

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2017-05 Passed May 16, 2017

AN ORDINANCE PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS, AND RETAIL DISPENSARIES IN THE CITY OF BROOKVILLE, OHIO.

WHEREAS, Ohio House Bill 523 was passed in June 2016 establishing the Ohio Medical Marijuana Law; and

WHEREAS, Ohio Revised Code Section 3796.29 authorizes the legislative authority of a municipal corporation to adopt an ordinance to prohibit, or limit the number of, cultivators, processors, or retail dispensaries licensed under this chapter within the municipal corporation; and

WHEREAS, after conducting a public hearing as required by 4.11 of the Charter of the City of Brookville, and upon recommendation of the Planning Commission, City Council hereby adopts this Ordinance pursuant to Ohio Revised Code 3796.29 to prohibit medical marijuana cultivators, processors, and retail dispensaries in the City of Brookville.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO, THAT:

SECTION I: The following zoning regulations for medical marijuana uses are hereby adopted pursuant to the authority granted municipal corporations under Ohio Revised Code 3796.29:

CHAPTER 1170: MEDICAL MARIJUANA

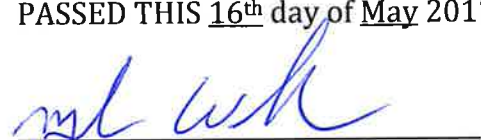
Section 1170.01 MEDICAL MARIJUANA USES

Medical marijuana cultivators, processors, and retail dispensaries, as authorized in Chapter 3796 of the Ohio Revised Code, are hereby prohibited within all zoning districts in the City of Brookville. A zoning permit shall not be issued for any medical marijuana cultivators, processors, or retail dispensaries in any zoning district in the City of Brookville.

SECTION II: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that deliberations of this Council were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION III: This Ordinance shall take effect thirty (30) days after passage as provided by the Charter of the City of Brookville, Ohio.

PASSED THIS 16th day of May 2017.


MEGHAN WHEELER, CLERK


DAVID E. SEAGRAVES, MAYOR

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Ordinance No. _____ Passed _____, 20____

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance 2017-05, passed by the Council of the City of Brookville, Ohio, on the 16th day of May, 2017.



MEGHAN WHEELER, CLERK

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance 2017-05 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 19th day of May, 2017 to the 20th day of June, 2017, both days inclusive.



MEGHAN WHEELER, CLERK