

ORDINANCE NO. 2024-9

AN ORDINANCE OF THE CITY OF CORBIN, KENTUCKY, ASSIGNING ZONING CLASSIFICATIONS TO THE COMMONWEALTH OF KENTUCKY REGULATING MEDICAL CANNABIS LICENSING FRAMEWORK

WHEREAS, the Commonwealth of Kentucky has legalized and created a regulatory framework for Medical Cannabis; and

WHEREAS, the City of Corbin, Kentucky, pursuant to KRS 218B has approved by this Ordinance the operation of Medical Cannabis Business Operations in the City of Corbin, Kentucky; and

WHEREAS, the Board of Commissioners of the City of Corbin, Kentucky has carefully considered the Kentucky General Assembly's Medical Cannabis legalization and framework created by KRS 218B and now by this Ordinance defines and assigns zoning classification to medical cannabis-based businesses within the City of Corbin, Kentucky.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Corbin, Kentucky, as follows:

SECTION 1: The City of Corbin, Kentucky hereby adopts and incorporates herein by reference the definitions as established and set forth in KRS 218B.

SECTION 2: Medical Cannabis Cultivators, including Tier I, Tier II, Tier III, and Tier IV, shall be permitted, regulated, and restricted in operation, only within the boundaries of the Zoning Classification of Industrial Park District (IP).

SECTION 3: Medical Cannabis Dispensaries shall be permitted, regulated, and restricted in operation only within the boundaries of the Zoning Classifications of General Business District (C-1), Central Business District (C-2), and Planned Shopping Center District (C-3).

SECTION 4: Medical Cannabis Processors shall be permitted, regulated, and restricted in operation only within the boundaries of the Zoning Classification of Industrial Park District (IP).

SECTION 5: Medical Cannabis Producers shall be permitted, regulated, and restricted in operation only within the boundaries of the Zoning Classification of Industrial Park District (IP).

SECTION 6: Medical Cannabis Safety Compliance Facilities shall be permitted, regulated, and restricted in operation only within the boundaries of the Zoning Classification of Industrial Park District (IP).

SECTION 7: No Medical Cannabis business licensed under KRS 218B and/or permitted under this Ordinance shall be located, permitted, and/or operated or conduct business within one thousand (1,000) feet of an existing elementary or secondary school or a daycare center (a daycare being a place of business as defined by KRS 199.894(3)) or an existing and operating church or house of worship.

SECTION 8: Unless expressly permitted by Zoning Classifications in this Ordinance, all Medical Cannabis businesses, operations and/or uses permitted and regulated by KRS 218B are hereby prohibited and not allowed in the City of Corbin, Kentucky.

SECTION 9: The privilege/business license fees for Medical Cannabis Cultivators set forth in SECTION 2. above, Medical Cannabis Processors set forth in SECTION 4. above, Medical Cannabis Producers set forth in SECTION 5. above, and Medical Cannabis Safety Compliance Facilities set forth in SECTION 6. above shall be as set forth in Ordinance No. 6-2005 SECTION 108. The privilege/business license fees for Medical Cannabis Dispensaries as set forth in SECTION 3. above shall be as set forth in Ordinance No. 6-2005 SECTION 173.

SECTION 10: In the event any portion and/or provision of this Ordinance is deemed by a Court of competent jurisdiction to be unenforceable or unconstitutional, the remaining portions and/or provisions shall continue in full force and effect.

SECTION 11: This Ordinance shall be in full force effect upon due passage and legal advertisement.

FIRST READING:

11/18/2024


SECOND READING:

11/20/2024



SUZIE RAZMUS, MAYOR

ATTEST:



TORI BROCK, CITY CLERK