


Christine McCall
Assistant City Manager/DPD Director

Yovani Baez-Rose.
Deputy Director

MEMORANDUM

TO: Thomas A. Golden, Jr., City Manager 

FROM: Christine McCall, Assistant City Manager/DPD Director

DATE: August 9, 2022

SUBJECT: INFORMATIONAL – Marijuana Delivery

The Department of Planning and Development (DPD) is providing a proposed zoning ordinance to that creates a permitting pathway for marijuana delivery operators in the City. We are confident that this proposed ordinance will provide the City the ability to thoughtfully regulate marijuana delivery and it is in compliance with the Massachusetts Cannabis Control Commission’s general marijuana regulations.

The DPD recommends the City Council refer this proposed zoning ordinance to either the Cannabis Control Subcommittee or the Zoning Subcommittee for review and discussion.

CMM

Attachment

Cc: Fran Cigliano, Senior Planner

REVISIONS TO MARIJUANA ORDINANCE

7/12/2022

1. Amend ARTICLE II DEFINITIONS as follows:

REGISTERED MARIJUANA USE: A use engaged in the commercial cultivation, assembly, production, processing, packaging, retail or wholesale, trade, distribution, dispensing, or delivery of recreational Marijuana that is regulated by the Massachusetts Department of Public Health and the Cannabis Control Commission.

MARIJUANA DELIVERY OPERATOR: An entity licensed to purchase at wholesale and warehouse finished Marijuana Products acquired from a Marijuana Cultivation Facility and sell and deliver finished Marijuana Products and Marijuana Accessories directly to consumers. A Delivery Operator is not authorized to repackage marijuana or marijuana or open a storefront under this license. The Delivery Operator must be licensed by the Cannabis Control Commission and the Massachusetts of Department of Public Health.

RECREATIONAL/COMMERCIAL MARIJUANA DISPENSARY: The retail sale of recreational/commercial marijuana and marijuana product items to a person twenty-one years of age and older, provided that the marijuana retailer is licensed by the Cannabis Control Commission (MA) and the Massachusetts Department of Public Health for recreational marijuana sales. This definition shall also apply to marijuana store-front retailer ~~and marijuana delivery retailer.~~

2. Amend ARTICLE XII: TABLE OF USES, by inserting a new use as follows:

12.9 INDUSTRIAL USES	SSF	SMF	SMU	RR	TSF	TTF	TMF	TMU	NB	USF	UMF	UMU	DMU	HRC	INST	OP	LI	GI
12.9.q Marijuana Delivery Operator	N	N	N	PB	N	N	N	N	N	N	N	N	N	PB	N	PB	Y	Y

3. Amend ARTICLE XIII: TABLE OF ACCESSORY USES, by inserting a new use as follows:

ACCESSORY USES	SSF	SMF	SMU	RR	TSF	TTF	TMF	TMU	NB	USF	UMF	UMU	DMU	HRC	INST	OP	LI	GI
-----------------------	-----	-----	-----	----	-----	-----	-----	-----	----	-----	-----	-----	-----	-----	------	----	----	----

r. Marijuana Delivery Operator, as an accessory use to a Marijuana Cultivation Facility	N	N	N	PB	N	N	N	N	N	N	N	N	N	N	PB	N	PB	Y	Y
---	---	---	---	----	---	---	---	---	---	---	---	---	---	---	----	---	----	---	---

4. Amend 6.1.4 Table of Parking Requirements, by inserting the following new sections into said table:

6.1.4(9)(u) Marijuana Delivery Operator, where permitted, 1 space/1,200 sq. ft.