



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

The Town of Milford hereby ordains that the following ordinance shall be adopted to govern 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.

Title 28-B Adult Use Marijuana Chapter 1: Marijuana Legalization Act Subchapter 3: Licensing Requirements for Cultivation Facilities §301. Cultivation facility license types. Tier 1 cultivation facility license. A tier 1 cultivation facility license, which allows cultivation by a licensee of:

- A. Not more than 30 mature marijuana plants and an unlimited number of immature marijuana plants and seedlings; or
- B. Not more than 500 square feet of plant canopy.

The Town shall have 5 (Five) Tier 1 Licenses this Shall be 1(one) Tier 1 license per person

Section 2: Definitions

For purposes of the 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 Social Clubs

Retail marijuana establishments, including retail marijuana stores, retail marijuana products manufacturing facilities, and retail marijuana social clubs are expressly prohibited in the Town of Milford.

Nothing in the ordinance is intended to prohibit any lawful use, possession or conduct pursuant to the Maine Medical Use or Marijuana Act 22, 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enactment by the municipal legislative body unless otherwise provided and shall remain in effect until it is amended or repealed.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.

Approved at annual Town Meeting June 21, 2022

Attested by the Board of Selectmen July 19, 2022

Diane Lacadie: _____

John Costigan: _____

Cory LaBelle: _____

Nick Higgins: _____

Julie Vaillancourt: _____