



**Monroe Council Agenda
Regular Meeting of Council
June 3, 2024 – 6:00 PM
233 South Main Street, Monroe, Ohio**

Pledge of Allegiance

Roll Call

New Business

Legislation options for Medical and Adult-Use Cannabis Marijuana

Sponsor: Tom Smith

Strategic Priority:

Background: The Division of Cannabis Control oversees the Medical Marijuana Control Program (MMCP)

Under the Medical Marijuana Control Program, medical marijuana is administered by the Department of Commerce and the State Medical Board.

As a recap, in an administrative report presented to council on August 8, 2023, the following recommendations were presented to council for consideration to proposed legislation:

1. Number of Dispensaries Permitted.

The proposed policy allows for a maximum of 4 medical marijuana dispensaries.

Does not reference a provision to decrease should one go out of business.

2. Operation Use Type.

The proposed policy allows for medical marijuana cultivators, processors, dispensaries, and testing facilities to operate as a conditional use in designated zoning districts, with dispensaries being treated as a retail establishment.

3. Fees.

For traditional retail businesses, Monroe charges:

Zoning Verification \$50

Conditional Use Permit \$300

Zoning Review for New Business/Use \$100

Certificate of Occupancy \$250

Other Cities with Marijuana Dispensaries as a permitted use and their fee schedule:

City of Lebanon

Conditional Use Permit \$300

Certificate of Occupancy \$200

City of Oxford

Treats dispensaries as a retail use with certificate of occupancy and no additional fees or regulations



Beavercreek

Medical Marijuana Notice of Proper Zoning \$250

Operating License fee \$5,000

Operating License Renewal fee \$15,000

Location Change fee \$5,000

Adult-Use Cannabis

Ohio Issue 2:

1. Legalized the possession of Adult-Use Cannabis to persons over twenty-one years of age.
2. Created ORC Chapter 3780: Adult Use Cannabis Control

ORC Chapter 3780: Adult-Use Cannabis

1. Authorized a ten (10%) percent excise tax to be levied against and collected at the point of sale (§ 3780.22). Of that 10%, thirty-six (36%) percent shall be distributed to the host community (City of Monroe) to use for any approved purpose (§ 3780.23(C)(2)).
2. As provided by § 3780.25: Local authority regarding adult use cannabis operators, Council may adopt an ordinance to prohibit, or limit the amount of adult-use cannabis operators permitted within the municipal corporation of the City.
3. However, a municipality cannot prohibit an adult-use cannabis dispensary that is co-located on the same parcel where a medical marijuana dispensary, processor, or cultivator already exists (§ 3780.25(B)(1)).

Home Grow

1. Permits the cultivating, growing, and possessing not more than six (6) cannabis plants at the individual's primary residence. However, not more than twelve (12) cannabis plants can be cultivated or grown at a single residence where two or more individuals who are at least twenty-one years of age reside at any one time (§ 3780.29(A)(1)(a)).
2. Cultivation or growing of adult-use cannabis can only take place within a secured closet, room, greenhouse, or other enclosed area in or on the grounds of the residence that prevents access by individuals less than twenty-one years of age, and which is not visible by normal unaided vision from a public space (§ 3780.29 (A)(1)(b); and transferring up to six (6) cannabis plants to an adult-use consumer as long as the transfer is without remuneration and not advertised or promoted to the public (§ 3780.29 (A)(1)(b)(3)).

Other cities and their position on adult-use cannabis:

City of Mason

December 11, 2023, Ordinance 2023-117 passed a 360-day moratorium allowing any permit for adult-use cannabis operators

City of Middletown

As of December 21, 2023, a six-month moratorium has been placed on adult-use cannabis



City of Springboro

As of December 8, 2023, implemented a 300-day moratorium on adult-use cannabis

Liberty Township

As of December 6, 2023, Township Trustees placed a temporary ban on cultivation, processing, or sale of marijuana through November 17, 2024

City of Lebanon

Undetermined

City of Trenton

Undetermined

West Chester Township

As of December 5, 2023, Township Trustees placed a 360-day moratorium on cultivation, processing, or sale of marijuana

City of Hamilton

As of December 7, 2023, Hamilton approved a 6-month moratorium on recreational marijuana

City of Fairfield

As of December 6, 2023, Fairfield established a 9-month moratorium on recreational marijuana.

Adjournment