

CITY CLERK'S DEPARTMENT Access to Information & Privacy

File No.: 04-1000-20-2019-283

May 30, 2019

s.22(1)

Dear s.22(1)

Re: Request for Access to Records under the Freedom of Information and Protection of Privacy Act (the "Act")

I am responding to your request of April 29, 2019 for:

All feedback received during the notification period related to DP-2019-00046, 6657 Main Street, from January 23, 2019 to April 29, 2019.

All responsive records are attached. Some information in the records has been severed, (blacked out), under s.22(1) of the Act. You can read or download this section here: http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/96165_00

Under section 52 of the Act, and within 30 business days of receipt of this letter, you may ask the Information & Privacy Commissioner to review any matter related to the City's response to your FOI request by writing to: Office of the Information & Privacy Commissioner, info@oipc.bc.ca or by phoning 250-387-5629.

If you request a review, please provide the Commissioner's office with: 1) the request number (#04-1000-20-2019-283); 2) a copy of this letter; 3) a copy of your original request; and 4) detailed reasons why you are seeking the review.

Yours truly,

Barbara J. Van Fraassen, BA Director, Access to Information & Privacy

Barbara.vanfraassen@vancouver.ca 453 W. 12th Avenue Vancouver BC V5Y 1V4 *If you have any questions, please email us at <u>foi@vancouver.ca</u> and we will respond to you as soon as possible. Or you can call the FOI Case Manager at 604.871.6584.

Encl.

:pm

 From:
 s.22(1)

 To:
 Sheikhakbari, Peivand

 Subject:
 6657 Main St. DP 2019 00046

 Date:
 Thursday, April 11, 2019 4:57:42 PM

 Attachments:
 04-11-2019.pdf

See more signatures Hoping for rejection of the said application s.22(1)

To Change Zoning from C2 to Cannabis Retail Store, 1200 Sf.

Open 8.00AM to 11.00 PM (seven days a week)

We, all the undersigned hereby SERIOUSLY oppose the change of Zoning.

As it creates lot of smoke in the market are and in the stores .It makes hard to breath.

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RF: 6657 Main Street, Vancouver, BC V5X 3H3

DP No. 2009-00046

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RF: 6657 Main Street, Vancouver, BC V5X 3H3 DP No. 2009-00046 To Change Zoning from C2 to Cannabis Retail Store, 1200 Sf. Open 8.00AM to 11.00 PM (seven days a week)
We, all the undersigned hereby SERIOUSLY oppose the change of Zoning.

As it creates lot of smoke in the market are and in the stores .It makes hard to breath.

Moreover an existing by Law prohibits this kind of store within 300 yards from the Community Centre and/or Public School.

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From:	s.22(1)
То:	Sheikhakbari, Peivand
Subject:	6657 Main St. DP 2019-00046
Date:	Tuesday, April 02, 2019 5:42:55 PM

We all the businessmen of Main Street from 48 Ave. to 51st Ave. strongly oppose the proposed approval for Cannabis Store.

Moreover it is within 300 meters from Community Centre at East 51st Ave. and Main St. and it is against the bylaw

This application should be rejected immediately under the aforesaid bylaw . I am seriously opposing and also gathering Public opinion which I will send to you soonto mail you soon.

From:	s.22(1)
To:	Sheikhakbari, Peivand
Subject:	6657 Main Street - DP-2019-00046
Date:	Friday, April 12, 2019 11:33:49 PM

## Hello,

I am writing my comments with respect to the application for develop for a change of use at the address noted in the subject line to a Cannabis store. **s.22(1)** 

s.22(1) I have strong concerns regarding the existence of this store in such close proximately to where children are present. This cannabis store is two stores next to UCMAS and across the street from Kumon another educational centre, both SCHOOLS in my opinion, where many young children attend class daily. Although they are restricted from accessing the store, I have concerns for their safety with the increased foot traffic with number of customers making purchases in the Cannabis store since it opened and with the legalization of marijuana. I have witnessed one person smoking his purchases out on the sidewalk next to UCMAS. Yes, it is legal but imagine if more people start smoking outside of the cannabis store which is next to UCMAS centre. What will the children learn from this when they see it after class along. What if a customer purchased cannabis products and offered to a child or if the customer accidentally dropped his purchases in front of the school and the child happens to pick it up and consume it by accident? Who would be responsible if something happened to the child?

The Operational Letter in section 3 Relaxation Rationale identifies Sunset Community Center which is 53 m away from Cannabis store. I do not know the details of why precedent was set on allowing a cannabis store to violate the 300 meter rule but it would appear to me that this company has NOT properly disclose that it is located less then 53 meters next to an educational centre (math SCHOOL) consisting of children as young at FIVE (5) years of age and across the street from another educational centre with young children.

