards and may be complicating

matters by adding an extra step. If the province receives an application that is incomplete, I would think that they would deny it as they are looking to the municipality to first vet applicants from a land use perspective. I think this needs to be clarified as you may be setting applicants up for failure. From speaking with city staff, it seems like they think that the province will send acknowledgment of a received application. This is not the same as rewarding approval or a recommendation.

I believe that it is most beneficial to make a clean process for applicants entering the cannabis landscape and in saying that I believe the stipulation requiring a recommendation from the province is problematic. It seems that the province licensing regime that has been released that they are relying on municipalities to evaluate operators from a land use perspective and then once achieved, forward that recommendation to the province for the final piece - licencing - with a clear chain it will help to streamline the process and remove uncertainty.

No smoking of any kind of the benches Need LOTS of enforcement... Not much being done now on cigarette smoking...

As drugs etc. are freely available in high schools how does the distance to a store make a difference?

What's your primary interest in the proposed cannabis framework? -

Downtown Do you agree or disagree that this framework is an acceptable guide for introducing this new industry to the community? - Limit permits allowed 2 to 3 period. No marijuana leaves or cannabis wording. Clean and Classy.

The City will charge a fee to process the application (to be determined). - Need to know the fee before answering this. I hope that the city sticks to plans to keep the cannabis shops away from schools.

What's your primary interest in the proposed cannabis framework? - Resident and Retail Store Sales. Retail stores will be allowed downtown and in most established commercial areas. - Discriminatory Retail stores will not be allowed on Front Street or along the 100 to 300 blocks of Main Street. - Strongly Disagree Too much city interference from who? Planning? - Very discriminatory - Creating unnecessary obstacles

What's your primary interest in the proposed cannabis framework? - Resident and Other Why not best place. No/free market income zones Same as beer and wine stores no public consumption Handled same as booze No public consumption (No to streets and parks) Licenced stores Stores not in residential zones More restrictions than tobacco

I want to know why [REDACTED] promoting his business at this forum! He claims to already have a licence and will be selling "Edibles" that will NOT be legal on October 17!

With the bylaw, to prohibit cannabis smoke in public, it will be hard to enforce because how do you distinguish from vapor tobacco and pot? Especially with different vapors having different flavours. Would a compliance plan be viable to accompany a softer bylaw? A plan to monitor the complaints and create a threshold before enforcement becomes stronger.

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The two week advertised of application to allow for adequate response from affected neighbouring area is not long enough to allow for response.

In cases where the City is recommending against an application, the applicant will be given the opportunity to address Council directly. - A waste of time...

No is No! Make sure the ones allowed to sell are checked on, and regulated by Bylaw Officer(s), R.C.M.P. etc. on a REGULAR basis. Watch for "Bootleggers" to under aged people

Make sure it cant be smoked in public I don't want to have to smell or breath it

I believe that downtown and front street should be open to retail stores. They have the ability to add value to the area as well as bring in foot traffic to the area that could defiantly use it. If done correctly, and if we were to uphold a standard we could ensure that we mitigate the potential negative, brought on with having a place that sells cannabis products.

I think the smell will be offensive to many residents, even when smoking on private property like decks, balconies and patios. I don't have a clue how to fix this.

Treat Cannabis like liquor

Is the process to get a license for a store more onerous than opening a liquor store? It sounds time consuming and expensive.

Thankyou for spending a little extra time to create your framework. I think it ensured you've done a better job than many others.

Please let us know once the province shows interest or acquires a lease to put in their public cannabis store. As a potential store owner that would influence my real estate pursuits.

Retail stores will not be allowed on Front Street or along the 100 to 300 blocks of Main Street. - why not?

Smoking or vaping of cannabis will not be allowed in public. - must be enforced Smoking cannabis in multi home dwellings - passive smoke Buildings are too close together lots of smoke drifting from neighbour's yards to be comfortable inside or outside my home

I do think that current operations of medical cannabis have their history/experience considered in their new application

Retail stores will not be allowed within 300 m of schools to minimize exposure to youth. - 200m

I think that existing operations (that have a decent track record of dealing with the cop, RCMP, etc.) should be given additional consideration when licenses are granted. Maybe not automatically approved but some `bonus` points

I think the city has been very proactive on this topic. The findings align with my own survey feedback. I'm quite happy with it.

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Pathways Addictions Resource Centre would like to be in the loop on applications for licenses as we have been for liquor.

I strongly agree that this framework is an acceptable guide for introducing this new industry to the community if you include 78 Industrial Ave W.

65% of air in multi use units (apartment bldgs.) comes from other apartments. Smoking of marijuana should be banned from multi use buildings. Children must be protected at all costs, under no conditions should they be subjected to second hand marijuana smoke. Cannabis bill is an alternative medically and should be encouraged whilst smoking affecting others in the community should be discouraged.

Smoking marijuana puts other people at risk. I am specifically referring to people in recovery from addictions and alcoholism. I have no issue with it being legalized; it's the smoking of it that is unacceptable in many public place. Even in multi unit dwellings/backyards. That smoke travels. Why should people in recovery have to be exposed to this. Second hand pot smoke and trigger relapses. Once the smoke has been inhaled, it enters the persons system!!! Its so much more than just a bad smell. Relapse can mean life or death!!! Even with a perscription, smoking of it anywhere should be outlawed just like cigarettes.

I disagree that this framework is an acceptable guide for introducing this new industry to the community. There should be a limit or number of retail outlets in city, ie: 10. No smoking outside homes or on patios of homes.

Must also focus on targeting illegal dealers more intensely, They are not going to go away.

Regarding smoking cannabis. 1. I think it should not be allowed in any public locations including easements of any kind (ie: I live on Derenzy Place and have an easement beside me. I do not think people should be allowed to smoke cannabis in this location due to a) the odour, b) smoking and driving in most cases its people who drive to this location who would be smoking. 2. I don't think that smoking cannabis should be allowed on a balcony or front patio of a common building such as an apartment or townhouse where other people can smell the product.

If people contravene the "rules" I would strongly encourage a long prohibition before they are allowed to apply again. Ensure a buffer zone extends around the new youth centre

There needs to be good security around the retail stores.

I believe that retail sales should be allowed. I also believe that the proposed framework and the city's approval process are too restrictive. I feel that the market should determine the number and proximity of one store to another. I do not think there should be any charges applied to the application or business license for cannabis stores than for any other retail operation. The provincial and federal regulations are sufficient.

Personal growing needs to be addressed. Neighbors need to be respectful

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9/10/2018 12:17 PM

when growing and smoking to ensure no disturbance to neighbors or their businesses. Licenses to grow personally should also happen so people don't over grow their allotted amount.

Optional question (57 responses, 26 skipped)