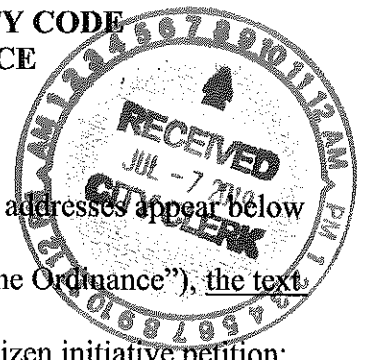


**AFFIDAVIT FILED PURSUANT TO §9-36 OF PORTLAND CITY CODE
SEEKING PETITIONS FOR INITIATION OF ORDINANCE**



The undersigned hereby depose and say as follow:

- (1) The undersigned are registered voters of the City of Portland, whose respective addresses appear below next to their names;
- (2) The undersigned file this affidavit for the purpose of initiating an ordinance ("the Ordinance"), the text and a summary of which is annexed to this Affidavit as Exhibit A;
- (3) The undersigned will constitute the Petitioners' Committee and circulate the citizen initiative petition;
- (4) All notices to the Committee are to be sent to David Boyer the following address:

476 Saint John St Portland ME 04103

Dated at Portland, this 7 day of July 20 20.

<input checked="" type="checkbox"/> <u>David Boyer</u> (Print) Name	<u>476 Saint John St</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Sara M McKee</u> (Print) Name	<u>476 Saint John Street</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Mark N Dion</u> (Print) Name	<u>45 Ellison Ave</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Diane Russell</u> (Print) Name	<u>32 Grant ST</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Bob Montzinger</u> (Print) Name	<u>23 Cypress St.</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Chawn Bowen</u> (Print) Name	<u>250 Burnside Ave</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Elizabeth Boyson</u> (Print) Name	<u>27 Clifton St.</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Raige Clifton</u> (Print) Name	<u>228 Brighton Ave.</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>Garin Baner</u> (Print) Name	<u>22 Fleetwood St.</u> Address	<u>[Signature]</u> Signature
<input checked="" type="checkbox"/> <u>IAN MARQUIS</u> (Print) Name	<u>480 SAINT JOHN ST.</u> Address	<u>[Signature]</u> Signature

Subscribed and sworn to before me this 7th day of July, 20 20.

[Signature]
Signature of Notary Public/Attorney-at-law

07-23-2021
Date Commission Expires/Date Entered the Bar

DEBRA L. RANCOURT
Notary Public, Maine
My Commission Expires
Printed Name

EXHIBIT A:

City of Portland
Citizen Initiative to Chapter 35 the Portland City Code
re: No Cannabis Cap Campaign

1. That Section 35-14(f) of Chapter 35 of the Portland City Code is amended to read as follows:

35-14. Licensing Procedure.

Retail licenses shall be considered as follows:

...

(f)(4) Applicants with the highest point totals shall be chosen first for tentative approval for a license.

Where two or more applicants ~~have the same number of points, some or all of the applicants cannot~~ be awarded tentative approval due to either the ~~250' 100'~~ dispersal requirement, ~~the cap imposed by~~ ~~Sec. 35-43~~, or other limitations in this ordinance, tentative approval will be awarded, as between those two or more applicants, based on a lottery.

2. That Section 35-43(h) of Chapter 35 of the Portland City Code is amended to read as follows:

35-43. Additional Retail Store and Dispensary Requirements.

Retail stores and dispensaries licensed pursuant to this Article must also meet the following performance standards:

...

h. Dispersal requirement. A marijuana retail facility or dispensary may not be located within ~~250' 100'~~ of any other marijuana retail facility or marijuana dispensary, as measured along or across public ways, in a straight line, from any entrance that is accessible to the public.

This distance restriction shall not apply to one adult use and one medical marijuana retail facility or dispensary that 1) share the same or immediately adjoining space; 2) have common ownership; 3) have consistent naming and branding; and 4) are permitted by the state to share such space.

The distance restriction shall also not apply to an existing dispensary or medical marijuana retail store operating with a City business license, a change of use permit,

certificate of occupancy, and/or a site plan approval prior to September 1, 2019, so long as that dispensary or medical marijuana retail store does not apply to convert to an adult use retail store. that qualifies pursuant to Sec. 35-43(i)(1).

3. That Section 35-43(i) of Chapter 35 of the Portland City Code is hereby repealed.

SUMMARY

This initiative proposes to modify Chapter 35 of the Portland City Code, Governing the Regulation of Marijuana Businesses, in two ways: (1) a reduction from 250' to 100' in the required distance between marijuana retail facilities and dispensaries; and (2) removing the cap on the number of marijuana retail stores and dispensaries in the City.