

**TOWN COUNCIL OF CENTREVILLE
ORDINANCE NO 04-2017**

AN ORDINANCE OF THE TOWN COUNCIL OF CENTREVILLE AMENDING THE TOWN OF CENTREVILLE ZONING ORDINANCE, WHICH IS CHAPTER 170 OF THE TOWN CODE, BY ADDING THE DEFINITION FOR MEDICAL CANNABIS LICENSED DISPENSARY IN THE PLANNED BUSINESS DEVELOPMENT (PBD) DISTRICT, DESIGNATING WHERE MEDICAL CANNABIS LICENSED DISPENSARY MAY BE LOCATED, AND ADOPTING SUPPLEMENTAL STANDARDS FOR THE USE IN ORDER TO ADMINISTER AND ENFORCE THE TOWN'S ZONING ORDINANCE MORE EFFECTIVELY.

WHEREAS, the Town Council has the authority under Section 5-213 of the Local Government Article of the Annotated Code of Maryland, to adopt zoning regulations;

WHEREAS, Section 4-102(6) *et seq.* of Land Use Article of the Annotated Code of Maryland enables the Town Council to divide the Town into districts and zones;

WHEREAS, the Town Council wishes to add the use Medical Cannabis Licensed Dispensary as a permitted use in the Planned Business Development (PBD) District and to provide a definition and supplemental standards for such uses;

WHEREAS, Section 170-62 of the Code of the Town of Centreville provides for amendments to the regulations, restrictions and boundaries set forth in Chapter 170 of the Code.

WHEREAS, the Town Council held a public hearing on the zoning amendment on MONTH, DAY, 2017.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Centreville:

Section 1. Article IX, Chapter 170 of the Centreville Town Code, Section 170-68 Definitions is hereby amended to add the following definition:

Medical Cannabis Licensed Dispensary is an entity licensed by the Maryland Medical Cannabis Commission that acquires, possesses, repackages, processes, transfers, transports, sells, distributes, or dispenses, products containing medical cannabis, related supplies, related products including tinctures, aerosols, oils, or ointments, or educational materials for use by a qualifying patient or caregiver. Such products and supplies shall not include recreational or any other cannabis that is not approved by a provider registered with the Maryland Medical Cannabis Commission for use by a patient registered with the Maryland Medical Cannabis Commission with a valid written certification.

Section 2. Article IX, Chapter 170 of the Centreville Town Code, Section 170-29.F(1) is hereby amended to add the following permitted uses to the Planned Business Development District (PBD):

(r) **Medical Cannabis Licensed Dispensary, subject to the following provisions:**

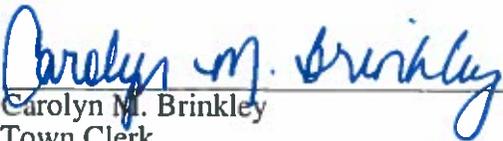
- [1] The boundaries of property used as a Medical Cannabis Licensed Dispensary shall be at least 500 feet from any property with a residential use;
- [2] The boundaries of property used as a Medical Cannabis Licensed Dispensary shall be at least 1,000 feet from property with any school;
- [3] The boundaries of property used as a Medical Cannabis Licensed Dispensary shall be at least 2,500 feet from property with another Medical Cannabis Licensed Dispensary;
- [4] This use shall not have an on-site prescribing authority for the purpose of issuing written certifications for medical cannabis;
- [5] A Medical Cannabis Licensed Dispensary shall not be permitted as an accessory use; and
- [6] Parking requirements for a Medical Cannabis Licensed Dispensary shall be at least equivalent to the minimum parking requirements applicable to medical services.

Section 3. All new material has been underlined.

Section 4. If any section, clause, paragraph, sentence or phrase of the Ordinance or the application thereof to any person, property, or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, the invalidity or unconstitutionality shall in no way affect other provisions or any other application of this Ordinance which can be given effect without the invalid or unconstitutional provision or application, and for this purpose the provisions of this Ordinance are declared severable.

Section 5. This Ordinance shall become effective on the twenty-first (21st) day after its enactment.

ATTEST

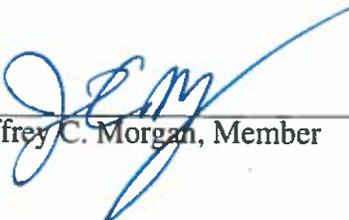

 Carolyn M. Brinkley
 Town Clerk

THE TOWN COUNCIL OF CENTREVILLE


 Timothy E. McCluskey, President


 Jim A. Beauchamp, Vice President

First Reading: August, 17 2017
 Second Reading: September 7, 2017
 Enacted: October 17, 2017
 Effective: November 7, 2017


 Jeffrey C. Morgan, Member