

June 22, 2023

Planning Board, Town of Bourne  
Daniel Doucette, Chairman and Members

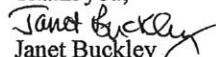
Dear Chairman and Members of the Planning Board:

I am opposed to repealing the ban on recreational marijuana but should that occur I have concerns regarding the "Marijuana Overlay District" zoning bylaw draft proposal dated June 9, 2023. I hope you will consider my point of view in your discussions.

Under Applicability 4852c, proposed hours of operation have been removed or are proposed to be removed altogether leaving it up to retailers to choose their hours in their respective neighborhoods. The result of that is a very broad window for operations. Not to set any hours for deliveries at a minimum is problematic for law enforcement and abutters. The Pioneer Valley Planning Commission model bylaw/ordinance recommended setting the hours of operation by the Special Permit Granting Authority at the time of application under Additional Requirements/Conditions. PVPC Model, Pg 8 (3)(a)(iii) "the hours of operation shall be set by SPGA, but in no event shall an RMD or OMMD facility be open to the public and no sale or distribution of marijuana shall occur upon premises or via delivery from the premises between the hours of 8:00 p.m. and 8:00 a.m." The Town could include such a provision, modifying the hours slightly to between the hours of 9:00 p.m. and 8:00 a.m.. This would be of help to law enforcement and abutters alike.

Location Requirements, 4854d in the previous draft has been eliminated entirely also, where the minimum distance requirement between Marijuana Retailers had been previously proposed at 150'. Other towns have minimum distances between Marijuana Retailers 1500' to 2500' apart. Assuming it is not a good business practice for a business to be located near another similar business, thus no Adult-Use Marijuana Retailer will seek to do it, is not necessarily a valid assumption. Other retailers could consider it convenient to be located near a similar established business and construe close placement to them as an attraction to customers. The retailer could hold the view that market share could be obtained by doing something better or offering different products. A "marijuana hub" could be created which would cause further problems and is undesirable for neighboring businesses.

Thank you,

  
Janet Buckley  
Pocasset

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2023 JUN 23 AM 10:36  
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TOWN PLANNER  
TOWN OF BOURNE

## Julia Gillis

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**From:** Janet Buckley <sources@comcast.net>  
**Sent:** Thursday, June 22, 2023 4:05 PM  
**To:** Julia Gillis  
**Subject:** Marijuana Overlay District draft June 9, 2023  
**Attachments:** Planning Board, 62223 Letter.tiff

Hello Julia: Attached please find a letter I have written that I was hoping you could pass on to the Planning Board chair and members regarding the Marijuana Overlay District bylaw draft. Thank you for your call.

Janet Buckley

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