



ORDINANCE 2023-01

AN ORDINANCE TO AMEND CHAPTER 110 OF THE CODE OF THE TOWN OF BRIDGEVILLE TO PROHIBIT THE PRODUCTION AND SALE OF MARIJUANA IN THE TOWN OF BRIDGEVILLE

Whereas, the Commissioners of Bridgeville deem it appropriate, necessary, and proper for the protection of persons and property and for the preservation of the public health, welfare, and safety of its citizens to adopt regulations pertaining to the production and sale of marijuana within the Town and;

Whereas, the Commissioners find the production and sale of marijuana is not deemed to be clearly integral and a harmonious component of permitted use within the Town.

Whereas, the newly enacted Delaware Marijuana Control Act specifically provides that a municipality may prohibit the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or through initiated or referred measures.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF BRIDGEVILLE, to read as follows:

Section 1. Add Chapter 110-16 of the Code of the Town of Bridgeville, by adding the **underlined text** as follows:

Chapter 110-16 Marijuana Production and Sale

No business license shall be issued for any operation of marijuana cultivation facilities, marijuana product manufacturing facilities,

marijuana testing facilities, retail marijuana stores or marijuana smoking lounges in the Town of Bridgeville.

Section 2. This Ordinance shall become effective upon its adoption by a majority of all Commissioners.

COMMISSIONERS OF BRIDGEVILLE

By:

President

Attest:

Secretary

First Reading: July 10, 2023

Second Reading: August 14, 2023

Adopted: August 14, 2023

Synopsis

The purpose of this ordinance is to add section 110-16 as a result of the enactment of the Delaware Marijuana Control Act by the State of Delaware legislature. The Act specifically provides that a Municipality may prohibit the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment or through an initiated or referred measure. The adoption of Chapter 110-16 by the Commissioners is to protect the public health, welfare, and safety of citizens and inhabitants of the Town of Bridgeville.