


ORDINANCE NO. 400.1-2024

AN ORDINANCE PERMITTING THE SALE OF MEDICAL CANNABIS AND THE OPERATION OF MEDICAL CANNABIS BUSINESSES WITHIN THE CITY OF VANCEBURG, KENTUCKY, PURSUANT TO THE AUTHORITY GRANTED IN KRS 218B.090 AND 218B.130; AND OTHER MATTERS.


CERTIFICATION

This is to certify that the above caption and Ordinance is titled as set forth above and has been reviewed by the undersigned, who is an attorney licensed to practice law in the Commonwealth of Kentucky.



HON. R. STEPHEN MCGINNIS
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ADOPTED ON THE 7th day of October, 2024 by the Common Council of the City of Vanceburg, Kentucky.



MAYOR, CITY OF VANCEBURG, KENTUCKY

ATTEST:


CITY CLERK-TREASURER

ORDINANCE NO. 420.1-2024

AN ORDINANCE PERMITTING THE SALE OF MEDICAL CANNABIS AND THE OPERATION OF MEDICAL CANNABIS BUSINESSES WITHIN THE CITY OF VANCEBURG, KENTUCKY, PURSUANT TO THE AUTHORITY GRANTED IN KRS 218B.090 AND 218B.130; AND OTHER MATTERS

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, City of Vanceburg, 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 through the passage of an ordinance when the county that local government is located within prohibits all medical cannabis sales and operations; and

WHEREAS, the City of Vanceburg 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 Vanceburg, Kentucky.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF CITY OF VANCEBURG, LEWIS COUNTY, KENTUCKY, AS FOLLOWS:

SECTION 1. MEDICAL CANNABIS.

The definitions within KRS 218B.010 are hereby adopted and incorporated by reference as if fully rewritten herein.

SECTION 2. SALE OF MEDICAL CANNABIS AND OPERATION OF ALL MEDICAL CANNABIS BUSINESSES PERMITTED.

The sale of medical cannabis to a registered qualified patient and the operation of all medical cannabis businesses permitted by Kentucky law are permitted within the city limits of Vanceburg, Kentucky.

The zoning districts where the operation of a dispensary offering for sale of medical cannabis directly to registered qualified patients is a permitted use under the Vanceburg Zoning Ordinance shall be highway commercial, highway commercial inclusive, and central commercial.

The operation of a medical cannabis cultivator business is permitted in highway commercial, highway commercial inclusive, and central commercial.

The operation of a medical cannabis processor business is permitted in highway commercial, highway commercial inclusive, and central commercial.

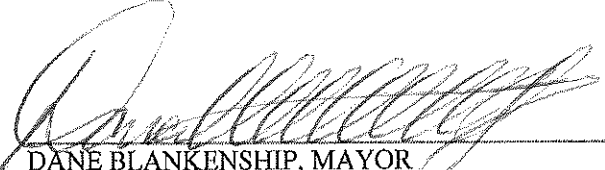
The operation of a medical cannabis safety compliance facility business is permitted in highway commercial, highway commercial inclusive, and central commercial.

The operation of a medical cannabis producer business is permitted in highway commercial, highway commercial inclusive, and central commercial.

SECTION 3. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance may be published in summary pursuant to KRS 183A.060(9).

SECTION 5: This Ordinance shall be in full force and effect when passed and published according to law.

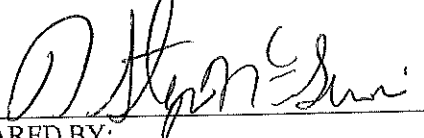

DANE BLANKENSHIP, MAYOR
CITY OF VANCEBURG, KENTUCKY

ATTEST:


CITY CLERK-TREASURER

FIRST READING: 8/5/24

SECOND READING: 10/7/24


PREPARED BY:
CITY ATTORNEY, R. STEPHEN MCGINNIS