

RESOLUTION 2017-04-L&R

IMPOSING A MORATORIUM FOR A PERIOD UNTIL SEPTEMBER 30, 2018 ON THE GRANTING OF ANY PERMIT ALLOWING RETAIL DISPENSARIES, CULTIVATORS, OR PROCESSORS OF MEDICAL MARIJUANA WITHIN THE VILLAGE OF GREENHILLS, OHIO

WHEREAS, the Village of Greenhills, Ohio desires to coordinate regulations regarding the location and operation of businesses within the Village, including retail dispensaries, cultivators, or processors of medical marijuana; and

WHEREAS, for the purposes of this Resolution, “retail dispensaries,” “cultivators,” and “processors” have the same meaning as defined in newly enacted chapter 3796 of the Ohio Revised Code; and

WHEREAS, the State of Ohio recently enacted laws concerning medical marijuana; and

WHEREAS, House Bill 523 became effective on September 6, 2016; and

WHEREAS, Ohio Revised Code section 3796.29 allows municipalities to prohibit and/or limit the location of retail dispensaries, cultivators, and processors of medical marijuana within corporate limits; and

WHEREAS, it is recommended that the Village Manager review and make recommendations on the issue to conform to the Village’s goal of providing adequate regulations to ensure the public peace, health, safety and welfare of its citizens; and

WHEREAS, a moratorium on the granting of permits within the Village of Greenhills will allow the Village time to accomplish these goals.

NOW, THEREFORE, be it resolved by the Council of the Village of Greenhills, Ohio.

SECTION 1. That Greenhills Village Council seeks a moratorium on permits for the establishment of retail dispensaries, cultivators, and processors of medical marijuana to preserve the public peace, health, safety, and welfare of the citizens of Greenhills, Ohio.

SECTION 2. That Greenhills Village Council seeks to limit the duration of the moratorium and to request immediate investigation and review of proposed comprehensive regulations on the establishment of retail dispensaries, cultivators, and processors of medical marijuana within the period of the moratorium.

SECTION 3. That Greenhills Village Council hereby imposes a moratorium on permits for the establishment of retail dispensaries, cultivators, and processors of medical marijuana for the period of time until September 30, 2018, or until such earlier time that said moratorium shall be terminated and directs that no permits shall be issued for these facilities during the period of the moratorium.

SECTION 4. That Greenhills Village Council further finds that a moratorium for a period of time until September 30, 2018 is reasonable and will allow a study for comprehensive regulations, given that the State of Ohio is required to have the Medical Marijuana Program fully implemented by September 6, 2018.

SECTION 5. That this resolution shall take effect and be in force from and after its passage.

Passed this 24th day of January, 2017.

David Moore, MAYOR /s/

Kathryn L. Lives, CLERK OF COUNCIL /s/