

INTRODUCED BY Councilmember Norris
 FIRST READING: November 1, 2023
 SECOND READING: November 15, 2023

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIDGETON, MISSOURI, (APPLICATION #23-PZ-14) AMENDING THE BRIDGETON CODE OF ORDINANCES, AMENDING MULTIPLE SECTIONS TO MODIFY DEFINITIONS AND REGULATIONS RELATED TO MARIJUANA MICROBUSINESS FACILITIES.

(CITY OF BRIDGETON)

WHEREAS by report dated October 25, 2023, the Planning and Zoning Commission, following a Public Hearing, recommends approval of these proposed revisions to multiple sections to modify definitions and regulations related to marijuana microbusiness facilities; and

WHEREAS the City Council held a Public Hearing on said amendment to the Bridgeton Code of Ordinances on November 1, 2023, following due notice of advertising in a newspaper of general circulation in the City of Bridgeton.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIDGETON, MISSOURI, AS FOLLOWS:

SECTION 1. Section 410.030.C, Definitions, of the Bridgeton Code of Ordinances is hereby amended by adding the following:

410.030.C Definitions

MICROBUSINESS DISPENSARY FACILITY

Shall have the same meaning set forth in MO Const. Art. 14 Section 2 (2)(18), as amended from time to time.

MARIJUANA MICROBUSINESS FACILITY

A Microbusiness Dispensary Facility or a Microbusiness Wholesale Facility.

MICROBUSINESS WHOLESALE FACILITY

Shall have the same meaning set forth in MO Const. Art. 14 Section 2 (2)(19), as amended from time to time.

SECTION 2. Section 410.030.C, Definitions, of the Bridgeton Code of Ordinances is hereby amended to read as follows:

410.030.C Definitions**MARIJUANA FACILITY**

A Comprehensive Marijuana Cultivation Facility, Comprehensive Marijuana Dispensary Facility, Marijuana Testing Facility, Comprehensive Marijuana-Infused Products Manufacturing Facility, Microbusiness Dispensary Facility, Microbusiness Wholesale Facility, or any other type of marijuana-related facility or business licensed or certified by the State of Missouri but shall not include a Medical Facility (as defined in the State Medical Marijuana Regulations).

SECTION 3. Section 410.050, General Provisions, of the Bridgeton Code of Ordinances is hereby amended to read as follows:

410.050 General Provisions

R. Regulations for Medical Marijuana Facilities and Marijuana Facilities.

1. All Medical Marijuana Facilities and Marijuana Facilities shall comply with the following site requirements:

c. No Medical Marijuana Facility, Marijuana Microbusiness Facility, or Comprehensive Marijuana Facility shall be located within five hundred (500) feet from another Medical Marijuana Facility, Marijuana Microbusiness Facility, or Comprehensive Marijuana Facility. However, this shall not prohibit such facilities from operating on the same premises, where permitted by State law. Measurements shall be made in the manner prescribed in subsection b above.

2. All Medical Marijuana Dispensary Facilities, Microbusiness Dispensary Facilities, and Comprehensive Marijuana Dispensary Facilities shall comply with the following additional site requirements:

a. The hours of operation for Medical Marijuana Dispensary Facilities, Microbusiness Dispensary Facilities, and Comprehensive Marijuana Dispensary Facilities shall be limited to between 8:00 a.m. and 9:00 p.m.

b. The waiting area and the area of Medical Marijuana Dispensary Facilities, Microbusiness Dispensary Facilities, and Comprehensive Marijuana Dispensary Facilities where Marijuana or Marijuana-Infused Products are physically delivered to a Consumer, Qualifying Patient or Primary Caregiver shall be separated by a solid wall and solid door so that persons in the waiting area are obstructed from observing the delivery of the Marijuana or Marijuana-Infused Products to the Consumer, Qualifying Patient or Primary Caregiver.

d. Medical Marijuana Dispensary Facilities, Microbusiness Dispensary Facilities, or Comprehensive Marijuana Dispensary Facilities shall be allowed to sell to a Consumer, Qualifying Patient or Primary Caregiver devices, contrivances, instruments and paraphernalia for inhaling or otherwise consuming Marijuana, including, but not limited to rolling papers, and related tools, water pipes, and vaporizers.

e. Medical Marijuana Dispensary Facilities, Microbusiness Dispensary Facilities, or Comprehensive Marijuana Dispensary Facilities shall be located and operated from a permanent and fixed structure and may not be located in a trailer, cargo container or motor vehicle and the structure shall not be mobile or operate from a transitory location.

f. Medical Marijuana Dispensary Facilities, Microbusiness Dispensary Facilities, or Comprehensive Marijuana Dispensary Facilities shall not provide delivery services for any of their products unless otherwise allowed by State law.

