Special Town Meeting Referendum Election, November 8, 2016

ARTICLE 5: Citizen Initiative

Shall Chapter 33 Section 189, Sub-section (a) – (h) of the Eliot Land Use Ordinance – Nonprofit medical marijuana dispensaries - be amended as follows (The new language is underlined).

Sec. 33-189. - Nonprofit medical marijuana dispensaries and registered primary caregivers.

(a) The provisions for nonprofit medical marijuana dispensaries shall apply to both dispensaries and registered primary caregivers.

(b) The applicant must hold a current dispensary certificate or registered primary caregiver license in good standing from the State of Maine Department of Health and Human Services, Division of Licensing and Regulatory Services prior to making an application with the town. If approved, the dispensary or registered primary caregiver facility operator shall annually submit a copy of the current dispensary certificate or registered primary caregiver license to the code enforcement officer.

(c) A dispensary or registered primary caregiver facility may not be located within 500 feet of the property line of an existing public or private school, residential property, childcare facility, place of worship or public facility.

(d) All cultivation of marijuana must take place in a fully enclosed and locked structure. Outdoor cultivation of marijuana is prohibited.

(e) The property shall be screened in accordance with section 33-175.

(f) The dispensary or registered primary caregiver facility shall comply with the parking requirements of section 45-495(9).

(g) The dispensary or registered primary caregivers shall comply with all applicable town and state regulations.

(h) No materials described in the definition of a nonprofit medical marijuana facility shall be visible from the exterior of the building in which the nonprofit medical marijuana dispensary or registered primary caregiver facility is located.

The above described Citizen Initiative was adopted at the Special Town Meeting Referendum Election held in Eliot on November 8, 2016 under Article #5.

Wendy J. Rawski, Town Clerk

MUNICIPALITY OF ELIOT, MAINE
CITIZEN PETITION

To the Municipal Officers of the Town of Eliot, Maine:

"We, the undersigned, being registered voters of the Town of Eliot, request the Municipal Officers place the following article before the voters for their consideration by secret ballot referendum where authorized under 30-A M.R.S.A. §2528 (5):"

This petition is being circulated to request an amendment to Chapter 33, Section 189, Sub-sections (a)–(h) of the of the Eliot Land Use Ordinance – Nonprofit medical marijuana dispensaries. The new language is underlined.

Sec. 33-189. Nonprofit medical marijuana dispensaries and registered primary caregivers.

(a) The provisions for nonprofit medical marijuana dispensaries shall apply to both dispensaries and registered primary caregivers.

(b) The applicant must hold a current dispensary certificate or registered primary caregiver license in good standing from the State of Maine Department of Health and Human Services, Division of Licensing and Regulatory Services prior to making an application with the town. If approved, the dispensary operator or registered primary caregiver facility shall annually submit a copy of the current dispensary certificate or registered primary caregiver license to the code enforcement officer.

(c) A dispensary or registered primary caregiver facility may not be located within 500 feet of the property line of an existing public or private school, residential property, childcare facility, place of worship or public facility.

(d) All cultivation of marijuana must take place in a fully enclosed and locked structure. Outdoor cultivation of marijuana is prohibited.

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(f) The dispensary or registered primary caregiver facility shall comply with the parking requirements of section 45-495(9).

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(h) No materials described in the definition of a nonprofit medical marijuana facility shall be visible from the exterior of the building in which the nonprofit medical marijuana dispensary or registered primary caregiver facility is located.

#	Signature	Printed Name	Street Number And Street Name
1✓		Lynn Driscoll	12 Kyhoe Rd
2✓		Thomas R. Howell	116 Heron Cove Rd
3✓		Charles L Bradstreet	24 Dixon Ave
4✓		George Notargiacomo	Shagwalk Ln
5✓		Roger Cutler	33 Ambush Rock Rd