

ARTICLE 16: MARIJUANA ZONING – DELIVERY

SPONSORED BY: Planning Board

To see if the Town will vote to amend the Zoning Bylaws at Sections I-E Definitions and III-G Industrial and Outdoor Uses, by making the following changes thereto by deleting the text shown as strikethrough and inserting the underlined text shown as follows:

Section I-E Definitions

Marijuana Courier – An entity licensed to deliver Finished Marijuana Projects, Marijuana Accessories and Branded Good directly to Consumers from a Marijuana Retailer, or directly to Registered Quality Patients or Caregivers from an Marijuana Treatment Center, but is not authorized to sell Marijuana or Marijuana Products directly to Consumers, Registered Qualifying Patients or Caregivers and is not authorized or to Wholesale, Warehouse, Process, Repackage, or White Label. A Marijuana Courier is an additional marijuana use that allows for limited delivery of marijuana or marijuana products to consumers; and shall not be considered to be a Marijuana Retailer.

Marijuana Delivery Licensee – An entity that is authorized to deliver Marijuana and Marijuana Products directly to Consumers and as permitted, Marijuana Couriers to Patients and Caregivers.

Marijuana Delivery Operator – An entity licensed to purchase at Wholesale and Warehouse Finished Marijuana Projects acquired from a Marijuana Cultivator, Marijuana Product Manufacturer, Microbusiness or Craft Marijuana Cooperative, and White Label sell and deliver Finished Marijuana Products, Marijuana Accessories and Marijuana Branded Goods directly to Consumers, but is not authorized to Repackage Marijuana or Marijuana Products or operate a storefront under this license. A Delivery Operator is an additional marijuana use that allows for limited delivery of Marijuana or Marijuana Projects to Consumers; and shall not be considered to be a Marijuana Retailer.

Marijuana Establishment – A cultivator, ~~marijuana testing facility, marijuana product manufacturer, marijuana retailer or any other type of licensed marijuana related business,~~ all as defined in the Massachusetts General Laws, Chapter 94G, said Marijuana Establishments shall be deemed independent of any other definition in this by-law and not a subset or subcategory of any other category. Limited to Marijuana Cultivators, Craft Marijuana Cooperatives, Marijuana Product Manufacturers, Independent Testing Laboratories, Marijuana Transporters, Marijuana Delivery Licensees (including Marijuana Couriers and Marijuana Delivery Operators).

Section III – G Industrial and Outdoor Uses

G. Industrial and Outdoor Uses	District							
	AR-1	AR-2	R-1	VR	C-1	VC	I	APT
9. Marijuana Delivery Licensees (Marijuana Courier and Marijuana Delivery Operator)	N	N	N	N	N	N	N	N

Or take any other action relative thereto.

PLANNING BOARD COMMENTS: In response to regulatory changes implemented by the MA Cannabis Control Commission (CCC) since 2019 when the Town voted to prohibit Marijuana Retailers, the Planning Board is proposing to update the Zoning By-Law definitions of Marijuana Establishment as well as regulate the new defined delivery uses.