

**BOARD OF TRUSTEES
JEFFERSON TOWNSHIP, MONTGOMERY COUNTY, OHIO**

RESOLUTION NO. 16-68

**DECLARING A MORATORIUM OF SIX MONTHS ON THE ISSUANCE AND
PROCESSING OF ANY PERMITS ALLOWING CULTIVATORS, PROCESSORS,
AND RETAIL DISPENSARIES OF MEDICAL MARIJUANA IN JEFFERSON
TOWNSHIP**

The Board of Trustees of Jefferson Township, Montgomery County, Ohio in regular session on the 6th day of September 2016, at 7:00 p.m. at the Township Offices located at One Business Park Drive, with the following members present:

Roy Mann () Mary Johnson (X) James McGuire (X)

Trustee McGuire moved for the adoption of the following Resolution:

WHEREAS, The Ohio General Assembly passed Sub. H.B. 523, legalizing the cultivation, processing and dispensing of medical marijuana in the state of Ohio, and

WHEREAS, The Governor has signed Sub H.B. 523, making it effective on September 8, 2016, and

WHEREAS, For the purposes of this resolution, the definition of "cultivators", "processors"; and "retail dispensaries" are given the same definition as in Sub. H.B. 523 and ORC Chapter 3796, and

WHEREAS, ORC Section 3796.29 authorizes a township to adopt a resolution to prohibit, or limit, the number of cultivators, processors, and/or retail dispensaries licensed under ORC chapter 3796 within the unincorporated territory of the Township, and

WHEREAS, The Jefferson Township Board of Trustees, staff, and Zoning Commission require additional time to undertake a review of all applicable codes and resolutions, and to study and make recommendations as to whether to limit or prohibit the cultivation, processing and/or retail dispensing and to develop and implement resolutions regarding the cultivation, processing and retail dispensing of medical marijuana within Jefferson Township, and; and

WHEREAS, A moratorium of six months on the granting of permits or certificates for any building, structure, use or change of use that would enable the cultivation, processing, and/or retail dispensing of medical marijuana-related businesses and uses in order to allow the Board of Trustees, staff, and Zoning Commission to review applicable statutes, codes and resolutions relative to such uses.

NOW, THEREFORE, BE IT RESOLVED, by the Jefferson Township Board of Trustee, that:

Section 1. The Board of Trustees hereby impose a six-month moratorium, from the effective date of Sub H.B. 523, on the processing and issuance of permits or certificates for any building, structure, use or change that would enable the cultivation, processing or retail

dispensing of medical marijuana-related businesses and uses in order to allow the Board of Trustees, staff, and Zoning Commission to review applicable statutes, codes, and resolutions

Section 2. No certificate or permits of any kind shall be processed or issued to an applicant who intends to open, use any land or devote any floor area of a business for the purpose of cultivating, processing, and/or the retail sale of medical marijuana for the period of this moratorium. No valid existing business in Jefferson Township may expand in any way that would establish cultivation, processing, and/or retail sale of medical marijuana for the duration of this moratorium,

Section 3. The Township Administrator and Township Zoning Director is authorized and directed to take any and all actions needed to implement this resolution.

Section 4. The Township Administrator and Zoning Director is authorized and directed to undertake a review of the new law and related issues and to have a staff recommendation for the Jefferson Township Zoning Commission and/or Jefferson Township Board of Trustees

The Trustee Johnson seconded the motion, and the roll was called on the question of its adoption.

The vote was as follows:

Roy Mann () James McGuire (yes) Mary Johnson (yes)

Adopted: September 6, 2016

Attest: Tracey Edwards
Tracey Edwards, Fiscal Officer

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