I urge the city to look into the proposal with focus on the children who attend school next to the cannabis store and for their safety and not about precedent that has been set. This cannabis store should NOT be allowed to stay open at this location, 6657 Main Street.

Concerned parent

From:	s.22(1)
To:	Sheikhakbari, Peivand; s.22(1)
Subject:	COMMENTS regarding WEED Glass and Gifts on Main Street
Date:	Friday, April 12, 2019 3:04:35 PM

I STRONGLY FEEL that this WEED store needs to be shut down or completely moved away. It is just too close to \$.22(1)

s.22(1)

.... it is just not an appropriate store to be so close to

so many young children.

There are customers and store owners using and shooting up more than just marijuana in the backlane where parents park their car to pick up children and in the front as well on Main street, right next to our school.

Parents had signed a petition before but were ignored. Please do not continue to ignore your surrounding community. I would imagine that you would not want your own children attending school so close to an environment which drugs are being used, sold and distributed. And what kind of example is this city council setting for our future, our youth?!?!

Hello,

I am a homeowner living in the vicinity of the proposed development at 6657 Main Street and write to voice my opposition to the change from a retail store to cannabis store.

While I recognize cannabis is now legal in Canada, I do not support a cannabis store in my neighbourhood.

My neighbourhood is highly residential (even after the opening of new market rental units nearby) and has many families with young children nearby. We also have nearby the Sunset community centre with programs for children and the YMCA which also offers daycare and children's programs. There should not be a cannabis store in such close proximity to children, who are too young and susceptible to influence by cannabis products, advertising, and culture.

Furthermore, in the time that the Weeds store has been open, there has been a significant amount of littering and trash nearby. Every day I step outside, I find on the sidewalks, in the alleyways and on my own property plastic bags with cannabis and paraphernalia. With the legal operations and increased operational hours, I expect traffic to the store to only increase, exponentially increasing the amount of litter and waste on the streets.

I support retail use of this site, but not for the purposes of a cannabis store.

Thank you for your consideration of my views.

Dear Peivand Sheikhakbari,

I am writing to request the City of Vancouver to reject the development application DP-2019-00046 submitted by WEEDS Glass and Gifts Ltd. located at 6657 Main Street, Vancouver, BC.

According to City of Vancouver's Zoning and Development By-law Section 11.28.2, a Cannabis Store is not permitted to be within 300 metres of the nearest property line of a site containing a School - Elementary or Secondary, Community Centre or Neighbourhood House.

The current location of WEEDS Glass and Gifts Ltd. (6657 Main Street) is within 300 metres of the nearest property line of Sunset Community Centre located at 6810 Main Street, Vancouver, BC. Therefore, the location at 6657 Main Street should never be permitted to be a Cannabis Store according to the Zoning and Development By-law Section 11.28.2.

I trust that the above-mentioned reason is adequate to reject the development application DP-2019-00046. Thank you for your attention in this matter.

Sincerely,

Hi Peivand

did you record the comments for the correct DP #?

I sent in comments for DP 2019-00046

and your subject line in your response indicated DP 2019-00035

On Wed, Apr 3, 2019 at 4:31 PM Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

Dear s.22(1)

Thank you for your e-mail. Your comments have been recorded and will be presented to senior staff before the final decision is made on this application.

Regards,

Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

City of Vancouver

Tel: (604) 871 6001

Email: peivand.sheikhakbari@vancouver.ca

From: s.22(1) Sent: Wednesday, April 03, 2019 8:27 AM To: Sheikhakbari, Peivand Subject: DP-2019-00046 - Weeds glass and gifts

Good morning Peivand

I am surprised that this application is even being considered - this shop is next door to a

tutoring service and a community centre where children go to all the time is within a block.

This store attracts a certain element of customers at all times of the day and night. My grand-kids feel very uncomfortable walking from the bus stop on main street. This area is going thru a rejuvenation and doesn't need a cannabis store. Especially since there is one on 57th and main. Do we need another one 6 blocks away ?

I realize that city hall will do what it wants but please consider the children and the neighborhood. The customers come and park their cars - idling while they run in to buy their stuff. Or they loiter in the area to smoke. Please have a look at the area and see what the outcome of having the store in this area is.

I have lived in this neighborhood  $\frac{s.22(1)}{s.22(1)}$  please don't approve this application.

