



Town of Tyngsborough
Adult Use of Marijuana
Planning Board Subcommittee

25 Bryants Lane
Tyngsborough, Massachusetts 01879-1003
Office: (978) 649-2300, ext. 115
Fax: (978) 649-2301
Meeting Room 1

MEETING MINUTES

March 20, 2018

6:30pm

Voting Members Present:

CD: Chaz Doughty, Planning Board | **KOB:** Kim O'Brien, Planning Board |
JR: Jonathan Reeny, Board of Health | **RJ:** Robert Jackson, Board of Selectmen |
MM: Mindy Michalek, Citizen Rep | **JP:** Joe Polin, Zoning Board of Appeals | **SR:** Sarah Rosen

Advisory Members:

KO: Health Department: Kerri Oun | **MH:** Town Administrator: Matt Hanson
GB: Citizen Representative: Gary Browning | **SK:** Citizen Representative: Shaun Keegan
SB: Citizen Representative: Steve Berthiaume | **DM:** Danielle Mucciarone | **PS:** Fire
Department: Deputy Chief Patrick

Members Not Present:

CRH: Police Department: Chief Richard Howe

Attachments:

1. Agenda
2. DRAFT Marijuana Bylaw

DISCUSSION

6:30pm.

1. Welcome and Introductions

The group conducted introductions.

2. Community Feedback

There was no community feedback.

3. Review DRAFT Bylaw(s)

DM presented the updated the DRAFT bylaw and provided an overview of changes. The group discussed various components of the draft bylaw including the definition of narcotics and the definition of where children congregate.

JP wants the definition to stay as it currently is. However, counsel has advised that this may be too vague.

KOB recommended using the phrasing “reoccurring group activities”. The group engaged I n discussion.

KOB motioned to change the phrasing from locations where children congregate to locations where children engage in “reoccurring group activities”.

RJ seconded.

In Favor: 5

Opposed: 2

Motion passes

DM updated the group that she added Medical Research Facility as separate from Independent Testing Laboratory.

SR: Asked for a definition of the Special Permit Granting Authority. The Special Permit Granting Authority is the Planning Board.

The group disused the 500-foot buffer. CD indicated that two retail establishments should not need to be 500 feet from each other, and wanted to take out the phrase “other retail establishments”.

Joe Sheltzy, a member of the audience, came up to the microphone and said that the retail-to-retail buffer came from Boston because they did not want a line of shops all next to each other.

It was discussed that an individual can only have 3 licenses max. Mr. Sheltzy indicated that some buildings may need to co-locate. For example, a grow facility and a research facility.

RJ: Has no problem with other types of non-retail uses being close to each other. Proposed new language to specify that “marijuana retail establishments cannot be located within 500-feet of each other. Other non-retail licensed marijuana establishments are allowed within 500 feet of each other”.

RJ: Motioned to update the language to reflect the statement above.

JP: Seconded.

In Favor – 7

Opposed - 0

Motion passes.

JP noted a typo in section 5.50.10: DM will fix.

The group discussed having a waste refuse chemical removal plan. This will be added.

JP: Asked about standard signage laws. Asked what happens when someone sells their business. Any change in business must go back to the special permit granting authority.

CRH: It is no different than a liquor license. If anything changes the same procedure must be followed.

JP: Asked if the group has an intent of creating a size class. The group discussed that there was no intent to create a size class because the state has already done so for the licenses.

RJ: Motioned to approve the document and to recommend it to the Planning Board.

JP: Seconded

In Favor: 7

Opposed: 0

Motion passes.

4. Next steps

MH: reviewed next steps. The document will be presented to the Planning Board. The Planning Board will then vote to recommend or not to recommend.

RJ: Motion to have the Planning Board approve any outstanding meeting minutes:

JP: Second.

In Favor: 7

Opposed: 0

ADMINISTRATIVE

5. **Approval of Minutes:** None

6. **Sign Forms:** None

7. **Old Business:** None

8. **New Business:** None

7:30 pm

CD: Motion to have Adjourn

RJ: Seconded.

In Favor: 7; Opposed: 0; Motion Passes