

Ordinance Prohibiting Retail Marijuana Establishments and Retail Marijuana Social Clubs in the Town of Bristol

Enacted August 22, 2017

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, Maine Constitution article VIII, part 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 7 M.R.S.A. § 2442.

Section 3. Prohibition on Retail Marijuana Establishments and Retail Marijuana Social Clubs.

During the term 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 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.

This ordinance shall take effect immediately upon enactment by the municipal legislative body.

This ordinance shall be repealed 180 days after the effective date of any legislation passed by the State of Maine, which is determined by the Selectmen to substantially regulate retail sales and production of marijuana for recreational use, and which would supersede this ordinance; unless previously repealed by a vote of the municipal legislative body.

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.