Thank you



From:	s.22(1)
То:	Sheikhakbari, Peivand
Subject:	Re: 6657 Main St St / DP-2019-00046 - Notifcation
Date:	Friday, April 05, 2019 5:23:53 PM
Attachments:	<u>04-05-2019(3).pdf</u>

I thank you for your response . I am also getting Public input by signing a petition from Public and one signed by all the members of the Sunset Community Centre(attached) with this email and send you the other signed petition next week. more to come. We all the members hope that our voice will be heard and this application for rezoning with be rejected so we can get rid of this nuisance and moreover we are concerned that if it continues here, it will attract some people who will create some social and economical problems.

On Fri, Apr 5, 2019 at 4:52 PM Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

Hi^{s.22(1)}

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Thank you very much for your e-mail. Please note that your e-mail has been received and recorded and will be presented to senior staff before the final decision is made on this application.

Regards,

Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

<u>City of Vancouver</u>

<u>Tel: (604) 871 6001</u>

<u>Email: peivand.sheikhakbari@vancouver.ca</u>

From: s.22(1) Sent: Tuesday, April 02, 2019 5:43 PM To: Sheikhakbari, Peivand Subject: 6657 Main St. DP 2019-00046

-

We all the businessmen of Main Street from 48 Ave. to 51st Ave. strongly oppose the proposed approval for Cannabis Store.

Moreover it is within 300 meters from Community Centre at East 51st Ave. and Main St.

To Change Zoning from C2 to Cannabis Retail Store, 1200 Sf.

Open 8.00AM to 11.00 PM (seven days a week)

We, all the undersigned ALL THE MEMBERS OF THE SUNSET

**COMMUNITY CENTRE** on Main Street & East 51st Avenue, Vancouver, BC hereby SERIOUSLY oppose the change of Zoning for sale of Cannabis. MOREOVER there is also a BY-LAW that Cannabis Sale store cannot be located within 300 meters from the community Centre. This Community Centre is ONLY half a block from the proposed store.

Most of our members are from a particular religion and smoking is not permitted in this religion

As it creates lot of smoke in the market and in the neighborhood where we walk to the centre. It makes hard to breath.

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This application should be rejected immediately under the aforesaid bylaw . I am seriously opposing and also gathering Public opinion which I will send to you soonto mail you soon.

From:	s.22(1)
To:	Sheikhakbari, Peivand
Subject:	Re: 6657 Main St St / DP-2019-00046 - Notifcation
Date:	Saturday, April 06, 2019 11:33:08 AM

The are all members of the Sunset community and they could be contacted at Community address. That is why I did not make a column for address.

On Fri, Apr 5, 2019 at 5:42 PM Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

H s.22(1)

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Thank you for your e-mail. For all responders who are signing the petition, I would appreciate it if you can ask for their addresses to be added next to their information and ensue their information is legible.

Thank you for your cooperation.

Regards,

Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

<u>City of Vancouver</u>

<u>Tel: (604) 871 6001</u>

Email: peivand.sheikhakbari@vancouver.ca

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From: s.22(1) Sent: Friday, April 05, 2019 5:24 PM To: Sheikhakbari, Peivand Subject: Re: 6657 Main St St / DP-2019-00046 - Notifcation

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I thank you for your response . I am also getting Public input by signing a petition from Public and one signed by all the members of the Sunset Community Centre(attached) with this email and send you the other signed petition next week. more to come. We all the members hope that our voice will be heard and this application for rezoning with be rejected so we can get rid of this nuisance and moreover we are concerned that if it continues here, it will attract some people who will create some social and economical problems.

# On Fri, Apr 5, 2019 at 4:52 PM Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca> wrote:</u>

<u>Hi</u>s 22(1)

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Thank you very much for your e-mail. Please note that your e-mail has been received and recorded and will be presented to senior staff before the final decision is made on this application.

Regards,

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Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

<u>City of Vancouver</u>

<u>Tel: (604) 871 6001</u>

Email: peivand.sheikhakbari@vancouver.ca

From: s.22(1) Sent: Tuesday, April 02, 2019 5:43 PM To: Sheikhakbari, Peivand Subject: 6657 Main St. DP 2019-00046

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This application should be rejected immediately under the aforesaid bylaw . I am seriously opposing and also gathering Public opinion which I will send to you soonto mail you soon.l

Hi Peivand,

Thanks for your reply and explaining the application process. For the record, my address is: s.22(1)

Regards, s.22(1)

On Apr 12, 2019, at 6:24 PM, Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

## Dear s.22(1)

Thank you for your e-mail.

Please consider that applicants are within their rights to apply for development permits whether they meet the regulations or not but having this application with the City does not guarantee an approval and the Applicant is aware of this. This application will go through the application process and will be reviewed before any decision is made.

