



# City of Philadelphia

City Council  
Chief Clerk's Office  
402 City Hall  
Philadelphia, PA 19107

## BILL NO. 230132

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**Introduced February 23, 2023**

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**Councilmembers O'Neill and Jones**

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**Referred to the  
Committee on Rules**

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## AN ORDINANCE

Amending Chapter 14-600 of The Philadelphia Code (“Use Regulations”) to clarify that the sale of marijuana for recreational use is not included in the Medical Marijuana Dispensary use category, under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section 14-601 of The Philadelphia Code is hereby amended as follows:

### TITLE 14. ZONING AND PLANNING

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### CHAPTER 14-600. USE REGULATIONS

§ 14-601. Use Categories.

\* \* \*

(6) Retail Sales Use Category.

This category includes uses involving the sale, lease, or rental of new or used goods to the ultimate consumer within an enclosed structure, unless otherwise specified, provided the sale, lease, or rental payment transaction may be conducted prior to receipt by the ultimate consumer at the retail sales establishment. The retail sales subcategories are

\* \* \*

(c) Consumer Goods.

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Uses that sell or otherwise provide furniture, appliances, equipment, and similar consumer goods, large and small, functional and decorative, for use, entertainment, comfort, or aesthetics. This use subcategory shall include establishments that sell cigarettes and other lawful smoking tobacco products. The following are consumer goods specific use types:

\* \* \*

(.3) Medical Marijuana Dispensary.

A person who holds a permit issued by the Department of Health of the Commonwealth pursuant to the Act of April 17, 2016, P.L. 84, No. 16, to dispense medical marijuana. *Does not include a person authorized to dispense marijuana for recreational or other non-medical purposes.*

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**Explanation:**

*Italics* indicate new matter added.