



TOWN OF GORHAM CODE ENFORCEMENT OFFICE

75 South Street, Suite 1, Gorham, Maine 04038
Phone: (207) 222-1605 Fax: (207) 839-4793

For Property File

Permit # _____

PERMIT: ADULT-USE MARIJUANA CULTIVATION FOR PERSONAL USE

PROPERTY DESCRIPTION	Parcel ID	Map	Lot	Zone	Total Land Area
	Physical Address				
APPLICANT'S INFORMATION	Name		Mailing Address		
	Phone				
	Email				
PROPERTY OWNER'S INFORMATION	Name		Mailing Address		
	Phone				
	Email				

Chapter 2: Section 2-17 – ADULT USE MARIJUANA CULTIVATION FOR PERSONAL USE.

1. Purpose

The purpose and intent of this chapter is to regulate personal cultivation of marijuana for the grower's use on the property where the grower's residence is located. The ordinance prohibits growing for any person not living on the property where the marijuana is being cultivated, all commercial cultivation for adult-use, and sale of the "adult-use" marijuana from a residential property.

This chapter is adopted by the Town Council pursuant to 28-B M.R.S.A. § 1502(3) and the home rule authority granted to municipalities by 30-A M.R.S.A § 3001 and the Constitution of Maine, Article VIII, Part Second.

YES	NO	If the answer is no, please explain.	Comment
<input type="checkbox"/>	<input type="checkbox"/>	Has the applicant provided proof of residency on the lot where the marijuana cultivation will be conducted?	
<input type="checkbox"/>	<input type="checkbox"/>	Does the application include the names all individuals owning, leasing, occupying, or having charge of any legal parcel or premises where marijuana will be cultivated?	
<input type="checkbox"/>	<input type="checkbox"/>	Does the application include the property owner's written consent to the cultivation of marijuana at the premises, if different from the grower?	
<input type="checkbox"/>	<input type="checkbox"/>	Does the application include the names all individuals owning, leasing, occupying, or having charge of any legal parcel or premises where marijuana will be cultivated?	
<input type="checkbox"/>	<input type="checkbox"/>	Does the cultivation area require an electrical permit?	

Permit Duration: This permit shall be valid for 6 months and may be renewed annually for one year durations upon determination that the standards and conditions set forth under these standards are met. The permit may be denied or not renewed unless satisfaction of the minimum requirements of this chapter can be demonstrated.

Enforcement: Violations of this chapter shall constitute a public nuisance and may be enforced by the provisions of this chapter or any other applicable law. Violations of this ordinance shall be subject to fines and penalties contained in 30A MRSA Section 4452.

This Permit shall be renewed annually by October 1st. An inspection is required prior to renewal.

Please call 207-222-1605 to schedule inspection, prior to September 1st.

2. Standards-

The growing of adult use marijuana shall conform to the below requirements:

- A. There shall be no exterior visibility or evidence of marijuana cultivation outside the private residence, accessory structure, or fenced-in area from the public right-of-way or abutting properties including but not limited to, any marijuana plants, equipment used in the growing and cultivation operation, and any light emanating from cultivation lighting.
- B. The authorized grower's primary or full-time residency shall be on the lot where the marijuana is being cultivated. The residence shall include a fully functional and usable kitchen, bathroom, and bedroom areas for their intended use by the resident authorized grower, and the premises shall not be used primarily or exclusively for marijuana cultivation.
- C. Each grower on a lot is limited to grow a maximum of 3 mature plants and 12 immature plants in an area of 50 square feet. If multiple authorized growers are located on a lot, the 50 square foot area for each grower shall be separate and lockable from the other growers located on the lot. The unlimited seedlings are not required to be located within the 50 square feet of growth area but are required to be in a lockable area.
- D. Outdoor cultivation is only allowed for lots with over 40,000 sq.ft. of lot area and which have 1 single-family dwelling.
- E. Indoor cultivation is required for lots with multiple dwelling units.
- F. Cultivation areas shall be set back a minimum of 50' from the property line and shall not be located within any front, side, or rear yard setbacks.
- G. That a property owner's written consent to cultivate marijuana is required for growers located on lots not owned by them. An owner of a residential structure, accessory structure, or lot can prohibit the cultivation of marijuana on his or her property.
- H. All cultivation areas shall meet all applicable local, state, and federal building, electrical, and fire codes.
- I. The outside or inside cultivation areas shall be locked when not being attended to by the grower of the marijuana.
- J. A marijuana cultivation permit is required prior to commencing any marijuana cultivation by any grower(s) owning, leasing, occupying, or having charge or possession of any legal lot or premises where marijuana cultivation is proposed to occur. The marijuana cultivation permit must be obtained from the Code Enforcement Officer or his or her designee, to ensure compliance with the requirements of this chapter.
- K. The odor generated from marijuana cultivation or harvesting at the subject property shall not be reasonably detectable from any adjacent lot or public right-of-way.



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Please provide a plan showing the location where the cultivation area will be located in the residence, accessory structure, and/or the lot.

The undersigned hereby makes application to the Town of Gorham for approval of the proposed project and declares the foregoing to be true and accurate to the best of his/her knowledge.

APPLICANT: _____ DATE: _____

OWNER: _____ DATE: _____

APPROVAL	<input type="checkbox"/> APPROVED <input type="checkbox"/> DENIED	AUTHORIZED SIGNATURE / CEO	DATE