

license or permit for the sale of cannabis. Cannabis licenses or permits presently issued to premises within two hundred feet (200') of the premises where another Cannabis license or permit is presently issued, may continue to be issued to those premises so long as those premises are in continuous operation under the license. Any transfer or removal from those premises of the license or permit is subject to the provisions of this section. Where a proposed licensed place is upon the opposite side of the street from an existing license or permit, the width of the street is to be disregarded in measuring the distance so as to ascertain if it is two hundred feet (200') away from the premises.

- (1) In the event that the building or land occupied by the holder of a retailer's Cannabis license or permit is taken in whole or in part by eminent domain or by other public authority, the board, body or official who issued the license may permit the license to be transferred to a store or place no closer than one hundred fifty feet (150') measured by any public way of other premises holding a Cannabis license or permit. A Cannabis retail permit may be issued to the premises so long as the premises are in continuous operation under the license or permit. Where a proposed licensed place is upon the opposite side of the street from an existing license or permit, the width of the street is to be disregarded in measuring the distance to ascertain if it is one hundred fifty feet (150') away from those premises.
- D. Evidence, filed with the building permit application or business license, that demonstrates that security will be supplied in conformance with state law and said plan is approved by the Westerly Police Chief.
 - E. Site lighting designed to illuminate all sides of the proposed facility but shielded so that the light does not spill onto adjacent non-commercial property.
 - F. Conformance with all other applicable provisions of the zoning ordinance including but not limited to site plan review, landscaping, signage, parking, loading.
 - G. Hours of operation shall be as follows: 9:00AM to 8:00PM daily.
 - H. **Violations.** Any person who shall violate any provision of this section shall be guilty of an offense against the Town punishable as provided in Chapter 1, Article II, General Penalty.

Section 3. This Ordinance will take effect upon passage.

A true copy of an Ordinance passed October 28, 2024.

Per Order of the Town Council.

ATTEST: Mary L. LeBlanc, MMC
Council Clerk

- A. A building or portion of a building used for the sale of cannabis must be located at least five hundred feet (500') from the premises of any public, private, or parochial school, or any place of public worship.
- B. A building or portion of a building used for the sale of cannabis must be located at least two hundred feet (200') from the premises of any day care or hospital **or a residential zone unless located in a shopping center as defined in § 260-9 of this Code.**
- C. A building or portion of a building used for the sale of cannabis must be located at least two hundred feet (200') from the premises of any public way of another premises holding a license or permit for the sale of cannabis. Cannabis licenses or permits presently issued to premises within two hundred feet (200') of the premises where another Cannabis license or permit is presently issued, may continue to be issued to those premises so long as those premises are in continuous operation under the license. Any transfer or removal from those premises of the license or permit is subject to the provisions of this section. Where a proposed licensed place is upon the opposite side of the street from an existing license or permit, the width of the street is to be disregarded in measuring the distance so as to ascertain if it is two hundred feet (200') away from the premises.
- (1) In the event that the building or land occupied by the holder of a retailer's Cannabis license or permit is taken in whole or in part by eminent domain or by other public authority, the board, body or official who issued the license may permit the license to be transferred to a store or place no closer than one hundred fifty feet (150') measured by any public way of other premises holding a Cannabis license or permit. A Cannabis retail permit may be issued to the premises so long as the premises are in continuous operation under the license or permit. Where a proposed licensed place is upon the opposite side of the street from an existing license or permit, the width of the street is to be disregarded in measuring the distance to ascertain if it is one hundred fifty feet (150') away from those premises.
- D. Evidence, filed with the building permit application or business license, that demonstrates that security will be supplied in conformance with state law and said plan is approved by the Westerly Police Chief.
- E. Site lighting designed to illuminate all sides of the proposed facility but shielded so that the light does not spill onto adjacent non-commercial property.
- F. Conformance with all other applicable provisions of the zoning ordinance including but not limited to site plan review, landscaping, signage, parking, loading.
- G. Hours of operation shall be as follows: **9:00AM to 8:00PM daily.**
- H. **Violations.** Any person who shall violate any provision of this section shall be guilty of an offense against the Town punishable as provided in Chapter 1, Article II, General Penalty.

Section 3. This Ordinance will take effect upon passage.

Information relative to the above is available for review at the Town Clerk's Office at 45 Broad Street, Westerly, RI between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday. The Proposed Ordinance 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 will be presented for comment in the course of the hearing.

All persons interested in said Proposed Ordinance are invited to be present at the time and place above stated.

INDIVIDUALS REQUESTING INTERPRETER SERVICES FOR THE HEARING IMPAIRED
MUST CALL 348-2505 IN ADVANCE OF THE HEARING DATE.

Per Order of the Town Council.

ATTEST: Mary L. LeBlanc, MMC
Council Clerk
October 7, 2024