

Staff Report: Completed by Jeff Palmer Director of Planning & Zoning

Report Date: June 3, 2024

Hearing Date: July 1, 2024

Applicant: Clearcreek Township Board of Trustees

Requested Action: This text amendment establishes definitions and standards for medical and recreational marijuana for the Clearcreek Township Zoning Resolution. This text amendment involves Chapters: 3 and 5 of the Clearcreek Township Zoning Resolution.

Attached: Clearcreek Township Trustee Resolution 5515, Ohio Revised Code (ORC): 3719.01, 3780.01, 3796.01

In the text amendment there are several text formats:

- The word AMEND proposes a change to an existing regulation.
- The word ADD proposes new regulation.
- Proposed new text is CAPITALIZED.
- Text proposed to be removed is ~~striketrough~~.
- Ordinary sentence text remains as written.

Existing medical marijuana regulations:

- Clearcreek Township has prohibited the cultivation, processing and dispensary sale of medical marijuana in all zoning classifications since the passage of Text Amendment 2017-1.
- The Trustees approved this amendment on September 11, 2017, and the text became effective on October 12, 2017.

Proposed recreational and medical marijuana regulations:

- On Nov. 7, 2023 Ohioans voted to legalize the growing, processing, selling and use of recreational marijuana.
- In Clearcreek Township, Issue 2 was defeated, 7,900 No to 7,300 Yes.
- The Trustees requested the zoning resolution be updated to mimic the commercial prohibition for medical marijuana: cultivation, processing and sales.
 - This text amendment does not prohibit the individual cultivation, processing and consumption of marijuana.
- Per the Law Director's guidance, the applicable Ohio Revised Code sections were added to both the recreational and medical marijuana sections.
- This text amendment mimics the regulations in the City of Blue Ash and the Village of Silverton.