
The Town of Pomfret has multiple zoning districts, and it is recommended that retail sale (medical and/or adult use) of cannabis should be limited to the following zoning districts via special permit:

Village District (V)

Village District II (V-II)

Business Village District (BV)

Rural Commercial District (RC)

It is further recommended that the cultivation, production, and manufacturing cannabis be limited to the following districts via special permit:

Commercial/Business District (CB)

In addition, the following uses may be permitted by the Planning and Zoning Commission upon site plan approval permitted in accordance with these regulations and any special provisions contained in the Town's Zoning Regulations.

DELETE LANGUAGE (RED)

2.3.5 Prohibitions. Any structure or other use not specifically permitted by these Regulations is prohibited in the Town of Pomfret. No activity shall be engaged in, and no zoning permit or variance shall be issued for any use which creates, or may reasonably be expected to create, a hazardous or unwholesome condition; noxious or objectionable vibrations, noise, smoke, dust, gas, odor or fumes; or a discharge or dispersal of liquid or solid wastes in a manner or amount as to cause damage to surface or groundwater, either on or off site. Without limiting the generality of the foregoing provisions, the following uses are expressly prohibited in the Town of Pomfret:

~~o. **Temporary and Limited Moratorium on Cannabis Establishments**~~

~~1. **Statement of Purpose.** This section has been adopted to provide the Commission with the time necessary to develop, consider, and undertake adoption of potential changes to the Zoning Regulations pursuant to Section 8-2 of the Connecticut General Statutes.~~

~~—The Connecticut General Assembly has passed, and the Governor has signed S.B.1201, an Act concerning Responsible and equitable regulation of Adult Use Cannabis (the “Act”), portions of which are effective July 1, 2021. Said Act contains provisions allowing municipalities to prohibit or place certain restrictions on cannabis establishments with the exception of existing dispensary facilities and producers for medical marijuana as defined in Chapter 420f, C.G.S., Palliative Use of Marijuana legislation passed in 2012 authorizing the use of medical marijuana.~~

~~— This temporary and limited term moratorium has been adopted to provide the town with the time necessary to develop regulations for cannabis establishments that meet statutory responsibilities and promote the public’s general health, safety, and welfare.~~

~~**2. Definitions.**~~

~~2.1 Cannabis. Marijuana as defined in Section 21a-240, C.G.S.~~

~~2.2 Cannabis Establishment. Producer dispensary facility, cultivator micro-cultivator, retailer, hybrid retailer, food and beverage manufacturer, product manufacturer, product packager, and/or delivery service.~~

~~2.3 Cultivator. A person that is licensed to engage in the cultivation, growing, and propagation of the cannabis plant at an establishment with not less than fifteen thousand square feet of grow space.~~

~~2.4 Delivery Service. A person that is licensed to deliver cannabis from (A) micro-cultivators, retailers, and hybrid retailers to consumers and research program subjects, and (B) hybrid retailers and dispensary facilities to qualifying patients, caregivers, and research program subject, as defined in Section 21a-408, C.G.S., or to hospices or other inpatient care facilities licensed by the Department of Public Health pursuant to Chapter 268v, C.G.S., that have a protocol for the handling and distribution of cannabis that has been approved by the department, or a combination thereof.~~

~~2.5 Dispensary Facility. Means a place of business where cannabis may be dispensed, sold, or distributed in accordance with Chapter 420f, C.G.S., and any regulations adopted thereunder, to qualifying patients and caregivers, and to which the department has issued a dispensary facility license under Chapter 240f, C.G.S., and any regulations adopted thereunder.~~

~~2.6 Food and Beverage Manufacturer. A person that is licensed to own and operate a place of business that acquired cannabis and creates foods and beverages.~~

~~2.7 Hybrid Retailer. A person that is licensed to purchase cannabis, sell cannabis and medical marijuana products.~~

~~2.8 Micro cultivator. A person licensed to engage in the cultivation, growing and propagation of the cannabis plant at an establishment containing no less than two thousand square feet and not more than ten thousand square feet of grow space, prior to any expansion authorized by the commissioner.~~

