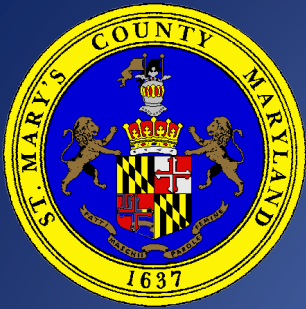


July 26, 2022

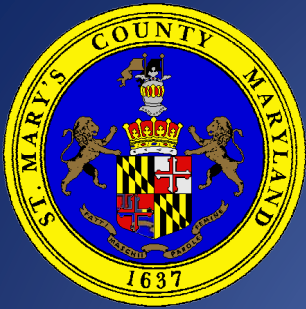
Public Hearing

Proposed Text Amendment to Add Medical Cannabis Use Types

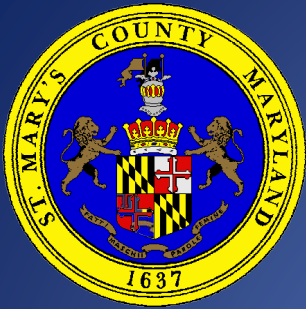
John Houser, Assistant County Attorney



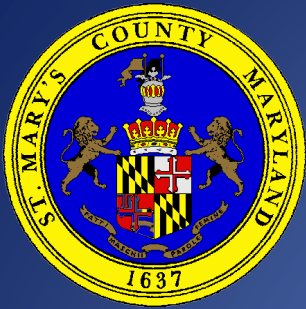
- 6/6/2022 – Planning Commission recommends adoption of proposed text amendment
- 6/28/22 - CSMC votes to move forward to public hearing on text amendment
- Public Notices for this hearing published in *Southern Maryland News* on 7/8 and 7/15



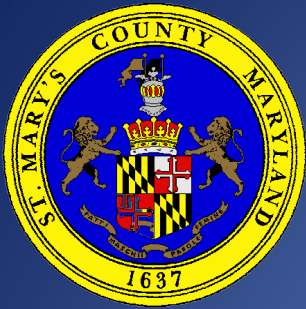
- Medical Cannabis Industry in Maryland
 - Legalized in 2014; “operational” since 2017
 - \$600m in retail sales, 150k statewide patients in 2021
 - 3 Categories of Licenses:
 - Grower (max: 22)
 - Processor (max: 28)
 - Dispensary (max: 105)



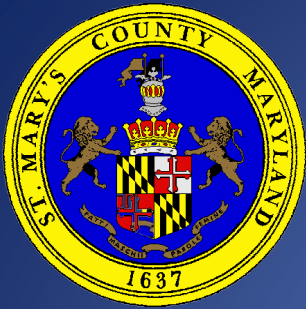
- State regulatory system:
 - Overseeing authority: Maryland Medical Cannabis Commission
 - Health Code Gen. Title 13, Subtitle 33
 - COMAR Title 10, Subtitle 62
 - Highly regulated by the state; state-level controls on product purity, quality control, inventory tracking, physical security of licensed facilities



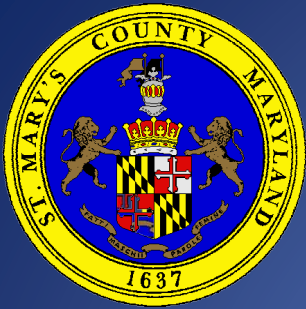
- Local Zoning:
 - Counties allowed to adopt reasonable zoning regulations controlling the location of medical cannabis facilities
 - Regulations may not be so broad or so demanding so as to effectively prohibit any development of the industry (*Fogle v. H & G Restaurant, Inc.*,)
 - Approach taken by other counties has varied across the state



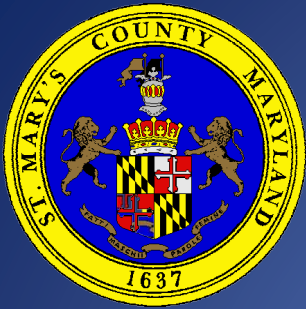
- Proposed Text Amendment:
 - Incorporates regulations found in other counties, and areas outside MD with legal cannabis industries
 - Three new use types for each type of licensed activity; corresponding definitions



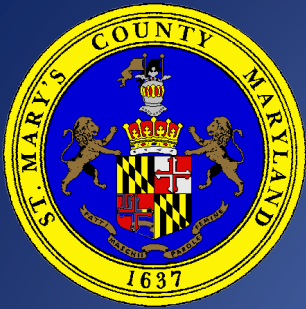
- Proposed Text Amendment:
 - Across all new uses, uses are given conditional approval only
 - This will require a new use to go through a public hearing before the Board of Appeals
 - All uses will abide by state regulations; these regulation govern matters related to environmental controls at each facility, proper tracking and accounting of product, etc.



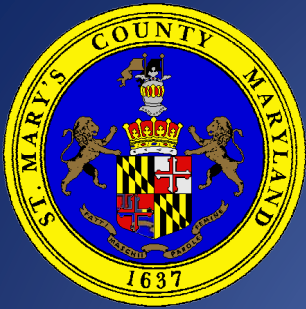
- Cannabis Growers
- 500 ft setbacks from:
 - Residences
 - Schools
 - Daycares
 - Substance Abuse Treatment Facilities
- Standards to abate odors stemming from cultivation and post-harvesting



- Cannabis Growers:
- Allowed zones: I, LCI, MXH
- 500 ft setbacks from:
 - Residences
 - Schools
 - Daycares
 - Substance Abuse Treatment Facilities
- Standards to abate odors stemming from cultivation and post-harvesting



- Cannabis Processors:
- Allowed zones: I, LCI, MXH
- 500 ft setbacks from:
 - Residences
 - Schools
 - Daycares
 - Substance Abuse Treatment Facilities



- Cannabis Dispensaries:
- Allowed zones: MXH, MXM, MXL, CMX, TMX, RCL, RSC
- 500 ft setbacks from:
 - Schools
 - Daycares
 - Substance Abuse Treatment Facilities
- Standards related to permissible signage and advertising



PUBLIC TESTIMONY