



# OFFICE OF MARIJUANA POLICY

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES

## OPERATING PLAN TEMPLATE NURSERY CULTIVATION FACILITY

Pursuant to Section 3.5.2 of the Adult Use Marijuana Program Rule, the Department shall keep on file a copy of all facility plans, security plans, operating plans and cultivation plans, as well as copies of certifications of testing facilities. The most recent plan, whether submitted with the issuance of the marijuana establishment license, or by the subsequent approval of an application to change, shall be the Plan of Record with which the licensee must comply.

The Operating Plan is an official Plan of Record. This document and use of this template are required. The Office of Marijuana Policy (OMP) understands that an applicant or licensee may have prepared other operating documents. Although the applicant or licensee may submit additional operating documents for reference, this Operating Plan is designed to be a succinct, standalone document.

OMP recognizes that during the conditional license application process, site-specific information may not be available. An updated, site-specific Operating Plan will be required prior to active licensure.

### SECTION 1: Days and Hours of Operation

In the table below, indicate the operating hours of the facility. Place an "X" in the "closed" column if the facility will not be open on a particular day.

As a reminder, pursuant to Section 3.4.1(C) of the Adult Use Marijuana Program Rule: Licensees shall ensure that at all times during operating hours and hours of apparent activity that there is, on-site, an individual identification cardholder authorized to cooperate with Department inspection of the premises and business records.

	Closed	Facility Opening Hour	Facility Closing Hour
Sunday			
Monday			
Tuesday			
Wednesday			
Thursday			
Friday			
Saturday			

## SECTION 2: Cultivation Facility Site Information

OMP recognizes that a specific location is not required during the conditional license application process. If the applicant does not have a site-specific location, provide a diagram and layout of the proposed Cultivation Facility.

1. Provide a diagram of the property on which the Cultivation Facility is located, including all point(s) of ingress/egress from the closest maintained public way, employee entrance(s), point(s) of delivery, parking area(s), and public right(s) of way. (Acceptable file formats include, but are not limited to, the following: .BMP, .GIF, .JPG, .PDF, .PNG. Diagrams may also be inserted as additional pages to the end of this form or uploaded via the online facility application process as Other Supporting Documentation.)

2. Provide a diagram of the layout of the Cultivation Facility, including square footage of the areas in which cultivation does and does not occur and square footage of the entire facility. Also include in the diagram limited access area(s) and location of displays indicating controlled customer access to marijuana and marijuana product. If the Cultivation Facility is co-located with an Adult Use Products Manufacturing Facility and/or Adult Use Marijuana Store, the diagram must clearly delineate the cultivation facility area from the other establishment(s). A Cultivation Facility that connects to another Adult Use establishment, requires at least a single, lockable door to be reflected in the diagram. (Acceptable file formats include, but are not limited to, the following: .BMP, .GIF, .JPG, .PDF, .PNG. Diagrams may also be inserted as additional pages to the end of this form or uploaded via the online facility application process as Other Supporting Documentation.)

3. If the property is also used as a residence, describe the location of that residence within the property and plans for complete separation of the residence from the facility, including:
- Entirely separate entrances from the public right of way, and
  - That no solvent extraction using potentially hazardous extraction methods or inherently hazardous extraction methods in the same building or structure as the residence.

### SECTION 3: Co-Location of Adult Use Facilities

Does this Nursery Facility intend to sell marijuana seeds, seedlings or immature plants to adults, 21 years of age or older, who are not licensees?

Yes  No

Is this Cultivation Facility co-located with an Adult Use Products Manufacturing Facility and/or an Adult Use Marijuana Store?

Yes  No

If yes, complete Section 3(a) and (b)

### SECTION 3(a): Type of Adult Use Facility Co-Location

Check all that apply

Adult Use Products Manufacturing

Adult Use Marijuana Store

### SECTION 3(b): Co-Location of Adult Use Marijuana Establishments

Section 2.4.9(B)(2) requires the following: The Cultivation Facility may connect to another type of establishment by a single, lockable door. Regardless of common ownership, excise tax is payable when any marijuana seedlings, immature plants, marijuana, or marijuana products pass out of the cultivation facility into another type of marijuana establishment. All marijuana to pass through a single, lockable door must be entered into the tracking system, and excise taxes shall be paid in accordance with this Rule and 28-B M.R.S. § 1001.

