

# **Ordinance Prohibiting Retail Marijuana Establishments and Retail Marijuana Social Clubs**



**Town of York, Maine**

**Most Recently Amended:**

**Prior Dates of Amendment:**

**Date of Original Enactment:** May 20, 2017

## **ENACTMENT BY THE LEGISLATIVE BODY**

Date of the vote to enact/amend this Ordinance: May 20, 2017.

Certified by the Town Clerk:

(signature)

on

(date)

*Mary Anne Stagniewski* on *5/22/17*

## 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 7 M.R.S.A. § 2442.

### **Section 3.** 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, and retail marijuana testing facilities, are expressly prohibited in the Town of York.

Retail marijuana social clubs are expressly prohibited in the Town of York.

No person or organization shall develop or operate a business in the Town of York 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enactment by the municipal legislative body unless otherwise provided and shall remain in effect until it is amended or repealed.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.