CITY OF TROTWOOD 3035 OLIVE ROAD TROTWOOD, OHIO 45426

ORDINANCE NO. OR19-26

AN ORDINANCE BY THE TROTWOOD CITY COUNCIL PROHIBITING THE CULTIVATION, PROCESSING, AND DISPENSING OF ADULT-USE MARIJUANA WITHIN THE CITY OF TROTWOOD, OHIO.

WHEREAS, on November 7, 2023, Ohio voters approved Issue 2, enacting new Chapter 3780 of the Ohio Revised Code to legalize the cultivation, processing, and dispensing of adult-use marijuana; and

WHEREAS, on December 4, 2023, City Council enacted Resolution No. R23-80, instituting a one-year moratorium on the issuance and processing of permits for adult-use marijuana operators to allow time to evaluate whether the City of Trotwood should prohibit adult-use marijuana operations entirely or, alternatively, enact local regulations governing such operators; and

WHEREAS, on October 7, 2024, City Council, through Resolution No. R24-86, extended the moratorium up through and including December 31, 2025, to review forthcoming findings and recommendations from its study; and

WHEREAS, on December 1, 2025, City Council enacted Resolution No. R25-77, further extending the moratorium through June 30, 2026, due to ongoing developments in state law and related regulatory issues concerning adult-use marijuana; and

WHEREAS, in March 2026, the General Assembly of the State of Ohio enacted Amended Substitute Senate Bill 56, instituting significant state-wide legislative changes to marijuana regulations; and

WHEREAS, pursuant to Amended Substitute Senate Bill 56, Chapter 3780 of the Ohio Revised Code was repealed, and Chapter 3796 of the Ohio Revised Code ("Marijuana Control Program") became effective on March 20, 2026; and

WHEREAS, as authorized by Section 3796.29 of the Ohio Revised Code, the legislative authority of a municipal corporation may adopt an ordinance or resolution to prohibit, or limit the number of, adult-use marijuana cultivators, processors, or dispensaries within the municipal corporation; and

WHEREAS, these statutory updates necessitated a further extension of the moratorium on adult-use marijuana up through and including December 31, 2026, to allow City Staff adequate time to evaluate the legal, administrative, and operational implications of the newly enacted state law; and

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WHEREAS, on September 21, 2026, City Council received an informational presentation regarding adult-use marijuana and, after evaluating the data, input, and relevant findings, determined that permitting the cultivation, processing, and retail dispensing of adult-use marijuana would adversely affect the public peace, health, safety, and welfare of the Trotwood community; and

WHEREAS, City Council finds it to be in the best interest of the public peace, health, safety, and welfare of the community to entirely prohibit the cultivation, processing, and retail dispensing of adult-use marijuana within the City of Trotwood, Ohio.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TROTWOOD, STATE OF OHIO:

SECTION I: Pursuant to Section 3796.29 of the Ohio Revised Code, the cultivation, processing, and retail dispensing of adult-use marijuana are hereby prohibited within the City of Trotwood, Ohio, to preserve the public peace, health, safety, and welfare.

SECTION II: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Ohio Revised Code.

SECTION III: This Ordinance shall take effect at the earliest time allowed by law.

Passed this **2nd** day of **November, 2026**.

ATTEST:

Kara B. Landis

KARA B. LANDIS
CLERK OF COUNCIL

APPROVED:

YVETTE F. PAGE
MAYOR

TYNA R. BROWN
VICE-MAYOR

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CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Ordinance No. **OR19-26** adopted by the Trotwood City Council at a regular scheduled meeting held on the **2nd** day of **November, 2026**, and that I am duly authorized to execute this certificate.

Signed this _____ day of _____, _____.

_____
CLERK OF COUNCIL