

# Town of Canaan

March 23, 2024

## Amended Ordinance Prohibiting Retail ~~Marijuana~~ Cannabis Establishments and Retail ~~Marijuana~~ Cannabis Social Clubs

### Section 1. Authority.

This ordinance is enacted pursuant to the ~~Marijuana~~ Cannabis Legalization Act, ~~7 MRSA c. 417~~ MRSA Title 28-B; and Municipal Home Rule Authority, Me. Const., art. VIII, pt. 2: and 30-A MRSA § 3001.

### Section 2. Definitions.

For purposes of this ordinance, retail ~~marijuana~~ cannabis establishments, including retail ~~marijuana~~ cannabis stores, retail ~~marijuana~~ cannabis cultivation facilities, retail ~~marijuana~~ cannabis products manufacturing facilities, and retail ~~marijuana~~ cannabis testing facilities, and retail ~~marijuana~~ cannabis social clubs are defined as set forth in ~~7 MRSA § 2442~~ MRSA Title 28-B.

### Section 3. Prohibition on Retail ~~Marijuana~~ Cannabis Establishments and Retail ~~Marijuana~~ Cannabis Social Clubs.

Retail ~~marijuana~~ cannabis establishments, including retail ~~marijuana~~ cannabis stores, retail ~~marijuana~~ cannabis cultivation facilities, retail ~~marijuana~~ cannabis products manufacturing facilities, and retail ~~marijuana~~ cannabis testing facilities, and retail ~~marijuana~~ cannabis social clubs, are expressly prohibited in this municipality.

No person or organization shall develop or operate a business that engages in retail or wholesale sales of a retail ~~marijuana~~ cannabis product, as defined by ~~7 MRSA § 2442~~ MRSA Title 28-B.

Nothing in this ordinance is intended to prohibit any lawful use, possession or conduct pursuant to the Maine Medical Use of ~~Marijuana~~ Cannabis Act, 22-MRSA 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enactment by the municipal legislative body unless otherwise provided and shall remain in effect until it is amended or repealed.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 MRSA § 4452

**ENACTED  
MARCH 25, 2024  
AT ANNUAL TOWN MEETING**