~~2.9 Person. An individual, partnership, limited liability company, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, any other legal entity, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination thereof.~~

~~2.10 Product Manufacturer. A person, excluding a producer, that is licensed to obtain cannabis, extract and manufacture products exclusive to such license type and who may sell or transfer cannabis and cannabis products to laboratories, research programs, and cannabis establishments.~~

~~2.11 Product Packager. A person that is licensed to package and label cannabis and cannabis products.~~

~~2.12 Retailer. A person, excluding a dispensary facility that is licensed to purchase cannabis and cannabis products from producers cultivators, product manufacturers, and food and beverage manufacturers, and to sell cannabis and cannabis products to consumers and research programs.~~

~~2.13 Transporter. Means a person licensed to transport cannabis between cannabis establishments, laboratories, and research programs.~~

- ~~3. **Applicability.** During this temporary and limited term moratorium, cannabis establishments shall be prohibited in the Town of Pomfret, and any and all applications submitted for the approval of any cannabis establishment shall be denied by the Commission or Zoning Enforcement Officer, as may be appropriate.~~
- ~~4. **Effective Term Date.** This temporary and limited moratorium shall become effective on May 1, 2022 and shall remain in effect until November 1, 2022.~~

ADD LANGUAGE (RED)

SECTION 6 - VILLAGE DISTRICT (V)

The purpose of this District is to encourage small scale development that is both appropriate for Pomfret and consistent with the historical character of the area.

6.2 Special Permits. The following uses are permitted by special permit in V District, provided the applicable requirements of Section 13 of these Regulations are met.

- 6.2.1 A second accessory dwelling unit.
- 6.2.2 Retail stores selling goods other than live animals, liquid, and gaseous fuels (including, but not limited to, kerosene, gasoline, and diesel fuel), and automobiles (new or used).
- 6.2.3 Business services, such as banks, credit unions, loan companies, and other financial institutions; accounting, legal, real estate and insurance agencies; utility offices; and business and professional offices.
- 6.2.4 Government offices.
- 6.2.5 Personal services such as medical offices, clinical offices, hair care, fitness center/gym, beauty salons, photographic studios, tailor, dressmaking, and millinery.
- 6.2.6 Repair services, such as radio, television and appliance shops, plumbing shops, carpenter shops, upholstery shops, and shoe repair shops, but excluding vehicular repair and/or installation services.
- 6.2.7 Restaurants. Liquor may be served in restaurants, provided the total floor area of any bar, together with its associated seating and service areas, does not exceed 25% of the gross floor area of the restaurant, excluding kitchen and storage areas. For purposes of this section, “associated seating shall include any seating area that is not distinctly separated from the bar by a wall, aisle or other physical separation. At least seventy-five percent (75%) of the food service area must be distinctly separated from the bar area.
- 6.2.8 Assembling, converting, altering, finishing, cleaning or any other processing of products that is clearly incidental to a retail or service business and where goods so produced and/or processed are to be sold exclusively on the lot provided that:
 - a. The area used for such purposes shall be fully concealed from any street, and shall not be greater in area than 20% of the square feet devoted to retail sales or service;
 - b. Not more than four (4) employees are engaged in such production or processing.
- 6.2.9 Multiple use commercial developments. Developments with more than one proposed use listed under Sections 6.1 and/or 6.2 shall require a special permit
- 6.2.10 Buildings and structures having a footprint greater than 800 square feet and uses that are accessory to principal uses permitted under Section 6.2 of these Regulations.
- 6.2.11 Drive-through windows as accessory uses to financial institutions, minimum stack ten (10) spaces.

- 6.2.12 Temporary structures for testing the feasibility of alternative energy sources.
- 6.2.13 **Dispensary**
- 6.2.14 **Retailer (Cannabis)**

SECTION 6a - VILLAGE DISTRICT II (V-II)

The purpose of this District is to encourage small scale development that is both appropriate for Pomfret and consistent with the historical character of the area.

