

**ORDINANCE NO. 06-2024**

**AN ORDINANCE ESTABLISHING A MORATORIUM ON THE CULTIVATION, PROCESSING, AND RETAIL SALE OF ADULT USE CANNABIS WITHIN THE VILLAGE OF PLAIN CITY**

**WHEREAS**, on November 7, 2023, Ohioans voted to approve Issue 2, the Marijuana Legalization Initiative, which made adult recreational marijuana cultivation, processing, and use legal effective December 7, 2023; and

**WHEREAS**, Chapter 3780 of the Ohio Revised Code establishes a Division of Cannabis Control within the Department of Commerce, which shall provide for the licensure of "adult use" cannabis cultivators and processors, cannabis testing laboratories, and adult use dispensaries; and

**WHEREAS**, for the purposes of this Ordinance, the definitions of "cultivators", "processors", and "adult use dispensaries" shall be accorded the same definitions as those found in Ohio Revised Code Chapter 3780; and

**WHEREAS**, pursuant to Section 3780.25 of the Ohio Revised Code, the legislative authority of a municipal corporation may adopt legislation, by majority vote, to prohibit or limit the number of adult use cannabis operators within the municipal corporation; and

**WHEREAS**, the Village Council desires time to research and study whether to limit or prohibit the cultivation, processing, and/or dispensing of adult use cannabis, or, alternatively, to develop and implement regulations regarding the possible location and operation of cannabis related businesses within the Village of Plain City, including cannabis cultivators, processors, and adult use dispensaries; and

**WHEREAS**, the Village Council believes that such a moratorium on cannabis-related business is necessary to ensure the health, safety, and welfare of the residents of the Village of Plain City and for such moratorium to be in effect for a term of one year, with the provisions that Council may extend or remove such moratorium at its discretion.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Plain City, Ohio, a majority of the members elected or appointed thereto concurring, as follows:

**Section 1.** Pursuant to the authority set forth in the Ohio Revised Code Section 3780.25, the Village of Plain City Council hereby establishes a moratorium for a term of one year with respect to the authorization or establishment of any cannabis-related businesses within the Village of Plain City, including, but not limited to, cannabis-related cultivators, processors, and/or adult use dispensaries.

**Section 2.** It is found that all formal actions of this Council concerning and relating to the

passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** This Ordinance shall be effective from and after the earliest period provided by law.

Passed: February 26, 2024

Attest: *Austin Amick*  
Clerk of Council

*Jody Carney*  
Mayor

First reading: February 12, 2024

Vote: \_\_\_ yea \_\_\_ nay \_\_\_ abstain

Second reading: February 26, 2024

Vote: 6 yea \_\_\_ nay \_\_\_ abstain

### Certificate of Publication

The undersigned, being Clerk of Council of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 4.15 of the Codified Ordinances. The posting was done from February 27, 2024 to March 14, 2024 at the Office of the Clerk of Council located at 800 Village Boulevard; all being in the Village of Plain City, Ohio and the Village of Plain City Website at [www.plain-city.com](http://www.plain-city.com).

Date: February 27, 2024

Austin Dweier  
Clerk of Council