

TOWN OF CUMBERLAND, MAINE - CHANGE OF USE PERMIT
Registered Caregiver per Chapter 315-28.5 Dated 11-26-18

****Permit Fee = \$100.00**** **Date Received:** _____ **Permit #:** _____
Tax Map & Lot #: _____ **Zoning District:** _____ Setback Overlay –Medical Caregiver (MC)

Property Owner Name: _____ **Phone #:** _____
Mailing Address: _____
E-mail address: _____

Registered Caregiver Name as shown on State License: _____
Mailing Address: _____
E-mail address: _____ **Phone #:** _____

Location of Business: _____

Registered Caregiver per section 315-28.5 of the Town of Cumberland Zoning Ordinance adopted on 11-26-18 allows for this Use as defined in the Overlay created on the Official Overlay Zoning Map for the Town of Cumberland (See Medical Caregiver-MC on the attached Map)

Notwithstanding any provision of this Ordinance to the contrary, the Code Enforcement Officer along with the Police Chief and Fire Chief will approve and issue a Change of Use Permit for Registered Caregiver applications that meet the criteria listed below:

PLEASE PROVIDE WRITTEN DOCUMENTATION OF HOW YOUR OPERATION WILL MEET THE FOURTEEN (14) CRITERIA LISTED BELOW.

- (a) A caregiver must meet all applicable requirements of state law and must have all required state registrations and approvals.
- (b) Each registered caregiver located on a site shall be allowed to cultivate no more than 30 mature marijuana plants and 60 immature marijuana plants. There shall be no limit on the number of seedlings that may be cultivated.
- (c) All cultivation or processing of marijuana shall take place in an enclosed, secure area that is equipped with locks or other security devices that only allow the person authorized to cultivate and process the marijuana to enter the area. No processing or cultivation shall be visible from the exterior of the building in which the registered caregiver operation is located.
- (d) A registered caregiver must provide for the control of odors and emissions. Marijuana odor shall not be perceptible at the exterior of the building or at any adjoining property boundary. Appropriate ventilation and filtration systems shall be provided, including but not limited to air scrubbers and charcoal filtration systems. No smoke, debris, dust or other substances shall be allowed to exit the building.
- (e) No signage shall be placed or otherwise used within 1,000 feet from the property line of any preexisting public or private school, daycare or nursery school. Signage must comply with all applicable requirements of state law and regulation, as well as the requirements of § **315-63** of this chapter.
- (f) The Fire Department may require the installation of smoke detectors, sprinklers or other safety devices when the Department determines that such devices are necessary due to the size, condition or age of the structure, or if there are other uses in the building. This will be determined during the application review.
- (g) Security measures shall include, at a minimum, the following:
 - [1] Security surveillance cameras installed, recording and operating 24 hours a day, seven days a week, to monitor all entrances, along with the interior and exterior of the premises, to discourage and facilitate the reporting of criminal acts and nuisance activities occurring at the premises. All security recordings shall be preserved for at least 30 days by the registered caregiver. The registered caregiver shall provide the Police Chief or his/her designee with the name and functioning telephone number of a twenty-four-hour on-call staff person to whom the Town may provide notice of any operating problems associated with the operation.
 - [2] Door and window intrusion robbery and burglary alarm systems with audible and Police Department notification components that are professionally monitored and maintained in good working condition.
 - [3] Exterior lighting that illuminates the exterior walls of the licensed premises and complies with applicable provisions of this Code.

- [4] Deadbolt locks on all exterior doors and locks or bars on any other access points (e.g., windows).
- (h) A registered caregiver shall not operate a retail store as part of the caregiver operations.
- (i) The hours of operation shall be limited to between 8:00 a.m. and 5:00 p.m.
- (j) A marijuana caregiver shall provide one on-site parking space for the caregiver and an additional space for each employee of the caregiver, in addition to two parking spaces for patients.

I _____ certify that the above fourteen (14) criteria are met.
 Print Name

Owner/Licensee signature: _____ Date signed: _____

Office use only: TYPE OF USE: Registered Caregiver per Section 315-28.5 as amended.

CONDITIONS _____

 William C. Longley Jr.
 CODE ENFORCEMENT OFFICER

Date Approved: _____

 POLICE CHIEF, TOWN OF CUMBERLAND

Date Approved: _____

 FIRE CHIEF, TOWN OF CUMBERLAND

Date Approved: _____

SEE BACK FOR MEDICAL CAREGIVER OVERLAY ZONES