

CHAPTER

No. **AN ORDINANCE IN AMENDMENT OF CHAPTER 27 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE ENTITLED "THE CITY OF PROVIDENCE ZONING ORDINANCE" APPROVED NOVEMBER 24, 2014, AS AMENDED, FURTHER AMENDING TABLE 12-1, SECTIONS 1202, 1204 AND 1402**

Be it ordained by the City of Providence:

SECTION 1: Chapter 27 of the Code of Ordinances of the City of Providence, entitled “The City of Providence Zoning Ordinance” approved November 24, 2014, as amended, is hereby further amended as follows:

Table 12-1 USE MATRIX

Use	R-1A	R-1	R-2	R-3	R-4	RP	C-1	C-2	C-3	D-1	W-2	W-3	M-1	M-2	M-MU	I-1	I-2	P	O	C	Use Standard	
Cannabis Retailer								<u>S</u>	<u>P</u>	<u>P</u>			<u>P</u>									Sec. 1202.JJ
Social Equity/Workers' Cooperative Licensed Cannabis Retailer								<u>P</u>	<u>P</u>	<u>P</u>			<u>P</u>									Sec. 1202.KK
Compassion-Center/Cultivation-Center Hybrid Cannabis Retailer/Cannabis Cultivator									S				P									Sec. 1202.EE

1202 PRINCIPAL USE STANDARDS

EE. ~~Compassion-Center/Cultivation-Center~~ Hybrid Cannabis Retailer/Cannabis Cultivator

1. No more than the square footage for which the applicant is licensed shall be permitted for the use. The Zoning Board of Review may, in its discretion, limit the use to less square footage than that for which the applicant is licensed.
2. Any square footage in the property not devoted to the use must be segregated from the facility by a wall or similar structure.
3. The applicant must submit evidence of the following:
 - a) That it has obtained a license or registration to cultivate, acquire and/or dispense in the State of Rhode Island, subject to zoning approval and final inspection of the property by the licensing/registering entity.
 - b) All measures undertaken to contain noise and odors shall demonstrate that it has taken all reasonable measures to contain noise and odors.
 - c) The security plan(s) for the property and the facility.
 - d) Staffing numbers for all hours of each day.
 - e) The number of vehicles that will access the facility on a daily or weekly basis.
4. A ~~Compassion-Center or Cultivation-Center~~ Hybrid Cannabis Retailer/Cannabis Cultivator may not be located within ¾ mile from the property line of another ~~Compassion-Center or Cultivation-Center~~ Hybrid Cannabis Retailer/Cannabis Cultivator.
5. A ~~Compassion-Center or Cultivation-Center~~ Hybrid Cannabis Retailer/Cannabis Cultivator may not be located within 1,000 feet from the property line of a preexisting public or private school.
6. Setbacks under this section shall be measured from the nearest property line of the ~~Compassion-Center or Cultivation-Center~~ Hybrid Cannabis Retailer/Cannabis Cultivator

using a direct line to the nearest property line of the school, other ~~Compassion Center or Cultivation Center~~ Hybrid Cannabis Retailer/Cannabis Cultivator.

JJ. Cannabis Retailer

1. No more than the square footage for which the applicant is licensed shall be permitted for the use. The Zoning Board of Review may, in its discretion, limit the use to less square footage than that for which the applicant is licensed.
2. Any square footage in the property not devoted to the use must be segregated from the facility by a wall or similar structure.
3. The applicant must submit evidence of the following:
 - a) That it has obtained a license or registration to cultivate, acquire and/or dispense in the State of Rhode Island, subject to zoning approval and final inspection of the property by the licensing/registering entity.
 - b) All measures undertaken to contain noise and odors shall demonstrate that it has taken all reasonable measures to contain noise and odors.
 - c) The security plan(s) for the property and the facility.
 - d) Staffing numbers for all hours of each day.
4. A Cannabis Retailer may not be located within 500 feet from the property line of a preexisting public or private school.
5. Setbacks under this section shall be measured from the nearest property line of the Cannabis Retailer using a direct line to the nearest property line of the school, other Cannabis Retailer.

