

ORDINANCE NO. 19-07

AN ORDINANCE OF THE CITY OF PURCELL AMENDING ORDINANCE 18-08 BY AMENDING SECTION 123.03 RELATED TO LOCATION DISTANCE FROM A RETAIL MARIJUANA ESTABLISHMENT SO THAT THE DISTANCE IS COMPUTED IN FEET BY A DIRECT MEASUREMENT IN A STRAIGHT LINE FROM THE NEAREST DOOR OF THE RETAIL MARIJUANA ESTABLISHMENT TO THE NEAREST DOOR OF A RESIDENTIAL STRUCTURE LOCATED IN A RESIDENTIALLY ZONED DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PURCELL, OKLAHOMA AS FOLLOWS:

SECTION 1. ORDINANCE NO. 18-08 IS AMENDED IN THE FOLLOWING PARTICULARS. SECTION 123.03. LOCATION RESTRICTIONS ON RETAIL MARIJUANA ESTABLISHMENTS.

C. A Retail Marijuana Establishment License will not be granted to any applicant where the proposed location would be located within two hundred (200) feet, computed in feet by a direct measurement in a straight line from the nearest door of the retail marijuana establishment to the nearest door of a residential structure located in a residentially zoned.

SECTION 2. SEVERABILITY.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3. REPEALER.

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. EMERGENCY.

Whereas, it being immediately necessary for the preservation of the peace, health, welfare and safety of the City of Purcell, Oklahoma, and the inhabitants thereof that provisions of the ordinance be put into full force and effect, an emergency is hereby declared to exist.

ADOPTED AND PASSED by the Council of the City of Purcell, Oklahoma, on the 5th day

Ordinance 19-07
City of Purcell

of August, 2019.

SIGNED by the Mayor of the City of Purcell, Oklahoma, on the 5th day of August, 2019.



Mayor

ATTEST:



City Clerk



Approved as to form this 6th day of August, 2019.



Ted W. Haxel, City Attorney