

NOTICE OF PUBLIC HEARING
MUNICIPAL OFFICERS OF THE TOWN OF
OLD ORCHARD BEACH

The Municipal Officers of the Town of Old Orchard Beach, Maine hereby give Public Notice that there will be a Public Hearing held at the Town Hall, Council Chambers, on December 19th, 2017, at 6:30 p.m. to consider the following:

Be it hereby ordained, by the Town Council of the Town of Old Orchard Beach, Maine, in Town Council assembled, that Chapter 18, Businesses, Article XII and Article XIII, is hereby added as follows:

Amendment to Chapter 18 – BUSINESSES, Article XII – RESERVED, Sections 18-604 – 18-620 shall be amended by deleting the ~~striketrough~~ language as follows:

~~ARTICLE XII. – RESERVED~~

~~Secs. 18-604 – 18-620. – Reserved.~~

Amendment to Chapter 18 – BUSINESSES, Article XII – RETAIL MARIJUANA ESTABLISHMENTS, Sections 18-604 – 18-608 shall be amended by adding the underscore language as follows:

ARTICLE XII – RETAIL MARIJUANA ESTABLISHMENTS

Sec. 18-604. Authority.

This ordinance is enacted pursuant to the Marijuana Legalization Act, 7 M.R.S.A. c. 417; and Municipal Home Rule Authority, Me. Const., art. VIII, pt. 2; and 30-A M.R.S.A. § 3001.

Sec. 18-605. Definitions.

For purposes of this ordinance, retail marijuana establishments are defined as set forth in 7 M.R.S.A. § 2442, including; retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities, retail marijuana testing facilities, and retail marijuana social clubs.

Sec. 18-606. Prohibition on Retail Marijuana Establishments and Retail Marijuana Social Clubs.

Retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities, retail marijuana testing facilities, and retail marijuana social clubs, are expressly prohibited in this municipality.

No person or organization shall develop or operate a business that engages in retail or wholesale sales of a retail marijuana product, as defined by 7 M.R.S.A. § 2442.

Nothing in this ordinance is intended to prohibit any lawful use, possession or conduct pursuant to the Maine Medical Use of Marijuana Act, 22 M.R.S.A. c. 558-C.

Sec. 18-607. Effective date; duration.

This ordinance shall take effect immediately upon enactment by the Town of Old Orchard Beach Town Council unless otherwise provided and shall remain in effect until it is amended or repealed.

Sec. 18-608. Penalties.

This ordinance shall be enforced by the Chief of Police or his/her designee. Violations of this ordinance shall be subject to the enforcement and penalty provisions of 30-A M.R.S.A. § 4452.

Amendment to Chapter 18 – BUSINESSES, Article XIII – RESERVED, Sections 18-609 – 18-620 shall be amended by adding the underscore language as follows:

ARTICLE XIII. – RESERVED

Secs. 18-609 – 18-620. Reserved.

Per Order of the Municipal Officers this 5th day of December, 2017.

A True Copy

Attest:

s/Kim M. McLaughlin

Kim M. McLaughlin, Town Clerk