

ORDINANCE NO. 2019- 02

BILL NO. 2019- 02

**An Ordinance of the City of Brookfield, Missouri, Authorizing the placement of manufacturing and dispensary facilities authorized by Article XVI of the Missouri Constitution.**

WHEREAS, the voters of the State of Missouri approved Amendment 2, which amended the Missouri Constitution by adding Article XVI; and

WHEREAS, the City is allowed to restrict or allow certain facilities under said Amendment;

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROOKFIELD, MISSOURI, AS FOLLOWS:**

**Section 1.** The City Code Officer is hereby authorized and directed, in the name of the City to issue building permits to any entity properly qualified under Article XVI of the Missouri Constitution and licensed by the Missouri Department of Health and Senior Services, to build a manufacturing facility contemplated by said amendment, regardless of proximity to a school, day-care center or church, provided that said location be zoned for industrial use, or located upon open zoned parcels adjacent to properties zoned for industrial use; AND, furthermore, the City Code Officer is hereby authorized and directed, in the name of the City to issue building permits to any entity properly qualified under Article XVI of the Missouri Constitution and licensed by the Missouri Department of Health and Senior Services, to build a dispensary facility contemplated by said amendment, regardless of proximity to a school, day-care center or church, provided that said location be zoned for industrial use, commercial use, or located upon open zoned parcels adjacent to properties zoned for industrial and commercial use .

**Section 2.** The City reserves the right to further restrict the location and conditions of said facilities after due consideration and comment by the public as to appropriate zoning restrictions.

**Section 3.** All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

**Section 4.** If any clause, word, paragraph, section or other part or portion of this ordinance is held to be invalid, illegal, unlawful, or unconstitutional for any reason, the City Council hereby declares it would nevertheless have enacted the remaining portions thereof, and such remaining portions shall remain in full force and effect.

**Section 5.** This ordinance shall be in full force and effect from and after its passage and approval.

**PASSED AND APPROVED THIS 26th DAY OF February, 2019.**

CITY OF BROOKFIELD, MISSOURI



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Lonnie Trentham, Mayor

ATTEST:



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Donna Barger, City Clerk