

TIVERTON, RI
NOTICE OF PUBLIC HEARING

Notice is hereby given that a Public Hearing will be held by the Tiverton Town Council at the Tiverton Town Hall, 343 Highland Road, Tiverton, RI, on:

MONDAY, MARCH 28, 2016, at 7:00 PM

On Monday, March 28, 2016, the Town of Tiverton Town Council will be holding a public hearing to consider an Amendment of Article II (Definitions) and Article V Sections 3, 4, & 10 (Use Table) of the local zoning ordinance, to regulate the usage of medical marijuana in the Town of Tiverton under the local zoning code. The proposed Amendment may be obtained or examined and copied prior to the hearing at the Town Hall, 343 Highland Road, Tiverton, RI, in the Tiverton Town Clerk's Office. The proposed Amendment may be altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any alteration or amendment must be presented for comment in the course of the hearing.

Nancy L. Mello
Town Clerk

The proposed amendment reads as follows:

ORDINANCE NO. ____

**AN ORDINANCE IN AMENDMENT TO
THE ZONING CODE OF THE TOWN OF TIVERTON**

IT IS HEREBY ORDAINED by the Town Council of Tiverton, Rhode Island, that the Zoning Code of the Town of Tiverton be amended as follows:

ZONING

* * *

Art. II, Definitions.

Compassion center means, as defined in R.I. Gen. Laws § 21-28.6-3, a not-for-profit corporation, subject to the provisions of chapter 6 of title 7, and registered under § 21-28.6-12, that acquires, possesses, cultivates, manufactures, delivers, transfers, transports, supplies or dispenses marijuana, and/or related supplies and educational materials, to patient cardholders and/or their registered caregiver cardholder, who have designated it as one of their primary caregivers.

Marijuana store means any retail establishment at which the sale or use of marijuana, medical or otherwise, takes place. This shall not include a compassion center regulated and licensed by the State of Rhode Island, as defined herein.

Non-residential cooperative cultivation means a use of land located in a non-residential zone, or of a building, or a portion thereof, located in a non-residential zone, for the cultivation of marijuana by two or more cardholders, as defined in R.I. Gen. Laws § 21-28.6-3.

Residential cooperative cultivation means a use of land located in a residential zone, or of a building, or a portion thereof, located in a residential zone, for the cultivation of marijuana by two or more cardholders, as defined in R.I. Gen. Laws § 21-28.6-3.

Personal marijuana cultivation means marijuana cultivation by a single registered cardholder, as defined in R.I. Gen. Laws Chapter 21-28.6, within his or her residential dwelling for medical use only. This use shall only be permitted as an accessory use to a lawfully permitted residential use. In a mixed-use building that contains residential and nonresidential uses, this use shall be contained within the residential dwelling unit only.

Marijuana cultivation center means any entity that, under state law, may acquire, possess, cultivate, manufacture, deliver, transfer, transport, or supply marijuana to a registered compassion center, or other entity authorized to dispense marijuana.

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Art. V, District Use Regulations

The permitted use table shall be amended as follows:

Zoning Districts	R-30	R-40	R-60	R-80	VC	GC	HC	W	I	OS
Section 3- Farming or Raising of Animals										
Non-residential cooperative cultivation	N	N	N	N	N	N	N	N	N	N
Residential cooperative cultivation	N	N	N	N	N	N	N	N	N	N
Personal marijuana cultivation	P	P	P	P	N	N	N	N	N	N
Marijuana cultivation center	N	N	N	N	N	N	N	N	N	N
Section 4- Public and Semi-Public Uses										
Compassion Center	N	N	N	N	N	N	N	N	N	N
Section 10- Retail Business										
Marijuana store	N	N	N	N	N	N	N	N	N	N

