

ORDINANCE NO. 2024 - 17

ORDINANCE PROHIBITING ADULT USE CANNIBIS DISPENSARY OPERATORS WITHIN THE VILLAGE OF LEWISBURG AND DECLARING AN EMERGENCY.

Whereas, State Issue 2 enacts Ohio Revised Code Chapter 3780 which legalizes the growing, processing, and selling of cannabis (marijuana) for adult use in the State of Ohio and became effective December 7th, 2023; and

Whereas, for the purpose of this Ordinance “adult use cannabis dispensary operator” has the same meaning as in State Issue 2 and Chapter 3780 of the Ohio Revised Code; and

Whereas, Ohio Revised Code Chapter 3780 authorizes municipalities to entirely prohibit or limit the number of adult cannabis dispensary operators in their respective jurisdiction; and

Whereas, Ohio Revised Code Chapter 3796 authorizes municipalities to entirely prohibit or limit the number of cultivators, processors, or retail dispensaries of medical marijuana in their respective jurisdiction; and

Whereas, Article 18 of the Ohio Constitution grants authority to municipalities to exercise all powers of local self-government, including the ability to limit land use; and

Whereas, The electorate of the Village of Lewisburg defeated a proposal to allow the operation of adult use cannabis dispensary operators in the Village of Lewisburg; and

NOW THEREFORE BE IT ORDAINED by the Village of Lewisburg Council that:

Section 1. Village Council prohibits adult use cannabis dispensary operators in the Village of Lewisburg. Thus, no adult cannabis operators shall locate or operate in the Village of Lewisburg and the issuance of any permits or authorizations related to adult use cannabis operators is prohibited in the Village of Lewisburg.

Section 2. Village Council prohibits cultivators, processors, or retail dispensaries of medical marijuana in the Village of Lewisburg. Thus, no medical marijuana cultivators, processors, or retail dispensaries of medical marijuana shall locate or operate in the Village of Lewisburg and the issuance of any permits or authorizations related to

medical marijuana cultivators, processors or dispensaries shall be prohibited in the Village of Lewisburg.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety, and general welfare of the citizens of the Village of Lewisburg and therefore, this Ordinance shall become effective immediately upon its adoption.

Dated: 12-19-2024



Mayor

Attest: 

Clerk of Council