



# Article 32

## Marijuana Establishment Temporary Moratorium Extension Zoning Bylaw Amendment

**ARTICLE 32.** Mr. Easton moves that the Town take affirmative action on Article 32 as printed in the Warrant

Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

**ARTICLE 32** is to determine whether the Town will vote to amend the Zoning Bylaw Section 4.8.3 Marijuana Establishment Temporary Moratorium to delete the date July 31, 2018 and insert in its place the date December 31, 2018.

Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

2016: Regulation and Taxation of Marijuana Act (the “Act”) passed regulating the control, production and distribution of marijuana.

2017: Town Meeting passed a temporary moratorium on marijuana establishments until July 31, 2018

Moratorium is to allow the Town time to study and consider the regulation of Marijuana Retail, Product Manufacturer and Growing operations.

# Article 32 Marijuana Establishment Temporary Moratorium Extension Zoning Bylaw Amendment

Registered Medical Marijuana Dispensaries allowed by Special Permit



Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

Why does the Moratorium need to be extended?

- Amendments to the Act extended to March 15, 2018 the time allowed for the Cannabis Control Commission (CCC) to adopt Rules & Regulations for the permitting of marijuana establishments.
- Planning Board believes the Town should not decide how to regulate marijuana establishments until final CCC Rules & Regulations are issued and the Board can consider them in the process.

Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

Why extend the Moratorium until only December 31, 2018?

- The Attorney General has denied moratorium bylaws in other communities with a date beyond December 31, 2018.
- The Planning Board is recommending the current moratorium be extended until December 31, 2018 so it is accepted by the Attorney General and the Town is not left unprotected.

Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

Why is the adoption of Article 32 critical?

Two reasons:

1)The current Moratorium ends July 31, 2018.

2)Article 30 Opt-Out may pass, but the required subsequent ballot vote may be defeated.

Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

What if Article 32 does not pass?

If Article 32 does not pass, then there are two scenarios; **Do Nothing Further or Adopt Zoning Bylaw before July 31, 2018:**

Scenario #1; Do Nothing Further: If the current temporary moratorium expires with no zoning regulations, marijuana establishments would be considered like any other retail business, product manufacturer and industrial growing operation.

Article 32 Marijuana Establishment Temporary Moratorium  
Extension Zoning Bylaw Amendment

**Marijuana Retail Business considered like any other Retail  
Business use. Allowed in these Zoning District locations**



Article 32 Marijuana Establishment Temporary Moratorium  
Extension Zoning Bylaw Amendment

**Marijuana Product Manufacturer considered Light Manufacturing  
& Manufacturing use. Allowed in these Zoning District locations**



Article 32 Marijuana Establishment Temporary Moratorium  
Extension Zoning Bylaw Amendment

**Marijuana Growing Operation considered Light Manufacturing &  
Manufacturing use. Allowed in these Zoning District locations**



Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

Scenario #2; Adopt Zoning Bylaw by 7/31/18:

- Community discussion on how & where to regulate marijuana establishments;
- Develop Zoning Bylaw language;
- Call Special Town Meeting;
- Hold Special Town Meeting public hearings;
- Hold Special Town Meeting & pass Bylaw language;

This is a very challenging, if not impossible, timeframe for success.

Article 32  
Marijuana Establishment Temporary Moratorium Extension  
Zoning Bylaw Amendment

What will happen next if Article 32 is passed?

The Planning Board will:

- Undertake a community-wide planning process to discuss the potential impacts, locations and operations of marijuana establishments;
- Consider the CCC regulations;
- Draft new Zoning Bylaw language;
- Hold Special Town Meeting to adopt Bylaw before December 31, 2018, and;
- Have a subsequent ballot question.



# Article 32

## Marijuana Establishment Temporary Moratorium Extension Zoning Bylaw Amendment

**ARTICLE 32.** Mr. Easton moves that the Town take affirmative action on Article 32 as printed in the Warrant