SECTION 4. Section 410.130, Business Districts, of the Bridgeton Code of Ordinances is hereby amended to read as follows:

410.130 Business Districts

C. "B-1" Local Business District

2. Permitted land uses with special use permit.
 - k. Microbusiness Dispensary Facility

E. "B-3" Travel/Entertainment Services District

2. Permitted land uses with special use permit.
 - ff. Microbusiness Dispensary Facility

F. "B-4" General Commercial District

2. Permitted land uses with a special use permit.
 - af. Microbusiness Dispensary Facility
 - ag. Microbusiness Wholesale Facility

SECTION 5. Section 410.150, Special Zoning Districts, of the Bridgeton Code of Ordinances is hereby amended to read as follows:

410.150 Special Zoning Districts

B. "A" Rural District

2. Permitted land uses with a special use permit
 - ah. Microbusiness Wholesale Facility

SECTION 6. Appendix IV-I, B-5, Planned Commercial Districts, of the Bridgeton Code of Ordinances is hereby amended to read as follows:

Appendix IV-I, B-5, Planned Commercial Districts

B-5(d) District – DePaul Center – Tract 1 – Corner of St. Charles Rock Road and McKelvey Road.

7. Permitted Land Uses with a Special Use Permit.
 2. Microbusiness Dispensary Facility

B-5(e) Corner of St. Charles Rock Road and Lindbergh Boulevard

7. Permitted Land Uses with a Special Use Permit.
2. Microbusiness Dispensary Facility

SECTION 7. Appendix IV-II, M-3, Planned Manufacturing Districts, of the Bridgeton Code of Ordinances is hereby amended to read as follows:

Appendix IV-II, M-3, Planned Manufacturing Districts

M-3(a) Vicinity of Hollenberg Drive

1. The following uses of land will be permitted in said Planned Manufacturing District:
 - k. With Special Use Permit. Hospitals, clinics, medical centers, intermediate care facility, residential care facility, skilled nursing facility, public or private recreational buildings, Medical Marijuana Cultivation Facility, Medical Marijuana-Infused Products Manufacturing Facility, Comprehensive Marijuana Cultivation Facility, Comprehensive Marijuana-Infused Products Manufacturing Facility, Comprehensive Marijuana Dispensary Facility, Microbusiness Wholesale Facility, Microbusiness Dispensary Facility.

M-3(d) 3801 McKelvey Road – Lot A of Pierce Subdivision

7. Permitted Land Uses with a Special Use Permit
6. Microbusiness Wholesale Facility
7. Microbusiness Dispensary Facility

M-3(e) District – A Portion of Bridgeton Square Business Center

7. Permitted Land Uses with a Special Use Permit
7. Microbusiness Wholesale Facility
8. Microbusiness Dispensary Facility

M-3(g) District – Northwest Industrial Park – 13575 St. Charles Rock Road

11. Permitted Land Uses with a Special Use Permit
6. Microbusiness Wholesale Facility
7. Microbusiness Dispensary Facility

M-3(h) District – DePaul Center – Tract 2 – Corner of St. Charles Rock Road and Mareschal Road

7. Permitted Land Uses with a Special Use Permit. The following uses shall be permitted only upon the granting of a special use permit as provided in Section 410.080 provided that they are conducted entirely within an enclosed building.

2. Microbusiness Dispensary Facility


M-3(r) District – Vicinity of 370, Missouri Bottom Road, Ferguson Lane and Norfolk Southern Railroad

10. Permitted Land Uses with a Special Use Permit
6. Microbusiness Wholesale Facility
7. Microbusiness Dispensary Facility

SECTION 8. This Ordinance will be in full force and effect from and after its passage and approval.


PASSED THIS 15th DAY OF NOVEMBER, 2023.

APPROVED THIS 15th DAY OF NOVEMBER, 2023.



Terry W. Briggs, Mayor

ATTEST:



Karen E. Robinson, MRCC-S/CMC
City Clerk