

ORDINANCE NO. 108-21

BY: **DEBORAH LIME**

AN ORDINANCE PLACING A TEMPORARY MORATORIUM, NOT TO EXCEED SIX (6) MONTHS, ON DRUG REHABILITATION FACILITIES WITHIN 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 used for businesses and trades; and

WHEREAS, the definition of a drug rehabilitation center is a healthcare facility which provides resident care and/or treatment and/or rehabilitation services for persons who abuse drugs or alcohol. The purpose of a drug rehabilitation center is to enable a patient to confront substance dependence and provide methods, practices, or routines for overcoming an addiction; and

WHEREAS, this Council desires to issue a moratorium, for a temporary period of time, not to exceed six (6) months from the date of passage of this Ordinance, 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 a moratorium is in place.

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

Section 1. Council hereby approves a temporary moratorium, not to exceed six (6) months, of the granting of any permits allowing the operation of drug rehabilitation facilities within the City of Parma.

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 in order to establish this temporary moratorium as soon as possible, 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: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____ MAYOR, CITY OF PARMA, OHIO