

CITY OF OAK GROVE

ORDINANCE NO. 2024-11

ORDINANCE PERMITTING CANNABIS BUSINESS OPERATIONS IN THE CITY OF OAK GROVE

WHEREAS, on March 31, 2023, the Governor signed into law Senate Bill 47 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, the City of Oak Grove recognizes the potential benefits of allowing cannabis business operations, including economic growth, job creation, and access to medicinal cannabis for residents; and

WHEREAS, it is necessary and appropriate, and in the best interest of the health, safety, and welfare of the City of Oak Grove's residents and members of the public who visit, travel, or conduct business in the City of Oak Grove to permit cannabis business operations within the geographic boundaries of the City of Oak Grove;

NOW, THEREFORE, BE IT ORDAINED by the City of Oak Grove as follows:

Section 1-Definitions

- (1) "**Cabinet**" means the Cabinet for Health and Family Services;
- (2) "**Cannabis business**" means an entity licensed under this chapter as a cultivator, dispensary, processor, producer, or safety compliance facility;
- (3) "**Cultivator**" means an entity licensed as such under KRS 218B.080, 218B.085, and 218B.090;

(4) **"Dispensary"** means an entity licensed as such under KRS 218B.080, 218B.085, and 218B.090;

(5) **"Medicinal cannabis"** means:

(a) marijuana as defined in KRS 218A.010 when cultivated, harvested, processed, produced, transported, dispensed, distributed, sold, possessed, or used in accordance with this chapter;

(b) includes medicinal cannabis products and raw plant material; and

(c) does not include industrial hemp or industrial hemp products as defined in KRS 260.850;

(6) **"Processor"** means an entity licensed as such under KRS 218B.080, 218B.085, and 218B.090;

(7) **"Producer"** means an entity licensed as such under KRS 218B.080, 218B.085, and 218B.090;

(8) **"Safety compliance facility"** means an entity licensed as such under KRS 218B.080, 218B.085, and 218B.090;

Section 2-Cannabis Businesses Allowed – Permit Required – Zoning Adherence

(1) All cannabis businesses are hereby allowed to operate within the city limits of Oak Grove.

(2) All cannabis businesses operating within the city limits of Oak Grove shall purchase an annual permit in the amount five hundred dollars (\$500.00) from the City of Oak Grove.

(3) All cannabis businesses operating within the city limits of Oak Grove shall adhere to zoning requirements for cannabis businesses as set forth by the City of Oak Grove.

Section 3-Severability

It is the legislative body's intent that the provisions of this ordinance are to be severable and that if a part of this ordinance is to be invalid, the findings do not necessarily invalidate the entire ordinance.

Section 4-Effective Date

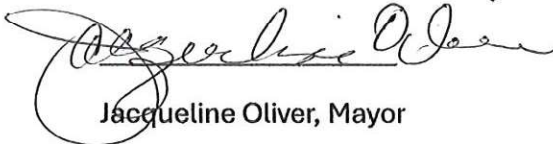
This Ordinance shall be effective immediately upon its enactment by the City of Oak Grove following second reading and publication in accordance with the requirements of applicable Kentucky law.

Date of First Reading of Ordinance: August 6, 2024

Date of Second Reading of Ordinance: August 20, 2024

Date of Publication of Ordinance: August 29, 2024

Ordinance published in: Kentucky New Era


Jacqueline Oliver, Mayor

ATTEST:



Lorelynn Fisher, City Clerk

This advertisement was paid for by the City of Oak Grove using taxpayers' dollars in the amount of \$235.95

Certification

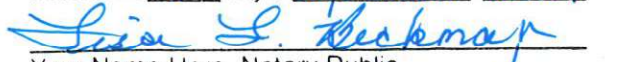
I, Lorelynn Fisher, do hereby certify that I am the duly appointed clerk of the City of Oak Grove, Kentucky, and that the foregoing Ordinance is a true and correct copy of an ordinance duly adopted at a meeting of the City Council on August 20, 2024, that the Ordinance referred to therein is in the form presented to said meeting and in the form executed, and the said ordinance appears as a matter of public record in the Official City Ordinance Book and is in full force and effect.

IN TESTIMONY WHEREOF, witness my signature on this 3 day of 09 2024.



State of Kentucky
County of Christian

The foregoing instrument was acknowledged Lorelynn Fisher, City Clerk
before me 3 day of September, 2024


Your Name Here, Notary Public
My Commission Expires May 3, 2026

Affidavit of Publication

STATE OF KY }
COUNTY OF CHRISTIAN } SS

Melanie Miller, being duly sworn, says:

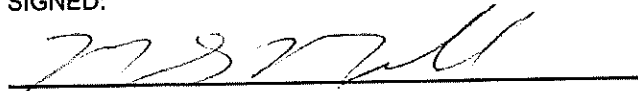
That she is Accounting Clerk of the Kentucky New Era, a newspaper of general circulation, printed and published in Hopkinsville, Christian County, KY; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

August 29, 2024

Publisher's Fee: \$ 235.95

That said newspaper was regularly issued and circulated on those dates.

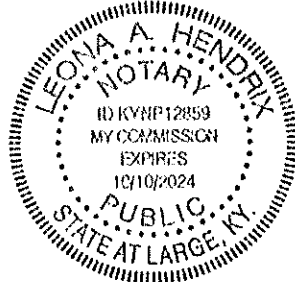
SIGNED:



Subscribed to and sworn to me this 29th day of August 2024.



00007747 71038931



LORELYNN FISHER
City of Oak Grove
8505 Pembroke Oak Grove Rd
Oak Grove, KY 42262

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LEGAL NOTICE

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