

5/4/2020

L-62-2020 Ist

ORDINANCE NO. 62-2020

BY: **VITO DIPIERRO**

AN ORDINANCE TO EXTEND THE MORATORIUM FOR AN  
ADDITIONAL SIX (6) MONTHS ON NEW ESTABLISHMENTS  
THAT SELL OR DISTRIBUTE ELECTRONIC SMOKING  
DEVICES AND/OR VAPOR PRODUCTS IN THE CITY OF  
PARMA, AND DECLARING AN EMERGENCY

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power to enact planning and zoning laws that are for the health, safety, and welfare, comfort and peace of the citizens of the municipality, including restricting areas uses for businesses and trades; and,

WHEREAS, the current moratorium, authorized by Ordinance No. 213-19, adopted November 18, 2019, will expire on or about May 18, 2020, and it is the intent of the City to extend this moratorium for an additional six (6) months from the present expiration date; and,

WHEREAS, this Council desires to continue to research and review legislation in order to enact reasonable regulations regarding new establishments that sell or distribute electronic smoking devices and/or vapor products in the City of Parma for an additional six (6) months, while it undertakes a review and/or study of the Ordinances of the City of Parma, including the zoning, building and business regulation sections of the Parma Codified Ordinances; and,

WHEREAS, this Council will be able to enact reasonable regulations to protect the health, safety, welfare, peace and comfort for the citizens of the City of Parma more effectively if an extension of the moratorium is in place;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That Council hereby approves an additional six (6) month extension on the moratorium of establishments that sell or distribute electronic smoking devices and/or vapor products in the City of Parma, with said extension to expire on November 4, 2020.

Section 2. That 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 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary because the current moratorium will expire on or about May 18, 2020, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_

CLERK OF COUNCIL

APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_

\_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO