



CITY OF PATASKALA

ORDINANCE 2015-4237

Passed October 5, 2015

AN ORDINANCE OF THE CITY OF PATASKALA REVISING SECTIONS 1215.05 AND 1253.04 OF THE CODIFIED ORDINANCES OF THE CITY OF PATASKALA, AND REPEALING ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH

WHEREAS, the Council of the City of Pataskala has determined that it is necessary to amend the Zoning Code of the Codified Ordinance.

WHEREAS, the proposed amendment would establish standards for retail marijuana stores and medical marijuana dispensaries, remove conflicting standards from the Code, and adjust the lettering and numbering of the Code accordingly.

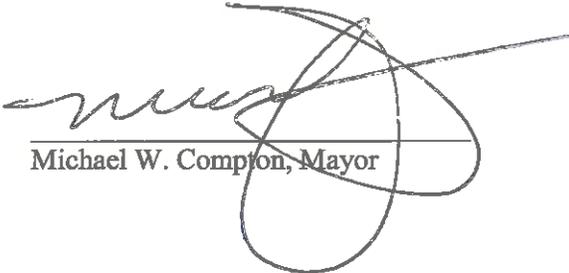
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PATASKALA, LICKING COUNTY, OHIO, A MAJORITY OF ALL MEMBERS ELECTED OR APPOINTED THERETO CONCURRING, THAT:

Section 1. That sections 1215.05 and 1253.04, of the Zoning Code of the Codified Ordinances of the City of Pataskala be amended to read as found in Exhibit A.

Section 2. This Ordinance shall become effective from and after the earliest period allowed by law.

ATTEST:


Kathy M. Hoskinson, Clerk of Council


Michael W. Compton, Mayor

Approved as to Form

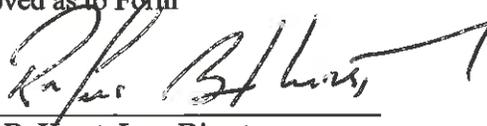

Rufus B. Hurst, Law Director

EXHIBIT A

1215.05 SPECIFIC CRITERIA FOR CONDITIONAL USES.

F. Production, Processing and Retail-Retailing of Marijuana Stores and Medical Marijuana Dispensaries

1. The production, processing and retailing of marijuana is and remains illegal under Federal law. Nothing herein or as provided elsewhere in the Ordinances of the City of Pataskala is an authorization to circumvent Federal law. Only licensed producers, processors and retailers may locate within the City and only to the extent required by State law. Any violation of this Section is declared to be a public nuisance *per se* subject to abatement as provide in the Ordinances of the City or State law

Unless otherwise specificall mandated by State law the production, processing and retailing of marijuana Retail marijuana stores and medical marijuana dispensaries shall be located a minimum of 1,000 feet from the following:

- a. Bar
- b. Firearm sales or range
- c. School
- d. Public Park
- e. Playground
- f. **Recreational facility**
- g. Daycare
- h. Adult entertainment facility
- i. Religious institution
- j. Restaurant
- k. Library

3. ~~Retail marijuana stores and medical marijuana dispensaries~~ The production, processing and retailing of marijuana shall conform to all local and permissible state and federal regulations.

F. G. Miscellaneous - Administrative.

1. The Board of Zoning Appeals may, at its discretion, require that, upon the issuance of a conditional use permit, the conditions of the permit be subject to periodic review to insure compliance with the terms of the permit.

1253.04 CONDITIONALLY PERMITTED USES.

A conditional use permit may be issued in accordance with Chapter 1215, and the other provisions of these regulations provided that the applicant can demonstrate that the proposed use is consistent with those general principles outlined in Section 1215.04 as well as any additional standards in accordance with any or all of those standards found in Section 1215.05 or other conditions as required by the Board of Zoning Appeals and conditions referred to in the following descriptions:

1. Bulk storage, provided that all outdoor storage is screened from view of neighboring properties and roads.
2. Farm equipment, auto, or aircraft manufacturing.
3. Wiring manufacturing.
4. Beverage industries.
5. Textile manufacturing.
6. Floor covering manufacturing.

7. Steel manufacturing.
8. Nonferrous foundries.
9. Recycling industries (indoor operations only).
10. Professional or semi-professional sporting facilities.
11. Sawmill operations.
12. Adult entertainment facilities.
13. Mining, processing, and storage.
14. Airports and heliports (private and governmental). Refer to Section 1215.05B.2.
15. ~~Retail Marijuana Stores and Medical Marijuana Dispensaries~~ Facilities or areas utilized for the production, processing or sale of marijuana
- ~~15,16.~~ All conditional uses in the M-1 District.
- ~~16,17.~~ All uses marked as "Conditional Uses" in the Planned Manufacturing District (PM) as listed in the NAICS Classification and Zoning District Matrix. (Ord. 2008-3843. Passed 7-21-08.)

