

1st Reading: June 27, 2024
2nd Reading: June 27, 2024

SPONSOR: HARRELL/BEREITSCHAFT

ORDINANCE NO. 4453

BILL NO. 24-55

AN ORDINANCE AMENDING SECTIONS 400.030 AND 420.010 OF THE ZONING CODE RELATED TO HEMP SHOPS.

WHEREAS, the Planning and Zoning Commission held a duly noticed public meeting on June 4, 2024 regarding amendments to Section 400.030 City's Zoning Code to define Hemp and Hemp Shops and Section 420.010 of the City's Zoning Code to allow Hemp Shops as a Use allowed by Special Use Permit in certain Zoning Districts under the Land Use Matrix; and

WHEREAS, after discussion of the proposed amendments, including that the proposed districts to allow Hempt Shops mirrored those districts that allow Tobacco Shops and Liquor Stores given the similarities of selling intoxicating products and/or where sales are age restricted, the Commission made a recommendation to the Board of Aldermen that Sections 400.030 and 420.010 of the Zoning Code be amended as proposed by Staff; and

WHEREAS, the Board of Aldermen held a duly noticed public hearing on June 27, 2024, in compliance with the City Code and Chapter 89 RSMo., to hear public comment on the proposed amendments; and

WHEREAS, after consideration of the Commission's recommendation and the public hearing, the Board of Aldermen agrees with the Commission's recommendation and finds it in the best interest of the City to approve such text amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FENTON, MISSOURI, AS FOLLOWS:

Section 1. Section 400.030, Definitions, of the Zoning Code is hereby amended to include the following terms:

HEMP

The plant Cannabis sativa L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis.

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HEMP SHOP

A Retail establishment primarily engaged in the sale of products containing Hemp or Hemp-derived compounds, including but not limited to foods, beverages, dietary supplements, cosmetics, and smoking products and devices and related accessory products and supplies for consumption off site. Hemp Shop does not include Marijuana Dispensary Facilities and does not include the sale of Marijuana or Marijuana-Infused Products.

Section 2. Section 420.010, Land Use Matrix, of the Zoning Code is hereby amended to allow Hemp Shops as a Use allowed by Special Use Permit in the “OT-2” and “OT-3” Olde Towne Districts, the “C-1” Commercial District, and the “HP-1” Hospitality District.

Section 3. This ordinance shall be in full force and effect after the date of its passage and approval.

PASSED this 27th day of June, 2024.



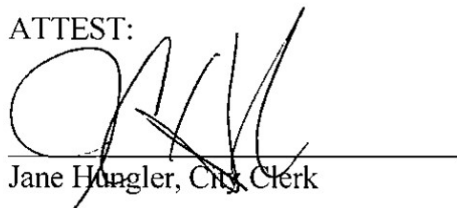
JOE MAURATH, MAYOR

APPROVED 27th day of June, 2024.



JOE MAURATH, MAYOR

ATTEST:



Jane Hingler, City Clerk

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Motion to approve. Roll Call vote:

Ayes: Bereitschaft, Cruts, Wisbrock, Clauss, Huels, Jokerst

Abstain: 0

Nays: 0

Absent: Harrell, Maserang

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