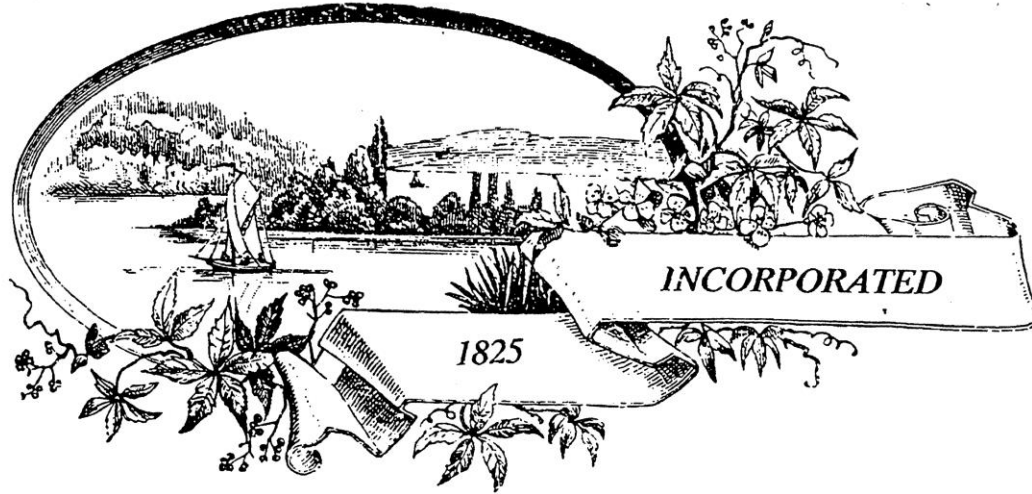


TOWN OF FRANKLIN, MAINE

FRANKLIN



Adult Use Marijuana  
Cultivation Facilities Ordinance

Of The  
TOWN OF FRANKLIN, MAINE

Last Enacted/Accepted Amendment

August 10, 2020

Certified By: \_\_\_\_\_  
Town Clerk, Franklin, Maine

Date: \_\_\_\_\_

**TOWN OF FRANKLIN, MAINE****Adult Use Marijuana Cultivation Facilities Ordinance****Section 1. Authority.**

This ordinance is enacted pursuant to the Marijuana Legalization Act, Title 28-B M.R.S.A., Chapter 1; Subchapter 4 (Adult Use Marijuana); and Municipal Home Rule Authority, Maine Constitution, Article VIII, Part Second; and 30-A M.R.S.A. § 3001.

**Section 2. Definitions.**

For purposes of this ordinance, adult use marijuana cultivation facilities are defined as set forth in M.R.S.A Title 28-B Adult Use Marijuana § 102.

**Section 3. Prohibition on Adult Use Marijuana Cultivation Facilities.**

Adult Use marijuana cultivation facilities are expressly prohibited in this municipality.

No person or organization shall develop or operate a business in the municipality of Franklin, that engages in the cultivation of adult use marijuana or an adult use marijuana product as defined by 28-B M.R.S.A. § 102, or owns or operates an adult use marijuana cultivation facility as defined by 28-B M.R.S.A. § 102.

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enactment by the municipal legislative body unless otherwise provided and shall remain in effect until it is amended or repealed.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.

TOWN OF FRANKLIN, MAINE

**Appendix – Warrant Articles**

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Secret Ballot Vote – June 20, 2020

**Question 3:**

**To authorize cultivation facilities of adult use marijuana establishments:**

**“Shall the town vote to authorize within the municipality the operation of adult use marijuana cultivation facilities, provided they operate in compliance with all applicable state and local requirements?”**

Question Failed – Yes 60, No 83, Blank 2

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Ordinance Public Hearing – August 10, 2020

August 10, 2020 – Select Board Meeting

Motion to accept Ordinance as written. Motion – Passed

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