

**CITY OF LAGRANGE, KENTUCKY
ORDINANCE NO. 14, SERIES 2024**

**AN ORDINANCE ALLOWING MEDICINAL CANNABIS
BUSINESS OPERATIONS WITHIN THE CITY LIMITS**

WHEREAS, Chapter 218B of the Kentucky Revised Statutes, enacted April 17, 2024, legalized medicinal cannabis in Kentucky effective January 1, 2025, creating a complex regulatory scheme administered by the Cabinet for Health and Family Services. However, KRS 218B.130 allows for a city or county to enact ordinances that prohibit or allow cannabis business operations within their respective territory, provided that no regulations relating to the time, place and manner of any cannabis business shall be less restrictive than KRS 218B or any administrative regulations promulgated thereunder; and

WHEREAS, the City Council of La Grange desires to allow all state-licensed cannabis business operations to conduct business within the city limits under a conditional use permit issued by the La Grange Board of Adjustments and Appeals in accordance with KRS 100.237, to allow the proper integration into the community of cannabis business operations as conditional uses that may be suitable only in specific locations within the city where such uses are permitted only if certain conditions are met.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGRANGE, KENTUCKY:

SECTION 1. Cannabis Business Operations.

Any cannabis business licensed to conduct operations within the Commonwealth of Kentucky under KRS 218B may be permitted to conduct such cannabis business operations within the city limits of La Grange as a conditional use subject to all regulations, conditions, restrictions or binding elements as may be imposed by the La Grange Board of Adjustments and Appeals under KRS 100.237.

SECTION 2. Regulation of Cannabis Business.

The La Grange Board of Adjustments and Appeals shall have full power to hear and decide applications for conditional use permits for any cannabis business operations specifically named in KRS 218B.010, to allow the proper integration in the community of cannabis business operations that are suitable only in specific locations within the city or zoning district only if certain conditions are met that are not less restrictive than KRS 218B relating to the time, place and manner of cannabis business operations, provided that no conditions or regulations impose undue burdens or make the cannabis business unreasonable or impractical to operate.

SECTION 3. Conditional Use Permits.

1. All cannabis business operations, whether classified as a cultivator, dispensary, processor, producer, or safety compliance facility under KRS 218B, shall henceforth be considered conditional uses as defined in KRS 100.111 and 100.237.
2. No cannabis business operations shall be permitted on any residential property nor on any commercial property contiguous with or across the street from any residential property. Nor shall any cannabis business operations be permitted on or adjacent to any mixed use property unless the property has a waiver of residential uses.
3. No cannabis business operation shall be permitted within 1,000 feet of any school or daycare, or the boundary of either Historic District within the city limits.
4. No advertisements or signage to patronize cannabis business operations or to purchase cannabis goods or services are permitted in the city limits, except for approved signage identifying the name, address, hours and contact information of the business.
5. Parking and landscaping for cannabis business operations shall conform with the Oldham County Comprehensive Zoning Ordinance and Subdivision Regulations, subject to review and approval of building plans.
6. Cannabis business operations must remain compliant with all state licensing requirements and administrative regulations, or the conditional use will be automatically revoked.
7. Conditional use permits shall be unique to each cannabis business operation and may not be transferred without a new application and hearing.

This ordinance shall be final upon passage and enforceable upon publication as prescribed by KRS Chapter 424.

First Reading: August 5, 2024

Second Reading: October 7, 2024

Vote: For 6 Against 1 Abstain 1

So approved this 7 day of October, 2024.


JOHN W. BLACK, MAYOR

Attest:


City Clerk or Designee (5.3.4)