

ORDINANCE NO. 24-24

BY: **KELLY ZACHARIAS**

AN ORDINANCE TO TERMINATE THE MORATORIUM ON THE ISSUANCE AND PROCESSING OF ANY PERMITS ALLOWING RETAIL DISPENSARIES, CULTIVATORS, OR PROCESSORS OF ADULT RECREATIONAL USE MARIJUANA WITHIN THE CITY OF PARMA, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the City has reviewed its zoning regulations relating to medical marijuana and has determined that amending the term “Medical marijuana” to “Marijuana” within Sections 1171.03 (t), 1171.07 (14) and 1177.03 (k) shall provide the necessary local control of marijuana cultivating, processing, testing, and dispensing, while providing maximum protection to the public, and;

WHEREAS, the city will remain committed and vigilant in the enforcement of ORC Section 3796.30 Activities Prohibited Near Schools, Churches, Libraries, Playgrounds or Parks requiring marijuana uses to be no closer than 500’ from listed uses, and;

WHEREAS, the continued implementation of a moratorium on “recreational” marijuana could place the city at an economic disadvantage by not allowing the first group of recreational licensees to obtain the needed lease or ownership of potential dispensing sites in time for their application to the State of Ohio, and;

WHEREAS, with the forthcoming updates to the zoning code, it is no longer necessary to enforce a moratorium on marijuana cultivation, processing, testing, or dispensing in the City of Parma, Ohio and that the local regulations that control the location of such activities are adequate to serve and protect Parma’s residents and businesses.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA AS FOLLOWS:

Section 1: The City Council hereby terminates the moratorium on the issuance and processing of any permits for cultivators, processors, and retail dispensaries of recreational adult use marijuana as defined in Sections 3780.01 through 3780.99 of the Ohio Revised Code, passed by City Council on December 4, 2023, as Ordinance No. 188-23.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of 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. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this ordinance, and provided it receives the affirmative vote of at least two thirds of the members of Council, this ordinance shall take effect and

be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force 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