

SUMMARY OF ORDINANCE 2024-10 ENTITLED
“AN ORDINANCE REGULATING THE PROCESSING, CULTIVATION AND
DISPENSING OF MEDICAL CANNABIS IN THE CITY OF LONDON, KENTUCKY”

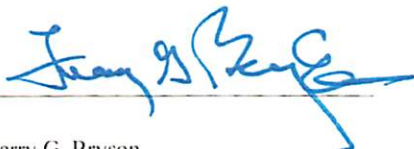
This Summary is prepared by Larry G. Bryson, London City Attorney, who is licensed and authorized to practice law in the Commonwealth of Kentucky. This ordinance regulates the processing, cultivation, and dispensing of medical cannabis within the City of London, Kentucky.

The Ordinance incorporates the requirements outlined in KRS and 915 KAR.

Key Provisions:

- **Definitions:** Defines key terms such as "cannabis cultivator," "cannabis dispensary," "cannabis processor," and "cannabis producer."
- **Cannabis Dispensaries:**
 - **Location Restrictions:** Prohibits dispensaries within 1,000 feet of schools, daycares, and other specified facilities.
 - **Distance from Other Dispensaries:** Requires a minimum distance of 1,000 yards between dispensaries.
 - **Proximity to Residences:** Prohibits dispensaries from being located next to residential structures.
 - **Signage Restrictions:** Limits the size and content of exterior signage for dispensaries.
- **Zoning:** Permits cannabis cultivation, processing, and production in specific zones:
 - **Business Zones:** Allows laboratories, cultivators, processors, and producers.
 - **Agricultural Districts:** Allows cannabis cultivators.
- **Fees:** Establishes permit fees for different types of cannabis businesses.
- **Violations:** Imposes a civil fine of \$5,000 for violations of the ordinance.

The Ordinance is effective upon publication, any Ordinances in conflict with this Ordinance are repealed. This full content of the Ordinance is available for inspection and copying at the Office of the City Clerk.



Larry G. Bryson
 London City Attorney

COMMONWEALTH OF KENTUCKY

CITY OF LONDON

ORDINANCE NO. 2024-10

AN ORDINANCE REGULATING THE PROCESSING, CULTIVATION AND DISPENSING OF MEDICAL CANNABIS IN THE CITY OF LONDON, KENTUCKY

WHEREAS, the registered voters of the City of London, Kentucky voted to approve the use of medical cannabis cultivation, dispensaries, processing, and producing; and

WHEREAS, the London City Council and Mayor of the City of London are responsible for enacting any additional conditions and qualification of the same,

BE IT THEREFOR ORDAINED AS FOLLOWS:

ARTICLE I. – DEFINITIONS

1. *Cannabis cultivator.* An entity licensed by the State of Kentucky pursuant to the Kentucky Revised Statute and 915 KAR 1:030 to plant, grow, cultivate, raise, harvest, trim, store, test, package, label, transfer, transport, sell medicinal cannabis seed, seedlings, medicinal plant, medicinal cannabis, or medicinal cannabis product to other license cannabis business in the state.
2. *Cannabis dispensary.* An entity licensed by the State of Kentucky pursuant to Kentucky Revised Statutes and 915 KAR 1.070 to perform retail sales of Medicinal cannabis to registered qualified patient or visiting qualified patient as defined by the Kentucky Revised Statutes and corresponding regulations.
3. *Cannabis processor.* An entity licensed by the State of Kentucky pursuant to the Kentucky Revised Statute and 915 KAR 1:040 to process and/or packages raw medicinal cannabis plants material or plants into approved forms of medical cannabis under Kentucky Revised Statutes and regulations.
4. *Cannabis producer.* An entity licensed by the State of Kentucky pursuant to the Kentucky Revised Statutes and 915 KAR 1.050 which operates as both a cannabis cultivator and processor.
5. *Elementary and Secondary Schools.* Private or public schools, grades K-12.
6. *Day care facility.* A day care facility is designed to offer care and/or training to children or adults unrelated to the owner or director for any part of a day on some kind of regular basis. Such facility may or may not be operated for profit. For the purposes of the zoning regulations, a sitting service that is used at the convenience of parents or other relatives at irregular intervals is not to be considered a day care facility.
7. *Nursery school* is defined as a school for two-, three-and four-year-old children which operates for periods generally not to exceed four (4) hours per day and whose primary purpose is education and guidance.
8. *Kindergarten* is defined as a school for four- and five-year-olds whose primary purpose is education and guidance for health, emotional and social development of the children.
9. *Foster family day care* is defined as a service in a private home offering care in a family setting to a maximum of five (5) children, including the foster families own children during part of the day. Because of the special needs of the very young child, there should be no more than two (2) children under the age of two (2) years in a foster family day care home.
10. *Adult day care* is defined as personal care and supervision in a protective setting for adults outside their own home for less than twenty-four (24) hours per day. The program may include the provisions of daily medical supervision, nursing and other health care support, psycho-social assistance, or appropriate socialization stimuli or a combination of these. Adult day care is available for those persons who do not require

