

**Fryeburg Planning Board Meeting  
September 25, 2018 – Town Office**

**Members in Attendance:** Patrick Emery, Chairman, Robert Ricks, Barry Woodbrey, Ed Price, Vice Chairman, Edy Kizaki, Secretary, Tom Rebmann, Alternate

The meeting was called to order and it was determined that there was a quorum.

**Approval of Minutes:** Price made a motion to approve the June and latest revision of August minutes, which was seconded by Kizaki and passed unanimously.

**Public Hearing for Nothing But Fire Medical Marijuana Retail Store:** Applicant summarized his proposal to open a Medical Marijuana store on Bridgton Rd in Fryeburg. Store will be for 21 and over. Hours 10-7 Monday through Saturday. No one from the public spoke.

**Project Review for Nothing But Fire:** Chairman read the CEO's memo and board members asked questions of the applicant. Price then made a motion that the project be approved with the following stipulations: Hours of operation are M-Sat 10-7, applicant follows all security requirements as per state requirement, follows all current Maine marijuana laws as they evolve, licenses be obtained and forwarded to the CEO before opening and that we waive vegetative screening of parking lot as parking lot has been there a long time. Ricks seconded the motion. Four voted "aye" and Woodbrey abstained. The motion passed.

**Application Review for Out of the Woods Medical Marijuana Land Use Operation:** Applicant Stephanie Holland spoke to describe project. Gave her history and introduced consultant Scott Keeler. Comments business will not be as much a storefront model as an educational center. Will provide local jobs. The facility will grow and process their product. The applicant explained they had fulfilled all the requirements and timelines to hold a public hearing including due notice concurrent with the application review and requested a waiver of the requirement to suspend the application to hold a public hearing at the next meeting. Some audience members including Kristen Brown, an abutting business' representative, and the landlords spoke. Board members asked questions of the applicants. Tammie Snow, the lawyer for the applicant was present and helped answer some questions. Price made a motion to delay the approval to allow for a public hearing the next meeting and Woodbury seconded the motion. Board members discussed. It was asked if anyone in the room was there for the public hearing or wished to speak. Mr. Kleinpeter spoke as an abutter. Mr. Chase spoke as owner of the building, and so did Mr. Turell. Ms. Brown spoke as a worker in a tenant of the building. Mr. Kingsbury spoke as an attending Selectman. At 7:04 the Chairman held a vote on the motion to postpone the decision for additional time for a public hearing. Price and Woodbrey voted in favor and Ricks, Emery and Kizaki voted against. The motion was defeated 3-2 and the board decided to waive the idea of a Public Hearing.

Price left for a work commitment, Kizaki made a motion to allow the alternate (Rebmann) to vote for the remainder of the meeting and Woodbrey seconded it. The board voted unanimously in favor of it.

Chairman read the CEO's memo concerning the application, and Board members asked questions. At 7:22 Ricks made a motion to approve the application as it is and Kizaki seconded it. As there was no more discussion Chairman called for a vote. The board unanimously voted to approve the application as submitted.

**CEO's Monthly Report:** Report reviewed. Chairman asked for a vote, and the report was unanimously accepted..

**Beginning With Habitat Presentation Discussion:** The presentation will be at the Legion and take place at 6 pm, before the regular Planning Board meeting.

**Other business:** There will be a November 27 public hearing about the Property Maintenance Ordinance.. Discussion of Property Maintenance Ordinance. Ricks brought up whether or not Board should seek Selectboard direction or approval before making an ordinance. CEO suggested a request for Selectboard to address this at their next meeting for clarification. Some members of PB may attend.

The next meeting will be October 23<sup>th</sup>.

Woodbrey made a motion to adjourn, which was seconded by Kizaki and passed unanimously. The meeting was adjourned at 8:27 pm.