6a.2 Special Permits. The following uses are permitted by special permit in V District, provided the applicable requirements of Section 13 of these Regulations are met.

- 6a.2.1 Retail stores selling goods other than live animals. For the purposes of this section retail shall not include the sale of liquid and gaseous fuels (including, but not limited to, kerosene, gasoline, and diesel fuel), and automobiles (new or used).
- 6a.2.2 Business services, such as banks, credit unions, loan companies, and other financial institutions; accounting, legal, real estate and insurance agencies; utility offices; and business and professional offices.
- 6a.2.3 Government offices.
- 6a.2.4 Personal services such as medical offices, clinical offices, hair care, fitness center/gym, beauty salons, photographic studios, tailor, dressmaking, and millinery.
- 6a.2.5 Repair services, such as radio, television and appliance shops, plumbing shops, carpenter shops, upholstery shops, and shoe repair shops, but excluding vehicular repair and/or installation services.
- 6a.2.6 Assembling, converting, altering, finishing, cleaning, or any other processing of products that is clearly incidental to a retail or service business and where goods so produced and/or processed are to be sold exclusively on the lot provided that:
 - a. The area used for such purposes shall be fully concealed from any street and shall not be greater in area than 20% of the square feet devoted to retail sales or service.
 - b. Not more than four (4) employees are engaged in such production or processing.
- 6a.2.7 Multiple use commercial developments. Developments with more than one proposed use listed under Sections 6a.1 and/or 6a.2 shall require a special permit.
- 6a.2.8 Buildings and structures having a footprint greater than 800 square feet and uses that are accessory to principal uses permitted under Section 6a.2 of these Regulations.
- 6a.2.9 Age Restricted Housing.
- 6a.2.10 A second accessory dwelling unit.
- 6a.2.11 Artist studios and artist galleries.
- 6a.2.12 Temporary structures for testing the feasibility of alternative energy sources.
- 6a.2.13 **Dispensary**
- 6a.2.14 **Retailer (Cannabis)**

SECTION 6b - Rural Commercial District

The purpose of this District is to encourage small scale development that is both appropriate for Pomfret and consistent with the historical character of the area.

6b.2 Special Permits. The following uses are permitted by special permit in RC District, provided the applicable requirements of Section 13 of these Regulations are met.

- 6b.2.1** A second accessory dwelling unit
- 6b.2.2** Retail stores selling goods other than live animals, liquid, and gaseous fuels (including, but not limited to, kerosene, gasoline, and diesel fuel), and automobiles (new or used).
- 6b.2.3** Business services, such as banks, credit unions, loan companies, and other financial institutions; accounting, legal, real estate and insurance agencies; utility offices; and business and professional offices.
- 6b.2.4** Government offices. (Town, State, Federal)
- 6b.2.5** Personal services such as medical offices, clinical offices, hair care, fitness center/gym, beauty salons, photographic studios, tailor, dressmaking, and millinery.
- 6b.2.6** Repair services, such as radio, television and appliance shops, plumbing shops, carpenter shops, upholstery shops, and shoe repair shops, but excluding vehicular repair and/or installation services.
- 6b.2.7** Restaurants. Liquor may be served in restaurants, provided the total floor area of any bar, together with its associated seating and service areas, does not exceed 25% of the gross floor area of the restaurant, excluding kitchen and storage areas. For purposes of this section, “associated seating shall include any seating area that is not distinctly separated from the bar by a wall, aisle or other physical separation. At least seventy-five percent (75%) of the food service area must be distinctly separated from the bar area. Outdoor Dining is permitted with live entertainment. Music (radio) is permitted for outdoor dining provided that the sound does not extend past the property lines.
- 6b.2.8** Multiple use commercial developments. Developments with more than one proposed use listed under Sections 6.1 and/or 6.2 shall require a special permit
- 6b.2.9** Buildings and structures having a footprint greater than 800 square feet and uses that are accessory to principal uses permitted under Section 6.2 of these Regulations.
- 6b.2.10** Wineries and Distilleries in accordance with State Statutes. Food service permitted. Outdoor Dining/gathering is permitted along with live entertainment. Music (radio) is permitted for outdoor dining/gathering provided that the sound does not extend past the property lines.
- 6b.2.11** Assembling, converting, altering, finishing, cleaning or any other processing of products that is clearly incidental to a retail or service business and where goods so produced and/or processed are to be sold exclusively on the lot provided that:
 - a.** The area used for such purposes shall be fully concealed from any street and shall not be greater in area than 20% of the square feet devoted to retail sales or service.
 - b.** Not more than four (4) employees are engaged in such production or processing.
- 6b.2.12** Drive-through windows as accessory uses to financial institutions, minimum stack ten (10) spaces.
- 6b.2.13** Temporary structures for testing the feasibility of alternative energy sources.
- 6b.2.14** Special Events Facility with indoor and outdoor gatherings up to 150 persons. Live entertainment is permitted. Radio and DJ are permitted between the hours of 11:00am and 9:00pm for a duration of no more than 6 hours per day and at levels that do not adversely affect the neighborhood. Radio where sound does not extend past the property lines is permitted without restriction, in accordance with any conditions set by the Commission.
- 6a.2.15** Dispensary
- 6a.2.16** Retailer (Cannabis)

