

“TOWN OF ISLAND FALLS ORDINANCE PROHIBITING RETAIL MARIJUANA ESTABLISHMENTS AND RETAIL MARIJUANA SOCIAL CLUBS”

SECTION 1: 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.

SECTION 2: Definitions.

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

SECTION 3: Prohibition on Retail Marijuana Establishment 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.

SECTION 4: Effective date; duration.

If enacted, the provisions of this ordinance shall be applicable to all pending proceeding, applications and petitions commenced after November 8th, 2017, which is the date of filing this initiative in the Town Clerk's office of the Town of Island Falls. This ordinance shall remain in effect until it is amended or repealed.

SECTION 5: Penalties.

This ordinance shall be enforced by the municipal officers or their designee. Violations of this ordinance shall be subject to the enforcement and penalty provisions of 30-A M.R.S.A. #4452

SECTION 6: Amendments.

This Ordinance may be amended by the municipal officers at any properly noticed meeting. Amendments shall take effect immediately upon approval by the municipal officers, and remain in effect until it is amended or repealed.

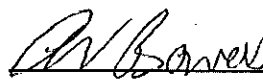
SECTION 7: Severability.

In the event any portion of this Ordinance is declared invalid by a court of competent jurisdiction, the remaining portions shall continue in full force and effect until it is amended or repealed.

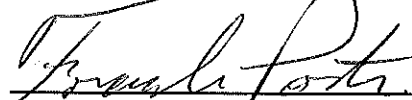
Adopted this 29<sup>th</sup> November, 2017

  
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Jeff Brooks- Chair

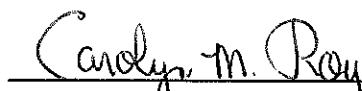
  
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Frank Hill, Selectman

  
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Anthony Bowers, Selectman

  
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Darrell Hartin-Vice Chair

  
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Frank Porter, Selectman

ATTEST:

  
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Carolyn M. Roy, Town Clerk