

TOWN OF WINSLOW, MAINE

(207) 872-2776 Phone (207) 872-1999 Fax

www.winslow-me.gov

114 Benton Avenue Winslow, ME 04901

TOWN COUNCIL

ORDINANCE NO. 07-2023
Public hearing June 12-2023

AN ORDINANCE

Providing for: An Amendment to §300-47 C.3 of the Town Code, to allow adult-use recreational marijuana cultivation facilities as a conditional use in the Rural District by adding the <u>underline</u> text per the attached copy.

BE IT ORDAINED by the Town Council of the Town of Winslow, as follows:

WHEREAS, Amending the Medical Marijuana ordinance to include adult-use recreational marijuana requires that adult-use recreational facilities be incorporated into the allowed uses in the zoning ordinance in the applicable districts; and

WHEREAS, Agriculture is a principal use in the Rural District under the Town Code; and

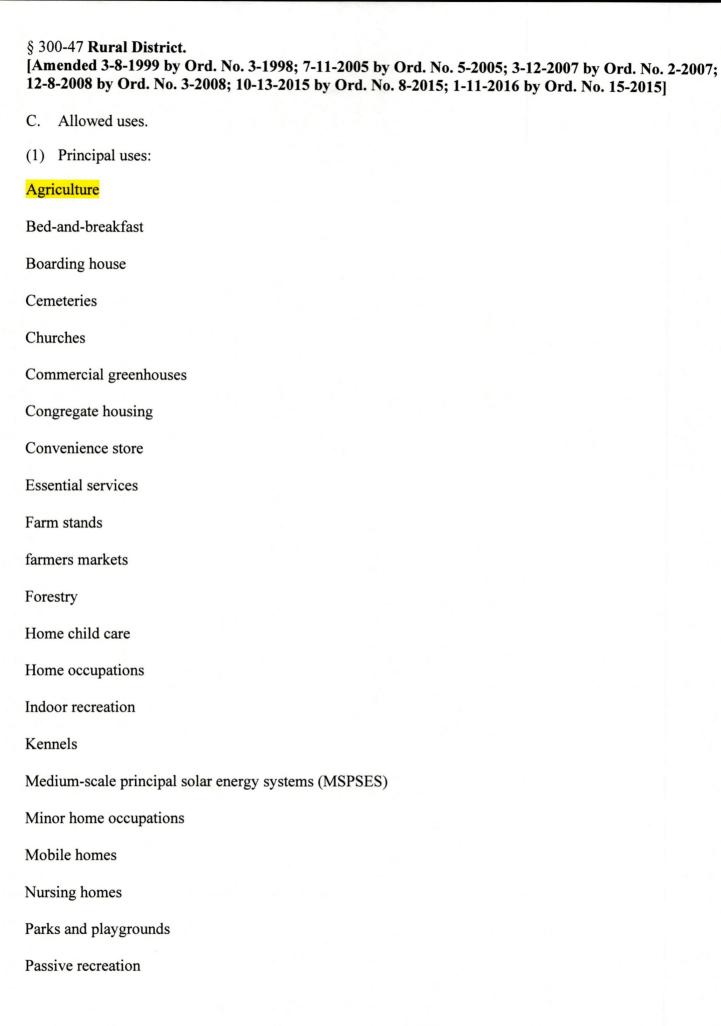
WHEREAS, the cultivation of medical marijuana was deemed to be an agricultural activity per Ordinance 04-2021 found under §164-4 J of the Town Code and cultivation of adult-use recreational marijuana is an identical process subject to the same statutory requirements under State Law; now therefore

BE IT ORDAINED by the Town Council to amend §300-47 C.3 of the Town Code, to allow adult-use recreational marijuana cultivation facilities as a conditional use in the Rural District by adding the <u>underline</u> text per the attached copy.

SPONSORED BY: Administration

IN THE TOWN COUNCIL.

July 10, 2023	First Reading contact contact contact rejected
Jugust 14, 2023	Second Reading 7 Prejected rejected
APPROVED: Jugust 14, 2023	Cludia Heerr Town Clerk
CHAIRMAN:	Dil man
Jerry Turing	Maj llin
Jeff R. Down	Help



Single-family dwellings
Small stores - 3,000 square feet
Temporary and seasonal itinerant vendors
Temporary vendors
Timber harvesting
Two-family dwellings
Veterinary clinic
Yard sale
(2) Special uses: reuse of agricultural structures after public hearing and review by the Zoning Board of Appeals
(3) Conditional uses: [Amended 1-14-2019 by Ord. No. 8-2018]
Auto service and repair
Automobile junk yard
Campgrounds
Child care center
Community centers
Companion animal care center
Golf courses
Large-scale principal solar energy systems (LSPSES)
Marijuana cultivation facilities, including registered caregiver facilities - Adult Use and Medical
Mineral extraction
Outdoor recreation
Radio/communication towers
Small stores - 3,000 square feet
Warehousing/storage



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To:

Winslow Town Council

From: Winslow Planning Board

Date: June 21, 2023

RE:

Proposal to amend the conditional use in the Rural District to include marijuana cultivation

facilities

Esteemed Councilors,

The Winslow Planning Board considered the request to amend the conditional use in the Rural District to include marijuana cultivation facilities at our June 21, 2023 public meeting. Mark Ward and Larry Desmond were not in attendance and so abstained from voting.

The Planning Board is issuing an "Ought to Pass" recommendation on this zoning change with a language amendment. The Planning Board recommends amending the proposed language to read, "Marijuana Cultivation Facilities, including registered medical marijuana caregiver facilities," due to the differing statutory requirements for caregiver facilities. The planning board recommends the amended conditional use by a 3 to 1 vote with Christopher Dawe and voting 'no' and Elery Keene abstaining. The basis for this recommendation is that agriculture is a primary use in the Rural District and commercial farming is already allowed. Marijuana cultivation is a farming and agricultural activity.

Sincerely,

Gary Owen, Planning Board Chair