SECTION 7 - BUSINESS VILLAGE DISTRICT (BV)

- 7.2 Special Permits.** The following uses are permitted by special permit in BV Districts, provided the applicable requirements of Section 13 of these Regulations are met.
- 7.2.1 All uses listed under Section 6.2.
 - 7.2.2 Drive-through windows as accessory uses to financial institutions, minimum stack ten (10) spaces.
 - 7.2.3 Wireless telecommunication facility where a tower is to be located on property occupied by one or more existing towers, provided the requirements of Section 12.13 of these Regulations are met.
 - 7.2.4 Temporary structures for testing the feasibility of alternative energy sources.
 - 7.2.5 Municipal/public utility structures for sanitary sewer systems.
 - 7.2.6 **Dispensary**
 - 7.2.7 **Retailer (Cannabis)**

SECTION 8 – COMMERCIAL VILLAGE DISTRICT (CV)

- 8.2 Special Permits.** The following uses are permitted by special permit in CV Districts, provided the applicable requirements of Section 13 of these Regulations are met.
- 8.2.1 All uses listed under Section 7.2.

SECTION 9- COMMERCIAL/BUSINESS DISTRICT (CB)

- 9.1 Purpose.** The purpose of this zone is to foster development in an open and park-like setting with suitable landscaping and preservation of natural features and open space.
- 9.2 Minimum Size.** A Commercial Business District (CB) shall contain a minimum of twenty-five (25) contiguous acres.
- 9.3 Permitted Uses Subject to Site Plan Review.** The following uses are permitted in the CB District subject to the approval of a site plan by the Commission and issuance of a zoning permit by the Zoning Enforcement Officer: Notwithstanding any prior site plan approval, the Zoning Enforcement Officer shall not issue a zoning permit unless he or she finds that the proposed use is in conformance with all other applicable provisions of these Regulations.
- 9.3.1 Wireless telecommunication facility where the antenna is mounted on the rooftop or facade of an existing nonresidential building or is mounted to existing towers, water towers/tanks, utility poles, steeples, clock or bell towers, billboards, nonresidential chimneys, bridges, and silos, provided the requirements of Section 12.13 of these Regulations are met.
 - 9.3.2 Wireless telecommunication facility where a tower is to be located on property occupied by one or more existing towers, provided the requirements of Section 12.13 of these Regulations are met and the proposed tower is with 500 feet of an existing tower.
- 9.4 Special Permits.** The following uses are permitted by special permit in the CB District, provided the applicable requirements of Section 13 are met.
- 9.4.1 The manufacture, processing, assembly or packaging of food, candy, pharmaceuticals, textiles, cosmetics, toiletries, pottery and ceramic products, furniture, clothing, electronic

