

**Question:**

Shall the Town adopt the following by-laws?

**Summary:**

Massachusetts General Laws, Chapter 94G, Section 3 allows a town, through adoption of by-laws, to prohibit all or certain types of marijuana establishments from operating in that town. In a town such as Dedham that voted “yes” on Question 4 at the November 8, 2016 State Election in favor of allowing adult use of marijuana and lawful operation of marijuana establishments, a ballot question is also required for such prohibition. In this case, the General and Zoning By-law amendments set forth below, as approved by the November 13, 2017 Fall Annual Town Meeting, would prohibit marijuana establishments, as that term is defined in G.L. c.94G, §1, in the Town.

**Bylaws:**

Amend the **Zoning Bylaw:**

Insert in Section 10, in the appropriate alphabetic order, the following new definition:

**MARIJUANA ESTABLISHMENTS:**

All types of non-medical “marijuana establishments” as defined in G.L. c.94G, §1, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of licensed marijuana-related businesses, which establishments shall, consistent with G.L. c.94G, §3(a)(2), be prohibited in all districts in the Town as shown in Section 3.1.3, Use Regulations Table, Principal Use E. Commercial Uses, under number 16.

Insert in Section 3.1.3 Use Regulations Table, under Principal Use, E. COMMERCIAL USES, a new row, numbered 16, with the principal use listed as “Marijuana Establishments”, and insert in each and every column under the heading “Districts” the word “NO”.

Amend the **General Bylaws:**

Insert a new section, entitled, “Marijuana Establishments”, as follows:

Consistent with G.L. c.94G, § 3(a)(2), all types of non-medical “marijuana establishments” as defined in G.L. c.94G, §1, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of licensed marijuana-related businesses, shall be prohibited within the Town of Dedham.

A “**yes**” vote will prohibit marijuana establishments from operating in the Town of Dedham.

A “**no**” vote will mean that marijuana establishments will not be prohibited in the Town of Dedham, and that following expiration of the zoning moratorium on marijuana establishments, a proposed marijuana establishment, consistent with and subject to the complex state licensing process, could locate in any district where the existing zoning allowed the particular use.