Thank you for sharing your input. Please send me your address so I can make an official record of your comments.

I look forward to hearing from you.

Regards, Peivand Sheikhakbari Project Coordinator – Development Review Branch Development, Building and Licensing City of Vancouver *Tel: (604) 871 6001 Email: peivand.sheikhakbari@vancouver.ca* 

From: s.22(1) Sent: Friday, April 12, 2019 3:09 PM To: Sheikhakbari, Peivand Subject: Feedback: 6657 Main Street - DP-2019-00046

Hi Peivand,

As a long time Vancouver resident, I want to submit some feedback regarding the development application for the WEEDS store 6657 Main Street, Vancouver.

I acknowledge the community/society has become more accepting and now legalizing the use of cannabis. However, this has lead to other concerns about the availability, vicinity and proximity with minors and non-users of such substance and related products that so far hasn't been clearly communicated or addressed to the public. **s.22(1)** 

As a concerned parent, it's an undesirable influence that I do not want my children to be subjected to whenever they go to their after school lessons. I've observed many times where the WEEDS store clients have been taking up parking spots along that block, sometimes parked illegally around the side street and back alleys, and residents parking. If their target market is "neighbourhood residents and visitors", why do so many of their drive to this establishment? Many of their clients are coming from far away locations as many are still dressed in their work/constuction site attire, as an example.

The sidewalk and curb is often littered with some of these related products/discarded paraphernalia (broken glass, wrappers, product packaging). It makes children drop off difficult and unsafe especially when it's a high pedestrian and vehicle traffic area. Also, as their clients enter and leave that establishment, there have been times where their behaviour/mood is observed as being "high/euphoric", along with the distinct smell of marijuana. Some of them exhibit rude behaviour and course language. All of these have an negative impact on minors and young children.

When the city of Vancouver started allowing these dispensaries to open, wasn't there some bylaws for a certain minimum distance (150m? 300m?) that these businesses have be away or apart from schools, community centres and places where children/minors frequent? If so, what are these and how have they been enforced?

If one of their key business objectives (as per the Operational Letter for Development Permit 6657 Main Street, point f subpoint iii.) "Promote a clean community and focus on safe streets for all our citizens", I haven't seen that happening.

Furthermore, in their letter, section 3 "Relaxation Rationale", it mentions the distance to Sunset as being sufficiently far (from their entrance!?), what about the other learning centres across the street (Kumon Math & Reading Centre) and next door (UCMAS)? Those are only a few metres away from 6657 Main Street.

Thanks for considering this feedback.

Regards,



Hi Peivand,

Thanks for your explanation.

My address is ^{s.22(1)}

Regards,

s.22(1)

On Mon, Apr 15, 2019 at 9:03 AM Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

His.22(1)

I need your address to keep an official record of your comments. We need to know which comments are from within the notification area and how many we received from outside of the notification area. Please note that this is just for our records so we can present it to senior staff to help Director of Planning make the final decision on the application and we will not make this information available for public.

I look forward to hearing from you.

Regards,

Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

City of Vancouver

Tel: (604) 871 6001

Email: peivand.sheikhakbari@vancouver.ca

From: s.22(1) Sent: Friday, April 12, 2019 11:22 PM To: Sheikhakbari, Peivand Subject: Re: 6657 Main St / DP-2019-00046 - Notification

Hi Peivand,

I prefer not to share my address. Will my email address suffice?

Thank you,

s.22(1)

On Fri., Apr. 12, 2019, 7:24 p.m. Sheikhakbari, Peivand, <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

Hi**s.22(1)** 

Thank you for your e-mail. Could you please send me your address so I can keep an official record of your comments?

I look forward to hearing from you.

Regards,

Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

City of Vancouver

Tel: (604) 871 6001

Email: peivand.sheikhakbari@vancouver.ca

From: s.22(1)

Sent: Friday, April 12, 2019 1:52 PM
To: Sheikhakbari, Peivand
Subject: Please reconsider providing a permit to Weeds Glass Gift Store (6657 Main Street)

To Whom It May Concern:

I'm writing to express my concern regarding the permit application submitted by Weeds Glass Gift Store (6657 Main Street). As this Store is located just two doors down from UCMAS, an educational facility for young school kids, I feel it is unacceptable and inappropriate for them to be granted a permit to operate their business. Also, I am extremely concerned about Weeds' close proximity to UCMAS as their clientele and the nature of their business may pose as a safety threat to young kids.

Kindly reconsider providing a permit to Weeds and not allow them to operate within such close proximity in neighbourhoods frequented by school kids.

Thank you for your time and consideration.

