BILL NO. 2019-23 ORDINANCE NO. 1868

AN ORDINANCE AMENDING SECTION 400.080 OF THE MARSHFIELD CITY CODE, BEING A SECTION DEFINING TERMS USED IN THE ZONING CODE, TO INCLUDE TERMS USED IN THE SECTION REGULATING MEDICAL MARIJUANA FACILITIES

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF MARSHFIELD, MISSOURI, AS FOLLOWS:

Section 1. Section 400.080 of the Marshfield City Code is hereby amended to include the following defined terms:

AGRICULTURAL USES
The growing of crops in the open and the raising of such stock and poultry as are incidental to the acreage farmed. The feeding or disposal of community or collected garbage shall not be deemed an agricultural use, nor shall riding academies, livery or boarding stables, dog kennels, or medical marijuana facilities be so considered.

CHURCH
A permanent building primarily and regularly used as a place of religious worship.

DAY CARE
A child-care facility, as defined by Section 210.201, RSMo., that is licensed by the state of Missouri.

DAY CARE CENTER
A day care facility licensed by the State of Missouri that provides day care at any place other than a family home, including but not limited to child care centers, play schools, day nurseries, and nursery schools, in which children under the age of ten (10) receive child daycare services during any part of a day not exceeding 12 hours in a 24-hour period.

DAY CARE HOME
A family home-based day care facility licensed by the State of Missouri that receives not less than four (4) and not more than nine (9) children under the age of ten (10) for care during any part of the day not exceeding 12 hours in a 24-hour period. The maximum of nine (9) children includes the family's natural or adopted children under the age of ten (10) and those children who are in the home under full time care.

GREENHOUSE
A building whose roof and sides are made largely of glass or other transparent or translucent material and in which the temperature and humidity can be regulated for the cultivation of delicate or out-of-season plants for subsequent sale or for personal enjoyment. Not to include medical marijuana facilities.

MARIJUANA
Cannabis indica, Cannabis sativa, and Cannabis ruderalis, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. "Marijuana" or "marihuana" do not include industrial hemp containing a crop wide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp.

MEDICAL MARIJUANA
Marijuana allowed for the limited legal production, distribution, sale and purchase for medical use as governed by Article XIV of the Missouri State Constitution.

MEDICAL MARIJUANA CULTIVATION FACILITY
A facility licensed by the State to acquire, cultivate, process, store, transport, and sell marijuana to a medical marijuana dispensary facility, medical marijuana testing facility, or to a medical marijuana-infused products manufacturing facility.

MEDICAL MARIJUANA DISPENSARY FACILITY
A facility licensed by the State to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, another medical marijuana dispensary facility, a medical marijuana testing facility, or a medical marijuana-infused products manufacturing facility.

MEDICAL MARIJUANA-INFUSED PRODUCTS
Products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures and concentrates.

MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURING FACILITY
A facility licensed by the State to acquire, store, manufacture, transport, and sell marijuana-infused products to a medical marijuana dispensary facility, a medical marijuana testing facility, or to another medical marijuana-infused products manufacturing facility.

MEDICAL MARIJUANA TESTING FACILITY
A facility certified by the State to acquire, test, certify, and transport marijuana.

Section 2. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

Read twice by title after proper posting in accordance with the provisions of Section 79.130, RSMo. (1988) and passed by the Board of Aldermen of the City of Marshfield, Missouri, this 25th day of July 2019.

Robert Williams, Mayor

ATTEST:

Karen Rost, City Clerk

APPROVED by the Mayor of the City of Marshfield, Missouri, this 25th day of July 2019.

Robert Williams, Mayor

ATTEST:

Karen Rost, City Clerk