

ORDINANCE 2024-11

AN ORDINANCE IMPOSING A SIX (6) MONTH MORATORIUM ON THE ACCEPTANCE, CONSIDERATION AND/OR GRANTING OF ANY APPLICATIONS FOR LOCAL LICENSING APPROVAL, AND/OR ANY ZONING, OCCUPANCY, OR OTHER PERMITS RELATING TO CULTIVATORS, PROCESSORS, OR RETAIL DISPENSARIES OF MARIJUANA PRODUCTS WITHIN THE VILLAGE OF FREDERICKTOWN CORPORATION LIMITS

WHEREAS, In the November 2023 general election, the electorate of the State of Ohio passed Issue 2, which made legal the recreational use of marijuana in the State of Ohio with certain yet to be determined restrictions; and

WHEREAS, given that the state laws and regulations for the recreational use of marijuana are still being determined, Village Council believes that six (6) months is a reasonable time to obtain the information it needs to address the use of marijuana within the Village and to more accurately determine the regulations that will be approved by the State of Ohio; provided however, Council reserves the right to take legislative action to extend the moratorium if the said laws and regulations are not made public within such 180 day period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Fredericktown:

SECTION 1. A temporary moratorium is hereby imposed on the consideration and/or granting of any applications for local licensing approval, and any zoning, occupancy, or other permits relating to cultivators, processors or retail dispensaries of marijuana within the Village of Fredericktown.

SECTION 2. The duration of the moratorium shall commence with the passage of this Ordinance and shall end, unless extended by Village Council for the reasons set forth above, six (6) months after the passage of this Ordinance.

SECTION 3. This moratorium shall not be applicable to the extent it limits any research related to marijuana lawfully conducted at an academic institution, academic medical center, or private scientific research and development organization as part of a research protocol approved by an institutional review board or equivalent entity. Further, this moratorium shall not in any way effect the enforcement of existing criminal laws regarding marijuana applicable within the Village; all such criminal laws remain in full force and effect

SECTION 4. Village Council recognizes that there are no existing requests for local licensing approval, and any zoning, occupancy, or other permits relating to cultivators, processors or retail dispensaries of marijuana within the Village of Fredericktown with any vested rights to establish a use covered by this moratorium.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were taken in meetings open to the public and in conformance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED: _____

Jerry L. Day, Mayor

ATTEST: _____
Suzan Graves, Fiscal Officer