

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2017, Legislative Day No. 13

Bill No. 49-17

Mr. David Marks, Councilman

By the County Council, August 7, 2017

A BILL
ENTITLED

AN ACT concerning

Medical Cannabis Facilities - Location

FOR the purpose of providing that a medical cannabis dispensary may not be located within a certain distance of property owned by the Baltimore County Board of Education; requiring certain notification; and generally relating to the location of medical cannabis facilities.

BY repealing and re-enacting, with amendments

Section 4D - 102
Baltimore County Zoning Regulations

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that the Baltimore County Zoning Regulations read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter stricken from existing law.
~~Strike out~~ indicates matter stricken from bill.
Underlining indicates amendments to bill.

1 §4D-102. Location of medical cannabis dispensaries.

2 A. Permitted areas.

3 1. A medical cannabis dispensary is permitted in the B.R., B.M., B.L., B.L.R.,
4 M.L., and O-3 Zones by right.

5 2. A medical cannabis dispensary is permitted only by special exception in a
6 B.R., B.M., B.L., B.L.R., or O-3 Zone that is located in a Commercial Revitalization District.

7 3. A medical cannabis dispensary is not permitted in an M.L. zone if located in a
8 Chesapeake Enterprise Zone.

9 B. A medical cannabis dispensary may not be located:

10 1. Within 500feet of a public or private elementary school, middle school, or high
11 school; or

12 2. WITHIN 800 FEET OF PROPERTY OWNED BY THE BALTIMORE
13 COUNTY BOARD OF EDUCATION AND IDENTIFIED AS A FUTURE SCHOOL SITE; OR

14 [2.] 3. Within 2,500 feet of another medical cannabis dispensary.

15 C. All setbacks under Subsection B shall be measured from the nearest property line of
16 the medical cannabis dispensary using a direct line to the nearest property line of the school, or
17 other dispensary, OR BOARD OF EDUCATION PROPERTY.

18 D. A COPY OF THE APPLICATION FOR A PERMIT OR SPECIAL EXCEPTION
19 SHALL BE SENT TO THE COUNCILMEMBER IN WHOSE DISTRICT THE MEDICAL
20 CANNABIS DISPENSARY IS PROPOSED TO BE LOCATED.

1 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by
2 the affirmative vote of five members of the County Council, shall take effect on August 18, 2017.