- apparatus, woodworking, wood products, optical equipment, glass, hardware, tools and dies, toys, novelties, sporting goods, musical instruments, and signs.
- 9.4.2 Printing and publishing establishments.
- 9.4.3 Research facilities and business offices.
- 9.4.4 Stone polishing, engraving, cutting, or carving.
- 9.4.5 Sheet metal and light metal fabrication, including the manufacturing of light machinery.
- 9.4.6 Distribution, wholesaling, and warehousing, including building contractors, farming supply and building material yards but excluding the storage of vehicles and bulk fuel. Combined retail and wholesale operations shall be permitted in the same building only in those cases where the products offered for sale on a retail or wholesale basis are the same. This section shall not be deemed to allow self-storage or mini-storage facilities prohibited under Section 2.3.5.
- 9.4.7 Studios for motion picture, recording, television and radio production, including transmitters and other related equipment.
- 9.4.8 Trade and technical schools and facilities of higher learning.
- 9.4.9 Public and private recreation facilities (non-motorized) such as parks, play yards, country clubs, tennis courts, racquetball-tennis clubs, health spas, gymnasiums, skating rinks, and sports arenas.
- 9.4.10 Golf courses.
- 9.4.11 Public utility buildings, substations.
- 9.4.12 Animal hospitals, veterinary hospitals, and kennels.
- 9.4.13 Wireless telecommunication facilities not permitted under Section 9.3 of these Regulations, provided the requirements of Section 12.13 of these Regulations are met.
- 9.4.14 Excavation, filling, and removal of earth materials.
- 9.4.15 Buildings, structures, and uses that are accessory to principal uses permitted under Section 9.4 of these Regulations.
- 9.4.16 Temporary structures for testing the feasibility of alternative energy sources.
- 9.4.17 Bulky Waste and Oversized Municipal Solid Waste (MSW) Collection Facility as prescribed in Section 2.3.5(a)(1) of these regulations.
- 9.4.18 Household Hazardous Waste Collection Facility as prescribed in Section 2.3.5(a)(1) of these regulations.
- 9.4.19 Recycling Facility as prescribed in Section 2.3.5(a)(1) of these regulations.
- 9.4.20 **Indoor Cultivation (Medical Marijuana and/or Adult Use Cannabis)**
- 9.4.21 **Indoor Production Facility (Medical Marijuana and/or Adult Use Cannabis)**

SECTION 12 - SUPPLEMENTARY REGULATIONS

The requirements of this Section apply to more than one zoning district, or they are concerned with specific uses or conditions regardless of where they occur.

Section 12.26 Cannabis (Retail Sale, Production and Cultivation, Medical Marijuana Dispensary Facilities and Production facilities)**12.26.1 Applicability:**

- A. Medical marijuana dispensary facilities and production facilities shall be governed by CGS Sec. 21a-408 et seq. as amended and Sections 21a-408-1 to 21a-408-70, inclusive, of the Regulations of Connecticut State Agencies as they may be amended and permitted only in the following zone, subject to special permit approval in accordance with Section 5.2 of these Regulations, site plan approval in accordance with Section 5.3 of these Regulations, and the requirements of this section.
- B. Cannabis retail and hybrid-retail facilities shall be governed by The Responsible and Equitable Regulation of Adult-Use Cannabis Act (“RERACA”), the Connecticut (CT) Public Act 21-1 / Senate Bill 1201 as amended inclusive of the Regulations of Connecticut State Agencies as they may be amended and permitted only in the following zone, subject to special permit approval in accordance with these Regulations, site plan approval in accordance with Section 14 of these Regulations, and the requirements of this section.
- C. Adult-use cannabis cultivator and micro-cultivator facilities shall be governed by the RERACA, the CT Public Act 21-1/ Senate Bill 1201 as amended inclusive of the Regulations of Connecticut State Agencies as they may be amended and permitted only in the following zone, subject to special permit approval in accordance with these Regulations, site plan approval in accordance with Section 14 of these Regulations, and the requirements of this section.

