

Dayton Planning Board November 21, 2017

Members Present: Dan Plourde, Darren Adams, John Boissonnault, Shannon Belanger

Town Employees Present: Jim Roberts (CEO), Linda Bristol (Secretary)

Public Present: Hillary Lister, Maine Matters, Research Consulting Advocacy

Administrative:

Meeting Minutes were read from October 24, 2017. John Boissonnault made a motion to accept the minutes and Darren Adams seconded the Motion. All voted in favor.

Old Business:

Hillary Lister appeared before the Board to provide information about marijuana laws. She clarified the different types. There are eight dispensaries licensed by the State of Maine which the towns can regulate.

Caregivers need to register with the State through the Department of Health and Human Services (DHHS). They must pass a background check and be a resident. They must comply with the Department of Agriculture rules. The towns can regulate and they are subject to inspection at any time. They can cultivate plants for five patients.

Caregivers have to keep track of all patients. When one leaves, they can replace within ten days. And record it with the State.

Darren asked if there was a limit on the number of times you can turn over patients and Hillary said there is not, but they need to have good record keeping. She said the State is now looking at this and it may be adjusted. Also, she said that a caregiver cannot sell to another caregiver. They can only provide for designated patients. They can give two and one-half ounces to another caregiver.

Dan said he understood that if a patient has a prescription, he can go to a caregiver or a dispensary. He has to designate one or the other. Cannot go to both. Hillary said that is correct. She also said that there are 3200 caregivers in the State.

A family member can designate another family member as their caregiver.

Hillary told the Board that caregivers are not supposed to grow to sell to dispensaries.

Jim asked if there is any way to get a list of registered caregivers from the State. Hillary said that at this point there is not.

At present, recreational adult use is not allowed. This probably will not be approved until 2019. Recreational adult use will have to be approved by the towns.

Hillary said there is a lot of work going on right now and Jim asked if that is on medical or recreational and Hillary said it is on both. More notice should be given to the towns. At present adult recreational use is less regulated and complaint based. That will probably change this spring.

Hillary also said that there will be more ability for towns to regulate medical marijuana growers.

According to Hillary, caregivers are subject to DHHS or Department of Agriculture inspections. No notice is required.

Jim asked about the regulations for extracting such as doing it commercially or in a home kitchen for caregiver patients. Hillary said there should be standards for testing by spring.

Dan asked if two caregivers can have ten patients. Hillary said with cycling they can have more than ten patients, but must report to the State.

Dan stated that Dayton is not allowing recreational, just medical.

Hillary said retail marijuana testing may happen soon to be sure safe for contaminants, etc. Mainstream testing companies are doing testing now. They need to be ISO certified.

Hillary noted that the State has passed a law that retail cannot be closer than 500 feet to a school.

Jim asked if commercial caregivers can grow out of their home and Hillary said that they can.

Shannon asked Hillary if towns are looking at changes and Hillary said that they are.

Hillary asked if Dayton has had a vote and Jim said that we sent out a survey.

Darren noted that more people were against recreational marijuana use, but were more receptive to medical use.

Shannon asked if there is anything odd coming through that we should be looking for. Hillary said Saco has regulations for using flammable materials. This has to be approved by the fire marshal. Saco has it in their ordinance. Shannon said she will look at Saco and Topsham's ordinances to see if there is any other language we can use.

Darren asked if the reason we can't get a list of the 3200 registered caregivers is due to a lack of resources. Hillary said that is the case. They have gone through three directors.

Darren asked her if she foresees a data base and she said if pressure is put on them.

As there were no more questions, Dan thanked Hillary for coming in to address our questions.

New Business:

None discussed.

Darren made a motion to adjourn and Shannon seconded it. The meeting adjourned at 8:00 PM. The next meeting will be on Tuesday, January 9, 2018, at 6:30 PM at the Dayton, Town Office.

Linda Bristol Date: 1-9-18

Linda Bristol, Secretary

Dan Plourde Date: 1-9-18

Dan Plourde, Chairman

COPIES TO: Jim Roberts, Code Enforcement Officer; Selectmen; and Tax Assessor
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PARAPHRASED FOR CLARITY.