

CITY OF BEDFORD, OHIO

ORDINANCE NO. 9919-21

AN ORDINANCE AMENDING ORDINANCE NO. 9532-17, CONCERNING **CHAPTER 1965** TITLED “**MEDICAL MARIJUANA DISPENSARIES**” OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the Administration has determined that Section 1965.01 of the Codified Ordinances of the City of Bedford needs to be amended to clarify the districts where Medical Marijuana Dispensaries may be located upon obtaining a conditional use permit, and

WHEREAS, Council desires to waive the provisions of Bedford Codified Ordinance Chapter 1921 by three-quarters (3/4) of its members to promote public health, safety and convenience.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Bedford, County of Cuyahoga and State of Ohio:

Section 1. That **Section 1965.01** which previously read as follows:

1965.01 Medical Marijuana Dispensary Zoning Regulations

- (a) No medical marijuana dispensary shall locate within five hundred (500) feet of a prohibited facility, as provided in Ohio Revised Code 3796.09 and 3796.10, and the analogous provisions in the Ohio Administrative Code.
- (b) Medical marijuana dispensary located in a residentially zoned area must obtain a conditional approval through Planning Commission and Council.
- (c) No medical marijuana dispensary shall be located in the Historic Downtown District.

BE AND THE SAME IS HEREBY AMENDED TO READ AS FOLLOWS:

Chapter 1965 – Medical Marijuana Dispensaries

1965.01 Medical Marijuana Dispensary Zoning Regulations

- (a) No medical marijuana dispensary shall locate within five hundred (500) feet of a prohibited facility, as provided in Ohio Revised Code 3796.09 and 3796.10, and the analogous provisions in the Ohio Administrative Code, **and any amendments subsequently enacted thereto.**
- (b) **A** Medical marijuana dispensary located in **any district** must obtain a conditional approval through **the** Planning Commission and Council.
- (c) No medical marijuana dispensary shall be located in **any Residential District or** the Historic Downtown District.

Section 2. That Council by three-quarters (3/4) of its members hereby waives referral to the Planning Commission and any other provision of Chapter 1921.

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Section 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all 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 including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby determined to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the City of Bedford and further reason that it is necessary to clarify the districts where Medical Marijuana Dispensaries maybe located.

WHEREFORE, this Ordinance shall take effect and be in force from and after the earliest date allowed by law.

Stanley C. Koci, Mayor-President of Council

Tracy M. Simons, Clerk of Council

Prepared and approved as to legal content by: _____
John J. Montello, Law Director

PASSED: November 15, 2021