Describe how all applicable requirements of Section 2.4.9 of the Adult Use Marijuana Program Rule will be met, including but not limited to the requirement described above.

### SECTION 4: Co-Location of Adult Use Cultivation Facility and Medical Marijuana Facilities

Is this Adult Use Cultivation Facility co-located with any medical marijuana facility?

Yes  No

If yes, complete Section 4(a) and (b)

### SECTION 4(a): Type of Medical Marijuana Facility Co-Location

Check all that apply

Registered dispensary cultivation operation

Registered caregiver's cultivation operation

## **SECTION 4(b): Co-Location of Adult Use Cultivation Facility and Medical Marijuana Facilities**

1. List and describe all equipment with approval listing(s) to be used for cultivating both medical marijuana and adult use marijuana.
2. Describe how the licensee will ensure that each shared piece of cultivation equipment is not used simultaneously on medical marijuana and adult use marijuana, with the purpose of ensuring that medical marijuana flowers and trim remain separate from adult use marijuana flowers and trim.
3. Describe how the licensee will separately track medical marijuana and adult use marijuana and will otherwise keep them from becoming intermixed.

## **SECTION 5: Equipment and Approval Listing**

Provide approval listing(s) for all equipment listed below.

1. List all lights, irrigation system(s), greenhouse(s) and all other equipment to be used specific to the cultivation of marijuana within the cultivation facility.

## **SECTION 6: Pesticides, Fungicides, Insecticides and Fertilizers**

1. List all pesticides, fungicides, insecticides and fertilizers that will be present or used.

## **SECTION 7: Utility Plans**

OMP recognizes that a specific location is not required during the conditional license application process. If the applicant does not have a site-specific location, provide plans for how the following are intended to be done.

1. Describe plans for providing electricity, water, and other utilities necessary for the normal operation of the cultivation facility.
  
  
  
  
  
  
  
  
  
  
2. Describe plans for ventilation and filtration systems that prevent marijuana plant odors from significantly altering the environmental odor outside, while addressing the potential for mold.

## **SECTION 8: Plans for Compliance with the Marijuana Legalization Act and the Adult Use Program Rules**

OMP recognizes that a specific location is not required during the conditional license application process. If the applicant does not have a site-specific location, provide plans for obtaining proof of compliance with the following.

1. Describe plans for shipping and receiving of marijuana and marijuana products.
  
  
  
  
  
  
  
  
  
  
2. Describe plans to dispose of or destroy used, unused and waste marijuana and marijuana products.
  
  
  
  
  
  
  
  
  
  
3. Describe how the facility plans to verify identification of all customers and prevent unauthorized sales to, or access to the premises by, persons under age 21.
  
  
  
  
  
  
  
  
  
  
4. Describe how the facility plans to conduct a background screening process for employees and vendors.

## SECTION 9: Proof of Compliance with State and Federal Code(s)

OMP recognizes that a specific location is not required during the conditional license application process. If the applicant does not have a site-specific location, provide plans for obtaining prove of compliance for the following.

1. Provide proof of compliance with building code(s).
2. Provide proof of compliance with the National Fire Protection Association model fire code.
3. Provide proof of compliance with applicable electrical code(s).
4. Provide proof of compliance with any other applicable federal and/or state environmental requirements.
5. Provide proof of compliance with all state and federal laws regarding wastewater and waste disposal for the cultivation facility.
6. Describe the workplace safety plan consistent with 29 CFR Part 1910, covering personal protective equipment, hazard assessment, safe equipment operation, proper application of agricultural chemicals, ladder use, hazard communication and other state and federal workplace safety requirements.

## SECTION 10: Notice

The Department shall keep on file a copy of all facility plans, security plans, operating plans and cultivation plans, as well as copies of certifications of testing facilities. The most recent plan, whether submitted with the issuance of the marijuana establishment license, or by the subsequent approval of an application to change, shall be the Plan of Record with which the licensee must comply. Field Investigators will have access to all plans and will review all plans prior to an on-site assessment. Failure to comply with the Plan of Record may lead to enforcement action. Any significant changes to the Plan of Record must be approved by the Department.

## Signature – This Plan of Record cannot be accepted without a signature

Any information contained within this Plan of Record or otherwise found, obtained, or maintained by the Department, shall be accessible to law enforcement agents of this or any other state, the government of the United States, or any foreign country.

Authorizing Business Representative's Signature		Date
Printed Name:	Email Address:	Phone Number: