

Commonwealth of Massachusetts
Town of Hanover

Warrant for *Special* Town Meeting

Plymouth, SS

Greetings: To any Constable of the Town of Hanover in said County

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town who are qualified to vote in Elections and Town Affairs to meet in the Hanover High School, 287 CEDAR STREET, HANOVER, on

MONDAY THE 18TH DAY OF DECEMBER 2017 AT 7:00 P.M.



Pursuant to the Americans with Disabilities Act, the Town will make every effort to assure that Town Meeting is accessible to individuals with disabilities. Should any assistance be desired in this regard, please contact the Board of Selectmen's Office at (781) 826-5000 ext. 1084.

INDEX OF ARTICLES FOR *SPECIAL* TOWN MEETING – DECEMBER 2017

ARTICLE #	ISSUE	SUBMITTED BY
1	Prohibition On Marijuana Establishments – Zoning Bylaws	Board of Selectmen
2	Prohibition On Marijuana Establishments – General Bylaws	Board of Selectmen

ARTICLES FOR *SPECIAL* TOWN MEETING WARRANT
Monday, December 18, 2017

ARTICLE 1. PROHIBITION ON MARIJUANA ESTABLISHMENTS – ZONING BYLAWS

In accordance with Massachusetts General Laws Chapter 94G, Section 3(a)(2), all types of marijuana establishments, as defined in Massachusetts General Laws Chapter 94G, Section 1 and as may otherwise be defined by Massachusetts law or regulation, to include, without limitation, all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers, on-site consumption of marijuana at a marijuana retailer location, any other types of licensed marijuana-related businesses, and the conducting of any such activity for commercial purposes by whichever name used, shall be prohibited within the Town of Hanover. This prohibition shall not be construed to affect the medical use of marijuana as expressly authorized by the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000, as may be amended from time to time, or take any other action relative thereto.

Board of Selectmen

We move that the Town of Hanover amend the Town of Hanover Zoning Bylaws to include the following as:

Section 6.16.0 - PROHIBITION ON MARIJUANA ESTABLISHMENTS.

In accordance with Massachusetts General Laws Chapter 94G, Section 3(a)(2), all types of marijuana establishments, as defined in Massachusetts General Laws Chapter 94G, Section 1 and as may otherwise be defined by Massachusetts law or regulation, to include, without limitation, all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers, on-site consumption of marijuana at a marijuana retailer location, any other types of licensed marijuana-related businesses, and the conducting of any such activity for commercial purposes by whichever name used, shall be prohibited within the Town of Hanover. This prohibition shall not be construed to affect the medical use of marijuana as expressly authorized by the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000, as may be amended from time to time.

Advisory Commentary: We support the motion of the Planning Board. Passing a prohibition now will allow the Town the time to more thoroughly evaluate the potential impacts of recreational dispensaries including the potential for increased tax revenue. For example, the Curaleaf medical marijuana community benefit agreement is projected to bring in \$125,000 in revenue for the Town in FY19. If recreational marijuana is available in neighboring communities the Town may want to consider whether lost revenue opportunities compel a different approach.

We recommend that the Board of Selectmen undertake a review of these issues for a future Town Meeting.

ARTICLE 2. PROHIBITION ON MARIJUANA ESTABLISHMENTS – GENERAL BYLAWS

In accordance with Massachusetts General Laws Chapter 94G, Section 3(a)(2), all types of marijuana establishments, as defined in Massachusetts General Laws Chapter 94G, Section 1 and as may otherwise be defined by Massachusetts law or regulation, to include, without limitation, all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers, on-site consumption of marijuana at a marijuana retailer location, any other types of licensed marijuana-related businesses, and the conducting of any such activity for commercial purposes by whichever name used, shall be prohibited within the Town of Hanover. This prohibition shall not be construed to affect the medical use of marijuana as expressly authorized by the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000, as may be amended from time to time, or take any other action relative thereto.

Board of Selectmen

We move that the Town of Hanover amend the Town of Hanover General Bylaws to include the following as Section 6-32:

6-32 PROHIBITION ON MARIJUANA ESTABLISHMENTS

In accordance with Massachusetts General Laws Chapter 94G, Section 3(a)(2), all types of marijuana establishments, as defined in Massachusetts General Laws Chapter 94G, Section 1 and as may otherwise be defined by Massachusetts law or regulation, to include, without limitation, all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers, on-site consumption of marijuana at a marijuana retailer location, any other types of licensed marijuana-related businesses, and the conducting of any such activity for commercial purposes by whichever name used, shall be prohibited within the Town of Hanover. This prohibition shall not be construed to affect the medical use of marijuana as expressly authorized by the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000, as may be amended from time to time.

Advisory Commentary: We support the motion of the Planning Board. Passing a prohibition now will allow the Town the time to more thoroughly evaluate the potential impacts of recreational dispensaries including the potential for increased tax revenue. For example, the Curaleaf medical marijuana community benefit agreement is projected to bring in \$125,000 in revenue for the Town in FY19. If recreational marijuana is available in neighboring communities the Town may want to consider whether lost revenue opportunities compel a different approach.

We recommend that the Board of Selectmen undertake a review of these issues for a future Town Meeting.

And you are hereby ordered to serve this Warrant posting attested copies thereof fourteen days, at least, before the time of said meeting.

Given under our hands this 20th day of November, 2017.

BOARD OF SELECTMEN

David R. Delaney, Chairman

John C. Tuzik, Vice-Chair

Brian E. Barthelmes

Jocelyn R. Keegan

Emmanuel J. Dockter

_____, Constable

Posted this _____ day of November, 2017