

**Cannabis Control Committee  
Town of Pelham**

**Minutes of Meeting  
Wednesday, June 16 – 5:00 p.m.  
Zoom Video Conference**

**Present:** Tim Nohara (Chair)  
Carla Baxter  
Louis Damm  
Bill Heska  
Jim Jeffs  
John Langendoen  
Jim Steele  
Bob Hildebrandt, Councillor - Town of Pelham  
David Cribbs, CAO - Town of Pelham  
Barbara Wiens, Director, Community Planning & Development, Town of Pelham  
Shannon Larocque, Senior Planner, Community Planning & Development,  
Town of Pelham  
Jodi Legros, Administrative Assistant, Community Planning & Development,  
Town of Pelham (Secretary)

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**1. Declaration of Quorum**

Chair declared quorum at 5:02 p.m.

**2. Approve Agenda**

Moved by J. Jeffs, seconded by C. Baxter that the agenda of June 16, 2021 be approved.

CARRIED

**3. Approve Minutes of May 5, 2021 and May 26, 2021**

Moved by B. Heska, seconded by J. Steele that the minutes of May 5, 2021 be approved, as amended.

CARRIED

Moved by C. Baxter, seconded by J. Langendoen that the minutes of May 26, 2021 be approved, as amended.

CARRIED

#### **4. Implementation of Odorous Industries Nuisance By-law (4202-2020)**

The Committee awaits legal advice before amending the Odorous Industries Nuisance By-law and on issuing any communications to Council and the community.

##### **(a) Schedule Review**

The deadline for submission of the contingency odour mitigation plans from the two cannabis producers to the Town is July 31.

The submission of proposals for the Ambient Odour Monitoring Program (AOMP) was extended to June 9. Town staff and P. Girard to meet next week to review the submissions. Proponents are EOC Environmental Odour Consulting Corporation and Pinchin Ltd.

D. Cribbs indicated that he can see a financial pinch with respect to the AOMP and that he may bring a report to Council on July 26, 2021 to determine how AOMP charges will be allocated.

#### **5. Update on Legal Actions**

T. Nohara attended a briefing by solicitors to council members on June 7, 2021 on the court applications to quash the OINBL.

D. Cribbs reported that agreement has been reached with the parties to move and combine the two court applications that were commenced in two different jurisdictions to Welland. No return date has been set at this time.

There has not been any action on the interim control by-law litigation.

#### **6. Case Management Conference, OLT (formerly LPAT) Appeals of Official Plan & Zoning By-law Amendments on June 29, 2021**

B. Wiens explained that the Case Management Conference (CMC) is open to the public and anyone can attend. The Notice for the CMC was sent to everyone on the Town's list of people who wanted to be notified of decisions regarding the OPA and ZBA.

The purpose of the CMC is to identify who the parties are, who participants will be, length/date for a Hearing and administrative processes. If the hearing is

greater than 5 days, there will be procedural order in terms of exchange of documents and witness statements. There will be the requirement to agree on issues to be heard at the Hearing.

D. Cribbs noted that any Committee member who wishes to be a participant, must not do so as a representative of the Committee but in a personal capacity. The Town is represented by their solicitor.

A participant can provide submissions to the Tribunal but cannot cross-examine witnesses, however they can expect to be cross-examined by other parties. A participant must be available during the course of the Hearing and must respond to any requirements regarding submissions of material. A member of the Committee can expect to be cross-examined.

**7. Discussion of various circulated cannabis documents:**

**a. Ministry of Environment, Conservation and Parks Draft Land Use Compatibility Guidelines**

Deadline for submission of public comments on draft Guidelines is July 4.

**b. AMO Cannabis Working Group**

The Town has had discussions with Association of Municipalities Ontario (AMO) staff. B. Wiens will be sitting on the AMO Cannabis Working Group committee. No other municipal representation from Niagara is on this Working Group.

**c. The Cannabis Quandary, Masters Report Chloe Reaburn**

The Cannabis Quandary, Masters Report provided a fair bit of positive referencing to the Niagara Region Round Table. B. Wiens to share the paper with Regional Councilor D. Huson.

**d. Cannabis Production and Land Use Planning: A Literature Review**

It was noted that the Cannabis Production and Land Use Planning Literature Review will be a useful reference.

**8. Next Meeting:** July 7, 2021 at 5:00 pm via Zoom

**9. Adjournment**

Moved by J. Steele, seconded by L. Damm that the meeting be adjourned.

The meeting adjourned at approximately 5:48 p.m.

CARRIED

Edited and Signed by:

*Tim J. Nohara*

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Tim Nohara (Chair)

*Jodi Legros*

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Prepared by: Jodi Legros, Administrative Assistant  
Community Planning & Development-Town of Pelham