

**ORDINANCE NO. 2024-08-04**

**AN ORDINANCE OF THE CITY OF EDGEWOOD IN KENTON COUNTY  
KENTUCKY PROHIBITING ALL CANNABIS BUSINESS OPERATIONS IN THE CITY**

**WHEREAS**, on March 31, 2023, the governor signed into law Senate Bill 47(Act) which establishes the licensing and regulation of the cultivation, processing, sale, distribution, and use of marijuana and related activities for medicinal purposes; and

**WHEREAS**, the Act authorizes the Cabinet for Health and Family Services to issue licenses to the following businesses:

- (a) Tier I cannabis cultivator;
- (b) Tier II cannabis cultivator;
- (c) Tier III cannabis cultivator;
- (d) Tier IV cannabis cultivator;
- (e) Cannabis dispensary;
- (f) Cannabis processor;
- (g) Cannabis producer; or
- (h) Cannabis safety compliance facility; and

**WHEREAS**, KRS 218B.130(2)(b) authorizes a local government to prohibit all cannabis business operations within its territory through the passage of an ordinance; and

**WHEREAS**, due to the present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on Kentucky municipalities in general, and on the City of Edgewood in particular, it is necessary and appropriate, and in the best interest of the health, safety, and welfare of the City of Edgewood's residents and members of the public who visit, travel, or conduct business in the City of Edgewood to prohibit all cannabis business within the geographic boundaries of the City of Edgewood; and

**NOW, THEREFORE, BE IT ORDAINED** by the City of Edgewood as follows:

**Section 1.0 Definitions**

The words "Cabinet," "cannabis business," "cultivator," "dispensary," medicinal cannabis," "processor," "producer" and safety compliance facility" have the meanings provided for them in KRS 218B.010

**Section 2.0 Cannabis Businesses Prohibited**

All cannabis businesses are hereby prohibited from operating within the corporate limits of the City of Edgewood, Kentucky; and nobody shall, by either act or omission, cause, conspire, promote, aid, assist, encourage, allow or engage in the operation of any cannabis business in the City.

**Section 3.0 – Provisions Severable**

The provisions of this ordinance are severable; and the invalidity of any provision of this ordinance shall not affect the validity of any other provision thereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

**Section 4.0 – Conflicting Ordinances Repealed**

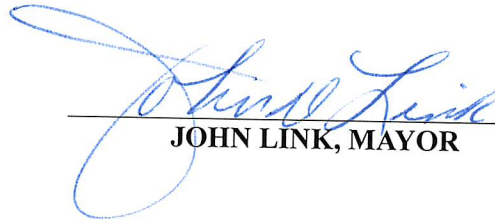
All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

**Section 5.0 – Effective Date**

This Ordinance shall be effective as soon as possible according to law.

**Section 6.0 - Publication**

This ordinance shall be published online pursuant to the provisions of KRS 424.145.

  
\_\_\_\_\_  
**JOHN LINK, MAYOR**

ATTEST:



\_\_\_\_\_  
BELINDA NITSCHKE, CITY CLERK

FIRST READING: 8/5/24

SECOND READING: 8/19/24

PUBLISHED: \_\_\_\_\_