

ORDINANCE NO. 2024-08-04

**AN ORDINANCE OF THE CITY OF EDGEWOOD IN KENTON COUNTY
KENTUCKY PROHIBITING ALL CANNABIS BUSINESS OPERATIONS IN THE CITY**

WHEREAS, on March 31, 2023, the governor signed into law Senate Bill 47(Act) 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, KRS 218B.130(2)(b) authorizes a local government to prohibit all cannabis business operations within its territory through the passage of an ordinance; and

WHEREAS, due to the present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on Kentucky municipalities in general, and on the City of Edgewood in particular, it is necessary and appropriate, and in the best interest of the health, safety, and welfare of the City of Edgewood's residents and members of the public who visit, travel, or conduct business in the City of Edgewood to prohibit all cannabis business within the geographic boundaries of the City of Edgewood; and

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

Section 1.0 Definitions

The words "Cabinet," "cannabis business," "cultivator," "dispensary," "medicinal cannabis," "processor," "producer" and safety compliance facility" have the meanings provided for them in KRS 218B.010

Section 2.0 Cannabis Businesses Prohibited

All cannabis businesses are hereby prohibited from operating within the corporate limits of the City of Edgewood, Kentucky; and nobody shall, by either act or omission, cause, conspire, promote, aid, assist, encourage, allow or engage in the operation of any cannabis business in the City.

Section 3.0 – Provisions Severable

The provisions of this ordinance are severable; and the invalidity of any provision of this ordinance shall not affect the validity of any other provision thereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

Section 4.0 – Conflicting Ordinances Repealed

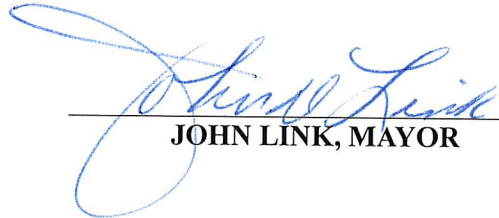
All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 5.0 – Effective Date

This Ordinance shall be effective as soon as possible according to law.

Section 6.0 - Publication

This ordinance shall be published online pursuant to the provisions of KRS 424.145.



JOHN LINK, MAYOR

ATTEST:



BELINDA NITSCHKE, CITY CLERK

FIRST READING: 8/5/24

SECOND READING: 8/19/24

PUBLISHED: 8/21/24



AFFIDAVIT OF PUBLICATION

See Proof on Next Page

LINK Reader
31 Innovation Aly, Ground Floor
(859) 878-1669

I, Hayden Lipsky, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of LINK Reader, a publication that maintains a "notice website" as that phrase is defined in the State of Kentucky (KRS 424.145), that this affidavit is Page 1 of 2 with the full text of the sworn-to notice set forth on the pages that follow, and that the attachment hereto contains the correct copy of what was published in said legal newspaper or online notice website at <https://linkreader.column.us/search>, as provided by the requirements of KRS 424, in consecutive issues on the following dates:

PUBLICATION DATES:

Aug. 21, 2024

Notice ID: oKNYlduto3U57a2vyA42

Notice Name: Ord 2024-08-04

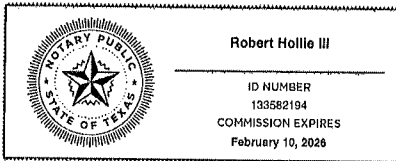
PUBLICATION FEE: \$18.66

Hayden Lipsky

Agent

VERIFICATION

State of Texas
County of Bexar



Subscribed and sworn to before me 08/22/2024

RBH

Notary Public
Electronically signed and notarized online using the Proof platform.

The City of Edgewood has adopted Ordinance 2024-08-04 – Prohibiting All Cannabis Businesses. The ordinance may be viewed in full on our website at <http://edgewoodky.gov/currentordinances/> or 385 Dudley Road, Edgewood, Kentucky 859-331-5910.