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Kristen Stango TOWN CLERK

§1.4 INTERPRETATION OF REGULATIONS

These regulations are not intended to interfere with, abrogate or annul any other ordinance, regulation or other provision of law, or any easements, covenant or other public agreement or legal relationship. When these regulations impose restrictions on use or development standards different from those imposed by any other law, statute, ordinance, covenant or private agreement or legal relationship, whichever provisions are more restrictive or impose higher standards shall control. Should there be any discrepancy or incongruity between these regulations and any other law, statute, ordinance, or regulations, the more restrictive standard shall control; these regulations do not allow any use, structure, development or activity which is illegal under local, State, or Federal law (other than a cannabis retailer acting pursuant to a valid state license). It is not intended by these regulations to repeal any permit previously issued pursuant to law.

§6.34 CANNABIS ESTABLISHMENTS

A. Definitions:

1. Cannabis Establishment - means a producer, dispensary facility, cultivator, microcultivator, retailer, hybrid retailer, food and beverage manufacturer, product

manufacturer, product packager, delivery service, or transporter as defined in

Public Act 21-1, entitled "Concerning Responsible and Equitable Regulations of Adult-use Cannabis".

2. Cannabis - means marijuana, as defined in §21-1 of the Connecticut

General Statutes.

B. Cannabis establishments, other than a cannabis retailer pursuant to Section C, are prohibited in all zones within the Town of Wallingford.

C. A cannabis retailer is a business with a valid cannabis retailer license or hybrid cannabis retailer license issued by the State of Connecticut, Department of Consumer Protection. A cannabis retailer is a location where retail sales of legal cannabis products, individually licensed and registered with the State of Connecticut, Department of Consumer Protection, can occur. No onsite consumption of cannabis products is permitted within a cannabis retailer, or on the exterior site thereof.

§ 4.16 H (RF-40) CANNABIS RETAILER [new]

2. A cannabis retailer, subject to the following:

- a. Can only be located within an area bounded by Route 68 at the north, Route 5 (east side only) at the west, Ives Road (north side only) at the south, and North Main Street Extension (west side only).
- b. No such cannabis retailer shall be allowed within one-thousand (1,000) feet of another existing cannabis retailer. The one-thousand (1,000) feet shall be the straight horizontal distance from any part of a building housing a cannabis retailer, to any part of the other building housing a cannabis retailer, as measured by the Wallingford Town Engineer.
- c. No such cannabis retailer shall be located within one-thousand (1,000) feet of a Zoning District which is zoned for Residential Use. The one-thousand (1,000) feet shall be the straight horizontal distance from any part of a building housing a cannabis retailer to any boundary of a Zoning District which is zoned for Residential Use, as measured by the Wallingford Town Engineer.
- d. No such cannabis retailer shall be located within one-thousand (1,000) feet of a pre-existing school or place of worship. The one-thousand (1,000) feet shall be the straight horizontal distance, as measured by the Wallingford Town Engineer, from any part of a building housing a cannabis retailer to any part of a building housing a school or place of worship. A school is a public elementary or secondary institution under the jurisdiction of the Wallingford Board of Education.
- e. Must erect exterior lighting and security cameras on the exterior of the building and in the parking lot of the cannabis retailer.
- f. No cannabis products or paraphernalia shall be visible through the store windows.
- g. Not erect signage or other exterior coverage that contains any representation of a cannabis plant or paraphernalia.
- h. Not be open to the public for business before 9am, or after 10pm.