Regards,

From:	s.22(1)
To:	Sheikhakbari, Peivand
Subject:	Re: 6657 Main St. / DP 2019 00046 - Notification
Date:	Friday, April 12, 2019 9:48:56 AM

It is only 4 pages document. Thank you for your response. Hopefully we will be successful to stop this Zone changing as the existing By- Law prohibits this kind of store...Thanks again

On Fri, Apr 12, 2019 at 8:38 AM Sheikhakbari, Peivand <<u>Peivand.Sheikhakbari@vancouver.ca</u>> wrote:

Hi ^{s.22(1)}

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<u>Thank you for your e-mail. About this last PDF file you sent to me, it comes up with an error and I</u> <u>can see 4 pages of signatures as the 2nd page comes up blank. Can you please confirm this was a 4</u> <u>page PDF or send it to me again if there should have been 5 pages?</u>

I look forward to hearing from you.

-

Regards,

Peivand Sheikhakbari

Project Coordinator – Development Review Branch

Development, Building and Licensing

<u>City of Vancouver</u>

<u>Tel: (604) 871 6001</u>

Email: peivand.sheikhakbari@vancouver.ca

From: s.22(1) Sent: Thursday, April 11, 2019 4:57 PM To: Sheikhakbari, Peivand Subject: 6657 Main St. DP 2019 00046

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See more signatures

Hoping for rejection of the said application

From:	s.22(1)
To:	Sheikhakbari, Peivand
Subject:	Rezoning 6657 Main Street. DP2019-00046
Date:	Wednesday, April 10, 2019 3:47:13 PM
Attachments:	<u>04-10-2019.pdf</u>
	<u>04-10-2019(2).pdf</u>

Hi there.

I am attaching more signatures to oppose the aforesaid proposed Zoning application. I have sent you one set of 2 pages signed by all the members of SUNSET COMMUNIRT CENTRE before.

Now I am send you two sets of signatures against the said zoning..

First set of 2 pages are the signatures of businesses of Main Street between 48 Ave & 51st Ave.

Second set of 4 pages signatures of the community related to Main Street Market. Tomorrow I will send you more signatures opposing the said zoning application.,

Please let me know, if I have to deliver the originals or email is OK

RF: 6657 Main Street, Vancouver, BC V5X 3H3
DP No. 2009-00046
To Change Zoning from C2 to Cannabis Store, 1200 Sf.
Open 8.00AM to 11.00 PM (seven days a week).

We, all the Businesses from East 48th Avenue, Vancouver to East 51st Avenue, Vancouver, undersigned hereby oppose the change of Zoning.

As per City bylaw a Cannabis Retail Store cannot open within 300 meters from a School or Community Centre.(Copy attached)

You are aware that there is a Community Centre at East 51st Avenue and Main Street, Vancouver, BC. ALL MAIN Cf. No. Name of Business Address **Owner** Name Signature s.22(1) -121222014014024014012401242372 27 gul City of Vancouver - FOI 2019-283 - Page 27 of 33

RF: 6657 Main Street, Vancouver, BC V5X 3H3
DP No. 2009-00046
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- RF: 6657 Main Street, Vancouver, BC V5X 3H3
  - DP No. 2009-00046

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We, all the undersigned hereby SERIOUSLY oppose the change of Zoning.

As it creates lot of smoke in the market are and in the stores .It makes hard to breath.

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RF: 6657 Main Street, Vancouver, BC V5X 3H3
DP No. 2009-00046
To Change Zoning from C2 to Cannabis Retail Store, 1200 Sf.
Open 8.00AM to 11.00 PM (seven days a week)
We, all the undersigned hereby SERIOUSLY oppose the change of Zoning.

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Moreover an existing by Law prohibits this kind of store within 300 yards from the Community Centre and/or Public School.

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Hi Peivand,

We are the neighbor of 6657 Main street. Recently we have received a notice of development application from City of Vancouver that WEEDS Glass and Gifts Ltd has applied for permission to change of use on 6657 Main Street from retail to Cannabis Store. We against this change. The municipal requirements for the Cannabis application requires that the location must be in a commercial zone, and be at least 300m from Community Centres, Neighbourhood houses, Youth facilities that serve vulnerable youth, Other cannabis businesses. We think the application doesn't meet the requirements:

- Sun Set community centre is just 150m away from 6657 Main Street. The Sunset Arena where has ice classes and activities for kids is just 300m away from 6657 Main Street
- The neighbourhood houses are around 6657 Main Street
- There are already two development permits for cannabis issued on 6416 Main Street and 7295 Main Street, with Sun Set community centre nearby, already enough cannabis business in this area.

Thank you for your attention and consideration on our concern.

Regards,