

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

**CITY OF BELPRE
ORDINANCE NO. 6 (2024-25)**

**AN ORDINANCE PROHIBITING ADULT USE
CANNABIS PROCESSING DISPENSING, LABORATORIES,
CULTIVATION AREAS AND CULTIVATION FACILITIES**

WHEREAS, on November 7, 2023, Ohio voters approved State Issue 2, which enacted new Chapter 3780 of the Ohio Revised Code, which became effective December 7, 2023; and

WHEREAS, O.R.C. Chapter 3780 authorizes and regulates cultivation, processing or dispensing of recreational cannabis use; and

WHEREAS, pursuant to O.R.C. Section 3780.01(A)(2), "adult use cannabis operator" means a Level I adult use cultivation, a Level II adult use cultivation, a Level III adult use cultivation, and adult use processing and an adult use dispensing; and

WHEREAS, Belpre City Council has determined that it is necessary to pass legislation in regard to this issue.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL
OF THE CITY OF BELPRE, OHIO, THAT:**

SECTION I

The Belpre City Council finds that the Chapter 3780 of the Ohio Revised Code allows the City of Belpre to determine whether to allow adult use cannabis operations to have facilities within the City of Belpre.

The City of Belpre finds that the allowing of adult use cannabis operations in the City of Belpre will create new additional Belpre Police Department enforcement within the City, and will potentially affect the health and safety of Belpre residents, particularly juveniles under the age of 18.

SECTION II

Because of these findings, new code Section 513.16 shall be enacted as follows:

**513.16 PROHIBITION OF ADULT USE CANNABIS PROCESSING,
DISPENSING, LABORATORIES, CULTIVATION AREAS And CULTIVATION
FACILITIES**

(a) The term "adult use cannabis operator" shall have the same meaning as in Section 3780.01(A)(2) of the Ohio Revised Code, effective December 7, 2023. "Adult use cannabis operator" means a Level I adult use cultivation, a Level II adult use cultivation, a Level III adult use cultivation, and adult use processing and an adult use dispensary.

(b) No person or entity licensed as an adult use cannabis operator under Section 3780 of the Ohio Revised Code shall open, establish, or operate any business or commercial enterprise of any kind within the corporate limits of the City.

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(c) No zoning clearance, permit, or other administrative approval shall be approved or issued by any administrative official of the City, nor shall any variance be approved or granted to any person, entity other applicant desiring or intending to operate a business or commercial enterprise as an adult use cannabis operator within the corporate limits of the City.

(d) Any use of condition cause or permitted to exist in violation of any of the provisions of this Section 513.16 shall be and hereby is declared to be a public nuisance and may be abated by the City.

(e) A violation of Section (b) above shall constitute a misdemeanor of the first degree.

SECTION III

The Ordinance is declared to be an emergency measure, necessary for the immediate preservation of the public peace, health and welfare of the citizens of the City of Belpre, Ohio. Wherefore, this Ordinance shall take effect and be in full force immediately upon its passage and approval by the Mayor.

PASSED:

July 08, 2024



PRESIDENT OF COUNCIL

ATTEST:

Kimberly Meredith

PRESENTED TO MAYOR:

7/8/24



MAYOR

APPROVED BY MAYOR:

7/8/24

CLERK'S CERTIFICATION OF PUBLICATION

The undersigned Clerk of the Council of the City of Belpre, Ohio, does hereby certify that on July 08, 2024, this Ordinance was published by posting a copy of the same at the five public places designated by the City Council in Ordinance No. 18 (2006-07).

Date

July 08, 2024

CLERK

