

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 18-31

INTRODUCED BY: Kasaris, Langshaw

AN ORDINANCE PROHIBITING CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES LICENSED UNDER CHAPTER 3796 OF THE OHIO REVISED CODE WITHIN THE CITY OF NORTH ROYALTON, OHIO, AND DECLARING AN EMERGENCY

WHEREAS: Council previously adopted Ordinance 16-128, Ordinance 17-18 and Ordinance 17-105 which established and reestablished a moratorium on the acceptance of any application for, or the granting of, any zoning certificate for any building, structure, use, expansion of use, or change of use that would enable the cultivation, processing, distribution or sale of medical marijuana in the City of North Royalton under Chapter 3796 of the Ohio Revised Code for a period of six months in order to study the effects of such business on the city; and

WHEREAS: Section 3796.29 of the Ohio Revised Code gives Council the authority to pass an Ordinance to prohibit, or limit the number of cultivators, processors, or retail dispensaries licensed under Chapter 3796 of the Ohio Revised Code within the city; and

WHEREAS: Council has determined to end the moratorium and pass this Ordinance to prohibit all cultivators, processors, or retail dispensaries licensed under Chapter 3796 of the Ohio Revised Code within the city.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON,
COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Pursuant to the authority granted to this Council by Section 3796.29 of the Ohio Revised Code, this Council hereby determines to prohibit all cultivators, processors, or retail dispensaries licensed under Chapter 3796 of the Ohio Revised Code within the city.

Section 2. In the event the United States Congress amends federal law to legalize medical marijuana then Council shall conduct a review of this Ordinance at such a time.

Section 3. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 4. It is 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 all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to prohibit, or limit the number of cultivators, processors, or retail dispensaries licensed under Chapter 3796 of the Ohio Revised Code within the city.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Larry Antoskiewicz
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: March 20, 2018

DATE APPROVED: March 21, 2018

ATTEST: /s/ Dana A. Schroeder
ACTING DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading March 20, 2018

YEAS: Antoskiewicz, Nickell, Langshaw,
Marnecheck, Kasaris

NAYS: Petrusky, Hannan