

UNION TOWNSHIP
WASHINGTON COUNTY, PENNSYLVANIA
ORDINANCE: 2018-05

**AN ORDINANCE BY THE BOARD OF SUPERVISORS OF
UNION TOWNSHIP AMENDING THE TOWNSHIP CODE,
SPECIFICALLY CHAPTER 280-7: ZONING DEFINITIONS
TO PROVIDE A DEFINITION FOR PHARMACY AND TO
INCLUDE MEDICAL MARIJUANA DISPENSARIES UNDER
THE PHARMACY CATEGORY AS DEFINED BY THE
PENNSYLVANIA MEDICAL MARIJUANA ACT.**

WHEREAS, the Municipalities Planning Code, 53 P.S. §10101 *et seq.* (the "MPC"), authorizes the Township (the "Township") to create ordinances for the regulation, administration and enforcement of Township zoning ordinances, codes, etc.; and,

WHEREAS, pursuant to its authority under the MPC, the Board of Supervisors of the Township (the "Township Supervisors") have adopted a Township Code, including Zoning regulations as set forth in Chapter 280; and,

WHEREAS, the Township believes there is a need to amend Chapter 280 (Zoning) of the Township Code to add a definition for Pharmacy as created and defined by the Pennsylvania Pharmacy Act and to specifically include Medical Marijuana Dispensaries as created and defined by the Pennsylvania Medical Marijuana Act (35 P.S. §§ 10231.101—10231.2110); and,

NOW THEREFORE, the Board of Supervisors hereby ordains and enacts as follows, incorporating the above recitals by reference:

SECTION 1. SHORT TITLE.

This Ordinance shall be known as the Union Township "Pharmacy and Medical Marijuana Dispensary Definition Amendment Ordinance of 2018".

SECTION 2. AMENDMENT TO CHAPTER 280, ARTICLE II, DEFINITIONS §280-7:.

Chapter 280, Article II, §280-7 Definitions, is amended by:

PHARMACY. A properly licensed business under the Pennsylvania Pharmacy Act (Act 699 of 1961), Act of September 27, 1961, P.L. 1700, as amended, 63 P.S. § 390-1 *et seq.* and Regulations of the State Board of Pharmacy, 49 PA. CODE, Chapter 27 where medicines are compounded or dispensed. This shall include but not be limited to a Medical Marijuana Dispensary as defined by the Pennsylvania Medical Marijuana Act as

amended from time to time. (35 P.S. §§ 10231.101 et seq.) All applicants must provide proof of any/all applicable local, state and federal permits.

SECTION 3. REPEALER. Any Township Ordinances or provisions of the Township Code which are inconsistent herewith are hereby repealed to the extent of any such inconsistency.

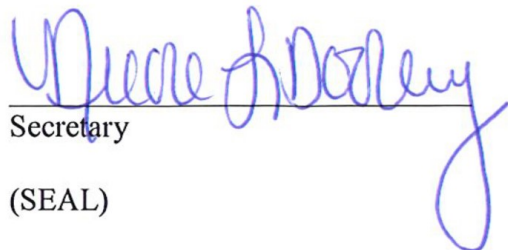
SECTION 4. SEVERABILITY. If any sentence, clause, section or other part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 5. EFFECTIVE DATE. This ordinance shall become effective five (5) days after adoption.

ENACTED AND ORDAINED this 25 day of July, 2018.

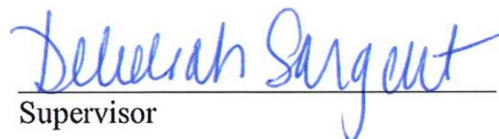
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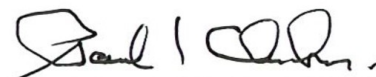
BOARD OF SUPERVISORS
UNION TOWNSHIP


Secretary

(SEAL)


Chairman, Board of Supervisors


Supervisor


Supervisor


Supervisor


Supervisor

Manager