KK. Social Equity/Workers' Cooperative Licensed Cannabis Retailer

1. No more than the square footage for which the applicant is licensed shall be permitted for the use. The Zoning Board of Review may, in its discretion, limit the use to less square footage than that for which the applicant is licensed.
2. Any square footage in the property not devoted to the use must be segregated from the facility by a wall or similar structure.
3. The applicant must submit evidence of the following:
 - a) That it has obtained a license or registration to cultivate, acquire and/or dispense in the State of Rhode Island, subject to zoning approval and final inspection of the property by the licensing/registering entity.
 - b) That it has been recognized and licensed as a Social Equity applicant or a Workers' Cooperative pursuant to R.I. Gen. Laws § 21-28.11-3(42) and R.I. Gen. Laws § 21-28.11-3(39).
 - c) All measures undertaken to contain noise and odors shall demonstrate that it has taken all reasonable measures to contain noise and odors.
 - d) The security plan(s) for the property and the facility.
 - e) Staffing numbers for all hours of each day.
4. A Social Equity/Workers' Cooperative Cannabis Retailer may not be located within 500 feet from the property line of a preexisting public or private school.
5. Setbacks under this section shall be measured from the nearest property line of the Cannabis Retailer using a direct line to the nearest property line of the school, other Cannabis Retailer.

1204 USE DEFINITIONS

~~**Compassion Center/Cultivation Center.** A facility operated by an organization or business that is registered/licensed in the state to acquire and dispense medical cannabis, paraphernalia, or related supplies and educational materials to registered qualifying patients and/or registered/licensed by the state to perform the necessary activities to provide only registered medical cannabis dispensing organizations with usable medical cannabis.~~

Cannabis Establishment. or "marijuana establishment" means a cannabis cultivator, independent testing laboratory, cannabis product manufacturer, cannabis retailer, hybrid cannabis retailer or any other type of state registered/licensed cannabis-related business.

Cannabis Cultivator. marijuana cultivator" means an entity state registered/licensed to cultivate, process and package cannabis, to deliver cannabis to cannabis establishments and to transfer cannabis to other cannabis establishments, but not to consumers.

Cannabis Retailer. or "marijuana retailer" means an entity state registered/licensed pursuant to § 21-28 28.11-10.2 to purchase and deliver cannabis and cannabis products from cannabis establishments and to deliver, sell or otherwise transfer cannabis and cannabis products to cannabis establishments and to consumers.

Hybrid Cannabis Retailer. or "hybrid compassion center" means a compassion center licensed by the state pursuant to chapter 28.6 of title 21 that is in good standing with the department of business regulation and that has paid the fee pursuant to § 21-28.11-10 and has been authorized to sell non-medical or adult use cannabis to consumers.

Social Equity/Workers’ Cooperative Licensed Cannabis Retailer. Means a cannabis retailer that is a state registered and licensed Social Equity applicant or a Workers’ Cooperative as defined and pursuant to R.I. Gen. Laws § 21-28.11-3(42) and R.I. Gen. Laws § 21-28.11-3(39).

1402 REQUIRED OFF-STREET VEHICLE AND BICYCLE PARKING SPACES

USE	MINIMUM REQUIRED VEHICLE SPACES	REQUIRED TOTAL BICYCLE SPACES	PERCENTAGE OF REQUIRED BICYCLE SPACES THAT SHALL BE LONG-TERM SPACES
Compassion Center Hybrid Cannabis Retailer/Cannabis Cultivator	1 per 500sf GFA	Over 10,000sf GFA: 1 per 2,500sf GFA	
Cannabis Retailer and Social Equity/Workers’ Cooperative Licensed Cannabis Retailer	1 per 1000 sq ft	Over 10,000sf GFA: 1 per 2,500sf GFA	