

**CITY OF DAPHNE, ALABAMA  
ORDINANCE 2024-01**

**AMENDMENT TO ORDINANCE NO. 2004-11 (BUSINESS LICENSE ORDINANCE)  
TO ADD A LICENSE CLASSIFICATION FOR MEDICAL CANNABIS DISPENSARIES  
AND AMEND THE SCHEDULE OF LICENSE FEES**

WHEREAS, the City of Daphne, after due consideration, believes that certain revisions to the City of Daphne’s Business License Ordinance are necessary to establish a license classification for medical cannabis dispensaries and set forth a schedule of fees for such license.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, as follows:

**SECTION 1. LICENSE CLASSIFICATIONS**

Section 13-272 of Chapter 13, Article XII of the Code of Ordinances of the City of Daphne, Alabama is hereby amended by adding the following row to the table of license classifications:

Code	NAICS Title and Suggested License Grouping	Schedule
459991	Marijuana stores, medical	X

**SECTION 2. LICENSE FEE SCHEDULES**

Section 13-273 of Chapter 13, Article XII of the Code of Ordinances of the City of Daphne, Alabama is hereby amended by adding the following schedule immediately following Schedule “X” – Temporary Vendors:

**Schedule “X” – Medical Cannabis Dispensaries**

- (a) There shall be imposed an annual license fee in the amount of three percent (3%) of gross receipts, as defined in Section 13-252, upon any person, corporation, authority, or other entity which operates a medical cannabis dispensary business in the City of Daphne, with a minimum annual license fee of \$500.00.
- (b) The Medical Cannabis Dispensary license shall be calculated in arrears, based on the related gross receipts during the preceding license year.
- (c) The provisions of this section shall not be construed as granting any license to any medical cannabis dispensary business which does not hold a valid license to operate such dispensary from the Alabama Medical Cannabis Commission.

**SECTION 3. CONFLICT WITH OTHER ORDINANCES**

Any Ordinance heretofore adopted by the City Council of Daphne, Alabama, which is in conflict with this Ordinance, is hereby repealed to the extent of such conflict.

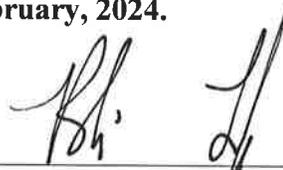
**SECTION 4. SEVERABILITY**

The provisions of this Ordinance are severable. 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 such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 5. EFFECTIVE DATE**

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Daphne and publication as required by law, with an effective date of January 1, 2024.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS THE 5<sup>th</sup> DAY OF February, 2024.**



Robin L. LeJeune, Mayor

ATTEST:



Candace G. Antinarella, MMC, City Clerk