12.26.2 Separation Requirements. Uses identified in this section shall be subject to the following separation restrictions:

- A. No medical marijuana production, or adult-use cannabis cultivator or micro-cultivator facility shall be allowed within 500 feet of a church, temple or other place used primarily for religious worship, public building, public school, private school, public playground, public park or public child day care facility.
- B. No medical marijuana production, or adult-use cannabis cultivator or micro-cultivator facility shall be allowed on a site where such facility is located less than 500 feet from an existing single-family or multi-family residential use as measured from the proposed facility to an existing residential structure.
- C. No medical marijuana dispensary or production, or adult use cannabis retailer, hybrid-retailer cultivator or micro-cultivator facility shall be allowed within the same building, structure or portion thereof that is used for residential purposes, or that contains another medical marijuana dispensary, production facility, or adult use cannabis retail, hybrid retail, cultivator or micro-cultivator facility;
- D. No adult-use cannabis retail or hybrid-retail shall be located less than 5,000 feet from another adult-use cannabis retail or hybrid-retail. Distance shall be measured from the radius of the front door to front door of each establishment.

- E. All distances contained in this section, shall be measured by taking the nearest straight line between the respective lot boundary of the property subject to the separation requirement and the proposed building/structure containing the proposed cannabis facility.

12.26.2 Design Standards.

- A. Any retail facility shall be designed to match the residential typology of the immediate area and shall be located on a State Road with direct fee-simple deeded frontage on the State Road it abuts.
- B. Any production facility shall incorporate traditional agricultural architecture (new England style barn appearance) if visible from an existing road/street and/or abutting residential property.
- C. All facilities (retail, production and/or cultivation) shall submit a plan to control odor (i.e., carbon air filtration, air filters, biofiltration, high pressure fog, odor neutralizers, negative air space control, ozone generators).
- D. All cultivation shall occur within a building. Outdoor grow and/or growing is prohibited.

12.26.2 Minimum Floor Area Requirements.

- A. No medical marijuana cultivation and/or production facility shall be allowed in a building with less than 10,000 square feet of gross floor area.
- B. No cannabis cultivation and/or production facility shall be allowed in a building with less than 10,000 square feet of gross floor area.

Sign and exterior display requirements:

- A. Exterior signage shall be restricted to a single sign no larger than 16” x 18” containing the legal name of the entity and the street address of the facility. Section 6.2.3b shall not apply.

12.26.2 Off-Street Parking requirements:

Required off-street parking shall be in compliance with the Zoning Regulations. Parking for the facility shall be contained on the same property associated with the proposed activity. A parking plan and traffic analysis shall be submitted with every application associated with Medical Marijuana and/or cannabis retail and/or production facility.

12.26.2 Security Requirements:

- A. All cannabis or medical marijuana dispensary facilities and production facilities shall have an adequate security system to prevent and detect diversion, theft or loss of marijuana utilizing commercial grade equipment meeting at least the minimum requirements of Sec. 21a-408-62 of the State of Connecticut Regulations;
- B. The hours of operation for cannabis (retail) or medical marijuana dispensary facilities shall be limited to between 7:00 a.m. and 7:00 p.m., all days of the week;
- C. There shall be no limitation on the hours of operation for cannabis or medical marijuana cultivation and/or production facilities, all days of the week.

12.26.2 Conditional Approval:

- A. All site plan approvals/zoning permits shall be approved with the condition that the applicant obtains the appropriate license issued by the State of Connecticut Department of Consumer Protection (or other State agency as regulatory changes occur);

- B. The conditional approval shall become finalized upon the receipt by the Town Planner and/or Zoning Enforcement Officer (ZEO) of a copy of the Department of Consumer Protection-issued license;
- C. The conditional approval shall expire if the applicant fails to provide the Town Planning and/or Zoning Enforcement Officer (ZEO) with a copy of the Department of Consumer Protection-issued license within six months of the date of the Planning and Zoning Commissions conditional approval;
 - 1. A six month extension of such conditional approval shall be granted to the applicant upon written notification to the Town Planner that an application for a Department of Consumer Protection license has been filed, indicating the expected decision date of the Department of Consumer Protection license.
- D. No entity shall operate without a valid, current license.

