

ORDINANCE NO. 21-2024

AN ORDINANCE APPROVING A ZONING CODE TEXT AMENDMENT TO REMOVE THE PROHIBITION OF MEDICAL MARIJUANA CULTIVATION, PROCESSING AND RETAIL DISPENSARIES AND TO ADOPT TEXT AMENDMENTS TO ALLOW FOR THE LOCATION OF MARIJUANA DISPENSARIES, PROCESSING, AND CULTIVATION BUSINESSES IN THE CITY OF SPRINGDALE AND DECLARING AN EMERGENCY

WHEREAS, on May 14, 2024, the City of Springdale Planning Commission (“Planning Commission”) met and considered text amendments to the City of Springdale Zoning Code that would change Section 153.254(D) to remove the prohibition of medical marijuana cultivation, processing, and retail dispensaries and change the text of Sections 153.253 Table 253-1, 153.253(D) and 153.600 to adopt standards for the location of Marijuana Dispensaries, Processing & Cultivation businesses in the City of Springdale (collectively the “Amendments”); and

WHEREAS, Planning Commission, in considering the Amendments, recommended their approval; and

WHEREAS, on June 19, 2024, after proper notice having been given, Council of the City of Springdale held a public hearing to gather input from the public and consider the proposed Amendments; and

WHEREAS, upon conclusion of the public hearing, the Council of the City of Springdale considered, in an open meeting, the proposed Amendments to the City of Springdale Zoning Code and the recommendation of Planning Commission.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Springdale, Ohio, _____ members elected thereto concurring:

Section 1. The recommendation of the City of Springdale Planning Commission to remove the prohibition of medical marijuana cultivation, processing, and retail dispensaries in the City of Springdale Zoning Code and to change the text of Sections 153.253 Table 253-1, 153.253(D) and 153.600 to adopt standards for Marijuana Dispensaries, Processing & Cultivation businesses are hereby approved and the amendments to the City of Springdale Zoning Code are granted subject to City Staff, City Engineer and City Planner’s recommendations and considerations contained in their reports, and approval of any covenants by City Staff and the Law Director as determined to be necessary. A copy of the Amendments as approved by Planning Commission are attached as Exhibit A and incorporated herein by reference.

Section 2. Council hereby finds and determines that all formal actions relative to the passage of this legislation were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall take effect on the earliest date allowed by law.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II(D)(3)(d) of the Charter, be effective immediately. The reason for the emergency is to immediately lift the prohibition in order to allow for adoption of standards.

Passed this 19th day of June, 2024.

Attest:

Clerk of Council

President of Council

Approved:

Mayor

Date