



**GARDINER CITY COUNCIL
AGENDA ITEM INFORMATION SHEET**



Meeting Date	05/10/2023	Department	Code Enforcement
Agenda Item	4d. First read for amendments to the City Code (5.2.2) in regards to non conforming Cannabis establishments		
Est. Cost			

Background Information	Please see the attached documentation		

Requested Action	"I move to approve the changes to City Code 5.2.2 regarding non-conforming Cannabis establishments and move this to a second read on May 17, 2023"
City Manager and/or Finance Review	City Manager Approves this action
Council Vote/ Action Taken	
Departmental Follow-Up	

City Clerk Use Only	1 st Reading _____	Advertised _____	EFFECTIVE DATE _____
	2 nd Reading _____	Advertised _____ w/in 15 Days	
	Final to Dept _____	Updated Book _____	Online _____

5.2 Approval Standards

The City Council shall approve an application for a new cannabis establishment license only if it finds that all of the following standards are met or will be met as a result of conditions of approval applied to the license:

5.2.1. The applicant has obtained a conditional license for the proposed adult-use Cannabis establishment or approval for the proposed medical cannabis establishment from the State of Maine.

5.2.2. If no licensed cannabis retail facility has been operating out of the same location during the last 6 months, then it will be considered a new application and be required to apply to the Planning Board to meet all associated Land Use standards in force at the time of the new application.

5.2.3. The proposed establishment conforms or will conform to the approval of the Planning Board including any conditions of approval prior to receiving City authorization to open.

5.2.4. The proposed establishment conforms or will conform to all applicable land use, building, plumbing and electrical codes prior receiving City authorization to open.

5.2.5. The proposed establishment conforms or will conform to all applicable fire and life safety codes prior receiving City authorization to open.

5.2.6. The applicant has made or will make adequate provisions to provide for the security of the establishment and to avoid any potential for nuisances from the use of the establishment prior receiving City authorization to open.

5.2.7. The proposed establishment will not discharge effluent or process water to the public sewer system that will exceed the capacity of the system to transport and treat the material and that any requirements for pre-treatment or limits on the quantity of quality of discharges will be met.