12.26.2 Connecticut Department of Consumer Protection Approval:

- A. The applicant shall provide the Town Planner and/or Zoning Enforcement Officer (ZEO) with a copy of the appropriate license issued by the State of Connecticut Department of Consumer Protection, and any subsequent renewed license.

ADD FOLLOWING TO DEFINITIONS – SECTION 22:

Cannabis related definitions include:

Cannabis: means marijuana, as defined in section 21a-240 of the Connecticut General Statutes (CGS);

Cannabis Delivery Service: A facility licensed by the Department of Consumer Protection be used for the delivery of cannabis and/or cannabis products. Cannabis Producer: A facility licensed by the Department of Consumer Protection as a producer pursuant to Section 21a - 408i of the Connecticut General Statutes and any regulations adopted thereunder.

Cannabis Hybrid Retailer: to purchase cannabis and sell cannabis and medical marijuana products.

Cannabis Product: means cannabis that is in the form of a cannabis concentrate or a product that contains cannabis, which may be combined with other ingredients, and is intended for use or consumption;

Cannabis Production facility: means a secure, indoor facility licensed by the Department of Consumer Protection to acquire cannabis and creates food and beverages.

Cannabis Product Manufacturer: A indoor facility licensed by the Department of Consumer Protection licensed to obtain cannabis, extract, and manufacture products exclusive to such license type. Cannabis Product Packager: A facility licensed by the Department of Consumer Protection to package and label cannabis.

Cannabis Transporter: A facility licensed by the Department of Consumer Protection to transport cannabis between cannabis establishments, laboratories and research programs.

Consumer: means an individual who is twenty-one years of age or older:

Cultivation: has the same meaning as provided in section 21a-408 of the CGS;

Cultivator: means a person that is licensed by the Department of Consumer Protection to engage in the cultivation, growing and propagation of the cannabis plant at an establishment with not less than fifteen thousand square feet of grow space;

Dispensary facility: means a place of business where medical marijuana may be dispensed or sold at retail to qualifying patients and primary caregivers and for which the Connecticut Department of Consumer Protection has issued a dispensary facility permit under CGS Sec. 21a-408 et seq. as they may be amended and Sections 21a-408-1 to 21a-408-70, inclusive, of the Regulations of Connecticut State Agencies as they may be amended;

Hybrid retailer: A facility licensed by the Department of Consumer Protection to purchase cannabis and sell cannabis and medical marijuana products;

Micro-cultivator: means a person licensed by the Department of Consumer Protection to engage in the cultivation, growing and propagation of the cannabis plant at an establishment containing not less than two thousand square feet and not more than ten thousand square feet of grow space, prior to any expansion authorized by the commissioner;

Outdoor grow and/or growing: means the portion of a premises operated by a producer, cultivator or micro-cultivator that utilizes direct sunlight for the cultivation, growing or propagation of the cannabis plant, and contains cannabis plants in the vegetative or active stage of growth, measured utilizing clearly identifiable boundaries. Outdoor grow and/or growing also includes greenhouses, hoop houses and other similar structures. An outdoor grow may be noncontiguous, and each unique area included in the total outdoor grow delineation shall be separated by an identifiable boundary;

Production facility: means a secure, indoor facility where the production of medical marijuana occurs and is operated by a person to whom the Connecticut Department of Consumer Protection has issued a production facility permit under CGS Sec. 21a-408 et seq. as amended and Sections 21a-408-1 to 21a-408-70, inclusive, of the Regulations of Connecticut State Agencies as they may be amended. A cannabis facility licensed by the Department of Consumer Protection to acquire cannabis and creates food and beverages.

Retailer (Cannabis): means a person, excluding a dispensary facility and hybrid retailer that is licensed to purchase cannabis from producers, cultivators, micro-cultivators, product manufacturers and food and beverage manufacturers and to sell cannabis to consumers and research programs.