

ORDINANCE NO. 37-2017

**AMENDING THE CODIFIED ORDINANCES OF THE CITY OF  
SPRINGDALE, OHIO, TO AMEND SECTION 153.254 OF THE  
SPRINGDALE ZONING CODE RELATED TO MEDICAL MARIJUANA**

WHEREAS, the Springdale Planning Commission held a meeting on August 8, 2017, and voted to approve the attached Zoning Code amendment.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Springdale Ohio, \_\_\_\_\_ members elected thereto concurring:

Section 1. That the Code of Ordinances of the City of Springdale, Ohio, Zoning Code Section 153.254 is hereby amended as set forth on Exhibit "A" attached hereto and incorporated herein by reference.

Section 2. That all other provisions of the Zoning Code shall remain in full force and effect.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
Clerk of Council/Finance Director

Approved:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**(D) Medical Marijuana**

Pursuant to the authority set forth in section 3796.29 of the Ohio Revised Code, medical marijuana cultivation, processing, and retail dispensaries as licensed and defined under chapter 3796 of the Ohio Revised Code shall not be permitted in any zoning district in the municipality.

**(E) Sight Visibility Triangle**

In any zoning district on any corner lot, no fence, sign, structure or planting shall be erected or maintained within a triangle formed 35 feet from the intersection of the right-of-way lines which may interfere with traffic visibility across the corner. Any planting within that triangle shall not exceed 2.5 feet in height above the curb level.

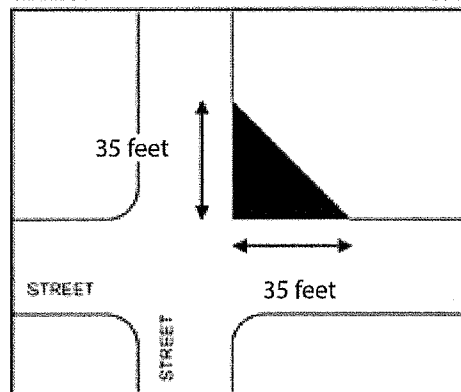


Figure 254-2: Sight visibility triangle for intersecting streets

**(F) Utilities and Underground Facilities**

All public and common electric, cable, telephone, and other similar utilities shall be located underground in all residential, office, commercial, and industrial subdivisions and districts, and they shall be placed in their own easement, shown on the final or record plat. These underground utility requirements shall also apply to any lines required to serve the project that extend outside the boundary of the development. The conduits or cables shall be located within easements or public rights-of-way in separate trenches, in a manner which will not conflict with other underground services. (Ord. 33-2016, passed 11-16-16)

**(G) Waste Container Screening Requirements**

No owner, tenant, or occupant of any lot in any district may store, place, or keep, or permit to be stored, placed, or kept on that lot, any combination of dumpsters, compactors, grease dumpsters, or any other waste or garbage containers (hereinafter referred to as "containers"), that exceed a total of 120 gallons in capacity, outside of an enclosed building, unless the following conditions are met:

- (1) The container shall be located on a concrete pad that is enclosed by a three sided structure sufficient to provide complete visual screening of the containers to a height of 12 inches above the top of the containers.
- (2) The exterior of the unit shall be constructed of brick veneer or stone veneer or with other materials similar to the principal structure if other materials are approved by planning commission.