

Proposed Text Amendment for Hemp Type Stores

Add to Sec. 32-8. - Definitions.

Dispensary has the same meaning as Hemp Store.

Hemp. The plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a total tetrahydrocannabinols concentration (including tetrahydrocannabinolic acid) of not more than 0.3 percent on a dry weight basis.

Hemp-derived cannabinoid. Any phytocannabinoid found in hemp, including delta-9 tetrahydrocannabinol (delta-9 THC), tetrahydrocannabinolic acid (THCA), cannabidiol (CBD), cannabidiolic acid (CBDA), cannabinol (CBN), cannabigerol (CBG), cannabichromene (CBC), cannabicyclol (CBL), cannabivarin (CBV), tetrahydrocannabivarin (THCV), cainabidivarin (CBDV), cannabicitran (CBT), delta-7 tetrahydrocannabinol (delta-7 THC), delta-8 tetrahydrocannabinol (delta-8 THC), or delta-10 tetrahydrocannabinol (delta-10 THC). This term also includes any synthetic cannabinoid derived from hemp and contained in a hemp-derived consumable product.

Hemp-derived consumable product. Any intermediate or final product derived from hemp (other than industrial hemp), that (i) contains Hemp-derived cannabinoids or cannabinoids in any form; and (ii) is intended for human or animal use through inhalation or ingestion. *Hemp-derived consumable product* does not include a drug that is the subject of an application approved under subsection (c) or (j) of section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355). The term *Intermediate hemp-derived cannabinoid product* means a hemp-derived cannabinoid product which (i) is not yet in the final form or preparation marketed or intended to be used or consumed by a human or animal; or (ii) is a powder, liquid, tablet, oil, or other product form which is intended or marketed to be mixed, dissolved, formulated, or otherwise added to or prepared with or into any other substance prior to administration or consumption.

Hemp store. A retail business that (1) is substantially engaged ([redacted] percent or more of gross sales) in the sales and/or distribution of hemp-derived consumable products or products containing hemp-derived cannabinoids or Kratom, or (2) holds itself out to the public as offering for sale hemp-derived consumable products or products containing hemp-derived cannabinoids or Kratom.

Industrial Hemp. Hemp that is (A) grown for the use of the stalk of the plant, fiber produced from such a stalk, or any other non-cannabinoid derivative, mixture, preparation, or manufacture of such a stalk; (B) grown for the use of the whole grain, oil, cake, nut, hull, or any other non-cannabinoid compound, derivative, mixture, preparation, or manufacture of the seeds of such plant; (C) grown for purposes of

producing microgreens or other edible hemp leaf products intended for human consumption that are derived from an immature hemp plant that is grown from seeds that do not exceed the threshold for total tetrahydrocannabinols concentration of not more than 0.3 percent on a dry weight basis; (D) that is a plant that does not enter the stream of commerce and is intended to support hemp research at an institution of higher education (as defined in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001)) or an independent research institute; or (E) grown for the use of a viable seed of the plant produced solely for the production or manufacture of any material described in (A) through (D).

Kratom. Consumable product that contains mitragynine or 7-hydroxymitragynine or both, extracted from the leaf of the plant *mitragyna speciosa*.

Add to - Sec. 32-198. – Commercial.

	R-R	R-20	R-15	R-MF-A	R-MF-C	R-MF-T	R-MH	R-MH-1	R-MH-2	O-I	B-1	B-2	PD-RC	L-I	H-I
Hemp Store See Sec. 32-262.												x	x		

Add - Sec. 32-262. - Hemp Store.

These standards shall apply to all Hemp Store uses. Where permitted, the following shall apply:

1. No such establishment shall be located within 1,000 feet measured in a straight line from property line to property line of a church, public or private elementary or secondary school, child day care center or nursery school, public park, **establishment with an on-premises ABC license**, private residence, or residentially zoned property.

2. No such establishment shall be located or operate within 1,000 feet, measured in a straight line from property line to property line, from any other such establishment.

3. Days/Hours of operation: Hemp stores may operate from 8:00 am until 12:00 midnight each day, seven (7) days per week.

5. All applicable permits must be issued to the applicant prior to the opening of business.