



NORWOOD, OHIO

Ordinance No. 31 20 16

**ORDINANCE ADOPTING A TEMPORARY MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR THE ZONING, OCCUPANCY, OR BUILDING APPROVAL FOR MEDICAL MARIJUANA DISPENSARIES AND OTHER MEDICAL MARIJUANA FACILITIES AND THE ISSUANCE OF SUCH APPROVALS AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Norwood legitimately regulates the location and operation of businesses within the City; and

**WHEREAS**, it is in the City's best interest to promote the orderly growth and economic development of the City; and

**WHEREAS**, the City desires to adopt changes to the Planning and Zoning Code to regulate the placement of uses which have recently become legal, to ensure the health, safety and welfare of the community and to promote economic growth; and

**WHEREAS**, the City of Norwood, including its Council and its Planning Commission, its Administration, and its professional staff, need additional time to consider, review and implement certain zoning and other regulatory changes which may be beneficial to the land use goals of the City of Norwood; and

**WHEREAS**, given the September 8, 2016 effective date of Ohio Sub. H.B. 523, which permits the cultivation, processing, sale, and use of medical marijuana under a state licensing and regulatory framework, in order to better protect the general health and welfare of the City of Norwood, a temporary moratorium on the issuance of zoning, occupancy, and building permits and other approvals of medical marijuana dispensaries and other medical marijuana facilities, including the period during which state-wide rules and regulations are being developed for conduct of medical marijuana and other facilities, will create a more stable environment so that amendments to the City's zoning code and general regulatory ordinances, if necessary, can be considered and adopted in an orderly and thorough process; now therefore,

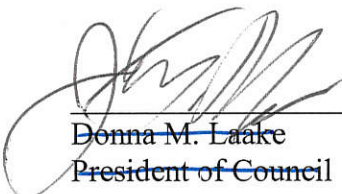
**BE IT ORDAINED** by the Council of the City of Norwood, State of Ohio, that:

**SECTION 1.** For a period of one year from the effective date of this Ordinance, the City of Norwood shall not accept or process any applications for zoning, occupancy, and/or building permit approvals for medical marijuana dispensaries and other medical marijuana facilities within the City of Norwood and further shall not issue any such approvals during this one year period.

**SECTION 2.** Whenever the provision of this ordinance conflicts with any other ordinance or any provision of the Codified Ordinances of the City, the provision of this ordinance shall control.

**SECTION 3.** This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and general welfare of the City and its residents and property owners. The reason for said emergency is the necessity to impose an immediate temporary moratorium to allow for the planning of the orderly development of the City with respect to the establishment and operation of medical marijuana dispensaries and other medical marijuana facilities; to adopt well thought-out and contemporary zoning and business regulations in the City; and to protect the public interest and rights of property owners; wherefore, this ordinance shall be in full force and effect forthwith.

**PASSED** 11/8/2016  
Date


  
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Donna M. Laake  
President of Council  
John Mumper  
President - Pro-Tem

**ATTEST:**

Joseph S. Geers, the duly appointed Clerk of Council, attests that this ordinance was passed at a regular/special meeting of Norwood City Council on the 8<sup>th</sup> day of NOVEMBER, 2016 in compliance with the rules of Norwood City Council and the laws of the State of Ohio. The foregoing ordinance was submitted to the Mayor of the City of Norwood, Ohio for his signature on the 9<sup>th</sup> day of NOVEMBER, 2016.

  
\_\_\_\_\_  
Joseph S. Geers  
Clerk of Council

**APPROVED** 11/9/16  
Date

  
\_\_\_\_\_  
Thomas F. Williams  
Mayor

**CERTIFICATION OF PUBLICATION:**

Joseph S. Geers, the duly appointed Clerk of Council, attests that this Ordinance was published in the ENQUIRER on 11/25/16 and 11/28/16.  
(Name of Newspaper) (date) (date)

  
\_\_\_\_\_  
Joseph S. Geers  
Clerk of Council

**ORDINANCE READINGS**

1<sup>st</sup> Reading 10/11/16  
Date

2<sup>nd</sup> Reading 10/25/16  
Date

3<sup>rd</sup> Reading 11/8/16  
Date

All 3 Readings \_\_\_\_\_  
Date

Tabled \_\_\_\_\_  
Date

Vetoed \_\_\_\_\_  
Date