

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_\_

## ORDINANCE 15-2017

**AN ORDINANCE IMPOSING A MORATORIUM FOR A PERIOD OF ONE HUNDRED AND EIGHTY (180) DAYS ON THE GRANTING OF ANY PERMIT ALLOWING RETAIL DISPENSARIES, CULTIVATORS, OR ANY PROCESSORS OF MEDICAL MARIJUANA WITHIN THE VILLAGE OF GENOA, OHIO; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Village of Genoa, Ottawa County, 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 Ordinance, “retail dispensaries” , “cultivators” , and “processors” are defined in newly enacted Chapter 3796 of the Ohio Revised Code; and

**WHEREAS**, the State of Ohio recently enacted laws concerning medical marijuana; and retail dispensaries, cultivators, and processors of medical marijuana within corporate limits ; and

**WHEREAS**, House Bill 523 became effective on September 8, 2016; and

**WHEREAS**, Revised Code §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 Council and the Planning Commission review and make recommendations on this issue to conform to the Village’s goals of providing adequate regulations; and

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

**NOW, THEREFORE, THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO HEREBY ORDAINS THAT :**

**SECTION 1.** that the 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 the Village of Genoa, Ohio.

**SECTION 2.** That the Village Council seeks to limit the duration of the moratorium and to request the immediate investigation and review of proposed comprehensive regulations for the establishment of retail

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**SECTION 4.** It is found and determined that all formal actions of council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Genoa and the State of Ohio.

**SECTION 5.** That this Ordinance constitutes an emergency measure because the moratorium needs to be instituted at the earliest possible date and because Chapter 3769 of the Ohio Revised Code became effective on September 8, 2016, and is thereby necessary for the immediate preservation of the public peace, safety, and welfare of our citizens. This ordinance shall be in full force and effect immediately after its passage by the Mayor.

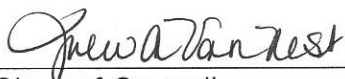
Vote to suspend rules: For: \_\_\_\_\_ Against: \_\_\_\_\_

Vote on emergency clause: For: \_\_\_\_\_ Against: \_\_\_\_\_

Vote on final adoption: For: \_\_\_\_\_ Against: \_\_\_\_\_

**ADOPTED** 3-6-17 As an emergency measure. <sup>1<sup>st</sup></sup> reading on 2-6-17  
<sup>2<sup>nd</sup></sup> reading on 2-21-17  
<sup>3<sup>rd</sup></sup> reading on 3-6-17

ATTEST:



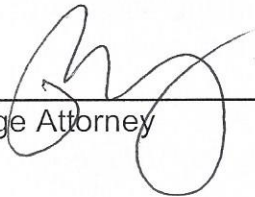
Clerk of Council



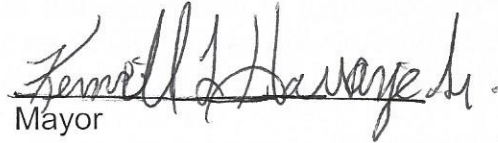
President of Council

APPROVED AS TO FORM:

APPROVED:



Village Attorney



Mayor

## FISCAL OFFICER'S CERTIFICATE AS TO PUBLICATION

This is to certify that publication of the foregoing was duly made as provided in Ordinance 52-07 adopted by the following method:

By posting certified copies thereof in the six (6) public places specified in Section 105.01 of the Codified Ordinances of the Village of Genoa, and by Ordinance 52-07, said posting having been accomplished on the following date: 3-14-, 2017.



Fiscal Officer