

RECORD OF ORDINANCES

Ordinance No. 2025-O-11

July 28, 2025

City of Bellbrook State of Ohio

Ordinance No. 2025-O-11

AN ORDINANCE AMENDING PART EIGHT “BUSINESS REGULATION AND TAXATION CODE,” TITLE TWO “BUSINESS REGULATION” OF THE BELLBROOK CODE OF ORDINANCES BY REPEALING CHAPTER 872 “SALE OF DRUG PARAPHERNALIA” IN ITS ENTIRETY AND ENACTING A NEW CHAPTER 872 “RECREATIONAL MARIJUANA” PURSUANT TO OHIO REVISED CODE SECTION 3780.25.

WHEREAS, Article XVIII, Section 3 of the Constitution of the State of Ohio grants municipalities the authority to exercise all powers of local self-government and to enact and enforce local police, sanitary, and other similar regulations that are not in conflict with the general laws; and

WHEREAS, Ohio Revised Code Section 3780.25(A) gives City Council the authority to prohibit adult use cannabis operators within the City of Bellbrook; and

WHEREAS, the City of Bellbrook previously adopted ordinances relating to the sale of drug paraphernalia which are outdated and not in the best interest of the citizens of Bellbrook; and

WHEREAS, the City Manager recommends that City Council prohibit adult use cannabis operators pursuant to Ohio Revised Code Section 3780.25(A).

NOW, THEREFORE, THE CITY OF BELLBROOK HEREBY ORDAINS:

Section 1. Part Eight “Business Regulation and Taxation Code,” Title Two “Business Regulation” is hereby repealed and amended as set forth herein.

Section 2. Chapter 872 “Sale of Drug Paraphernalia” is hereby repealed in its entirety and a new Chapter 872 “Recreational Marijuana” is hereby enacted as set forth in Exhibit A, which is attached hereto and incorporated herein by reference, with deletions shown by ~~strike through~~ and additions shown by **bold** and underscored.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

PASSED BY City Council this ____ day of ____ 2025.

____ Yeas; ____ Nays.

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AUTHENTICATION:

Michael W. Schweller, Mayor

Robert Schommer, Clerk of Council

APPROVED AS TO FORM:

Stephen McHugh, Municipal Attorney