

RESOLUTION NO. 05-2024

A RESOLUTION AUTHORIZING A REFERENDUM TO DETERMINE WHETHER CANNABIS BUSINESS OPERATIONS MAY OCCUR IN THE CITY OF PRESTONSBURG, KENTUCKY

WHEREAS, on April 15, 2024, the Kentucky General Assembly passed 2024 House Bill 829, signed into law by Governor Andy Beshear on April 17, 2024, that amends KRS Chapter 218B, which codifies the statutes governing the Kentucky Medical Cannabis Program;

WHEREAS, KRS 218B.130 authorizes local governments to pass resolutions directing that the question of prohibiting cannabis businesses from operating within its territory be submitted to the voters of its territory at the next regular election;

WHEREAS, the City of Prestonsburg wishes to utilize the authority granted to it by KRS 218B.130 to direct that the question of prohibiting cannabis businesses from operating within the City of Prestonsburg be submitted to the voters of the City of Prestonsburg at the next regular election.

NOW, THEREFORE, BE IT RESOLVED by the Prestonsburg City Council:

Section 1

Definitions

The definitions within KRS 218B.010 are hereby adopted as if set out herein and as relevant to this resolution.

Section 2

Cannabis Business Referendum Authorized

Pursuant to KRS 218B.130(2)(a)(2) and KRS 218B.130(3)(b), the Prestonsburg City Council hereby resolves that the question of prohibiting cannabis businesses from operating within the City of Prestonsburg be submitted to the voters of the City of Prestonsburg at the next regular election in accordance with the language in KRS 218B.130(3)(b).

The ballot for the 2024 election shall state as follows: "Are you in favor of the sale of medicinal cannabis at a licensed dispensary and the operation of other cannabis businesses in Prestonsburg, Kentucky? Yes or No?".

Done this 22nd day of July, 2024 on a motion made by B. Branham and seconded by B. Pennington.

Members present voting in favor: 7

Member present voting against: 0

BY: 
Rick Hughes, Mayor

ATTEST: 
Sharon Setser, City Clerk