twenty-four-hour per day institutional care, but who, because of physical and/or mental disability, are not capable of full-time independent living.

ARTICLE II: CANNABIS DISPENSARY

Each Cannabis dispensary must meet all of the following conditions:

- (i) Shall not be located within one thousand (1,000) feet of any existing elementary or secondary school(s), daycare center(s), nursery school, kindergarten, foster family day care and adult day care facilities.
- (ii) Shall not be located within one thousand yards (1000 yards) of another cannabis dispensary as measured from the property line;
- (ii) Shall not be placed next to any residential structure;
- (iii) Exterior signage may only, at most, include text that is the licensee's (1) business or trade name; (2) location and contact information; and (3) business type. Exterior signage shall not include a licensee's logo, symbol, branded colors or any images, including, but not limited to, depicting cannabis/cannabis products or the imagery or action of smoking/vaping. Exterior signs also cannot include mottos, selling messages, or any other non-essential text. Exterior signs must be on the same parcel as the store and affixed to a building or permanent structure (e.g., signpost). Exterior signage cannot be larger than necessary to reasonably display the information on the sign to individuals within or near the licensed premises and cannot be illuminated by neon lights.

ARTICLE III. ZONING AND PERMITTED USES.

- (i) A permitted use in all Business Zoned properties include: Laboratories including Medical Cannabis Safety Compliance Facility, Cannabis Cultivator, Cannabis Processor and Cannabis Producers.
- (ii) A permitted use in all Agricultural Districts include Cannabis Cultivators.

ARTICLE IV. FEES AND PERMITS.

- (i) The permit fee for operating a Cannabis Dispensary within the City of London is Five hundred dollars (\$500.00) per permit or location.
- (ii) The permit fee for operating a Medical Cannabis Safety Compliance facility is five hundred dollars (\$500.00) per location.
- (iii) The permit fee for operating as a Cannabis Cultivator, Cannabis Processor or Cannabis Producer is one thousand dollars (\$1000.00) per location.

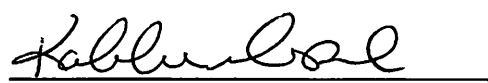
ARTICLE V. VIOLATIONS OF ORDINANCE:

- (i) Any violation of this Ordinance shall have a civil fine of five thousand dollars (\$5000.00), separate and apart from any criminal law violation pursuant to Kentucky or federal law.
- (ii) This Ordinance shall be enforced by the Code Enforcement Officer of the City of London and the Code Enforcement Board in keeping with all other City of London Ordinances.

ARTICLE VI. EFFECTIVE DATE:

This Ordinance shall be effective immediately upon publication. Any Ordinance or parts of Ordinances in conflict with this Ordinance be and are hereby Repealed.


 Mayor Randall Weddle


 Katelin McPeek, London City Clerk

First Reading Date: DECEMBER 02, 2024 Second Reading Date: DECEMBER 09, 2024

Publication Date: DECEMBER 11, 2024