



Town of Windham
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MEMORANDUM

To : Town Council
From : Barry A. Tibbetts, Town Manager
Date : January 21, 2021
Re : Marijuana Licensing Clarification

Recently we received a letter from Mr. Charles Hawkins concerning his medical license and the concerns he has on ownership and change of location language in section 160-10.

His interpretation of change in business and change in location would be consistent with our ordinance language. Those identified items would not be allowed.

An option for Council consideration to address these issues could be as follows in a new section:

Transfer of Ownership or Change of Location

- Sale of any portion of the business including stock options is permissible provided all owners comply with State of Maine Marijuana licensing requirements and with submittals to the licensing authority on ownership.
- Loans for business are not subject to this ordinance.
- Loss of partners for any reason can be replaced without obtaining a new license provided said partners comply with all State of Maine Marijuana Licensing Requirements and with submittals to the licensing authority on ownership.
- Licenses are restricted to the locations issued. The Licensee may relocate to another premises on the same lot or parcel without requiring a new license and shall submit the new location for review and approval by the licensing authority, including applicable staff review.
- Licenses shall not be transferable to a different location.
- Footprint expansion is only permitted within that parcel and must meet all applicable codes and ordinances.

The possible changes above may answer some of the questions raised by Mr. Charles Hawkins. How would the Council like to proceed?