

CITY OF FORT WRIGHT, KENTUCKY

RESOLUTION 09-2024

**A RESOLUTION OF THE CITY OF FORT WRIGHT, IN KENTON COUNTY, KENTUCKY ALLOWING THE SALE OF MEDICAL CANNABIS AND THE OPERATION OF MEDICAL CANNABIS BUSINESSES WITHIN THE CITY OF FORT WRIGHT, KENTUCKY PURSUANT TO THE AUTHORITY GRANTED IN KRS 218B.090 AND KRS 218B.130 VIA THE INCORPORATION OF CHANGES, IDENTIFIED TO BE MINOR IN NATURE, TO THE ZONING USE REGULATIONS AND STANDARDS IN THE Z21 ZONING ORDINANCE, WHICH SHALL BE CONSIDERED FOR APPROVAL AND ADOPTION BY ORDINANCE.**

**WHEREAS**, on April 15, 2024, the Kentucky General Assembly adopted House Bill 829, which was signed into law by the Governor on April 17, 2024, amending KRS 218B, the Kentucky law permitting medical cannabis; and

**WHEREAS**, the medical cannabis statutes provide that local governments have the option of allowing or not allowing the sale of medical cannabis and operation of medical cannabis businesses within their jurisdictions, or submitting the question to voters; and

**WHEREAS**, Kenton County, Kentucky enacted an ordinance prohibiting the sale of medical cannabis and operation of medical cannabis businesses within its jurisdiction; and

**WHEREAS**, KRS 218b.130(3)(a) authorizes local governments to permit the sale of medical cannabis and operation of medical cannabis businesses within their territories when the county that local government is located within prohibits all medical cannabis sales and operations; and

**WHEREAS**, the Fort Wright Council has decided to utilize the authority of KRS 218B.090 and 218B.130 to allow the sale of medical cannabis and operation of medical cannabis businesses within the City of Fort Wright, Kentucky via the incorporation of changes, identified to be minor in nature, to the zoning use regulations and standards in the Z21 Zoning Ordinance, which shall be considered for approval and adoption by ordinance: and

**WHEREAS**, cultivation, processing, producing and safety compliance facilities will be permitted in the G1 Industrial Zone, provided 1000 ft buffers are adhered to concerning public schools, private schools, and childcare facilities and all requirements of KRS 218B are met; and

**WHEREAS**, dispensing will be permitted in the CC and HC Commercial Zones, provided 1000 ft buffers are adhered to concerning public schools, private schools, and childcare facilities and all requirements of KRS 218B are met; and

**WHEREAS**, a local government fee schedule at the rate of 10% of the fees assessed by the Commonwealth of Kentucky Office of Medical Cannabis for each respective license category, which shall be considered for approval and adoption by ordinance.

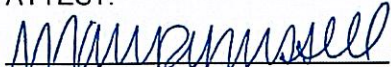
**NOW, THEREFORE, BE IT RESOLVED**, that the City of Fort Wright, Kentucky hereby approves the cultivation, processing, producing, dispensing of medical cannabis, subject to the Recitals set forth herein.

This resolution shall have the full effect and force of the law upon passage according to the laws and ordinances of the Commonwealth of Kentucky, and under my signature this 17<sup>th</sup> day of July 2024.

CITY OF FORT WRIGHT, KENTUCKY

By:   
David Hatter, Mayor

ATTEST:

  
Maura Russell, City Clerk