



Trustees
Steve Woolf (President)
Dale Winner
Dave Vore

Fiscal Officer
Brad Limbert

Clay Township
8207 Arlington Road
Brookville, Ohio 45309

RESOLUTION 2017-011

PROHIBITION OF THE ESTABLISHMENT AND OPERATIONS OF MEDICAL MARIJUANA CULTIVATION, PROCESSING, AND RETAIL DISPENSARIES

This shall take effect immediately provided it receives the affirmative vote at least (2) two board members, or otherwise to take effect and be enforced at the earliest period allowed by law; and

WHEREAS, on June 8, 2016 Ohio Governor John Kasich signed House Bill 523 into law after it passed the Ohio General Assembly; and

WHEREAS, House Bill 523 will become effective on September 8, 2016; and

WHEREAS, House Bill 523 provides for the regulation and legalization of medical marijuana within the State of Ohio; and

WHEREAS, Ohio Revised Code Section 519.21 Section (D), enacted as part of House Bill 523, provides that nothing in this section prohibits Board of Township Trustees to adopt a resolution to prohibit or limit the number of medical marijuana cultivators, processors, and dispensaries being located in the unincorporated territory of the township; and

WHEREAS, Ohio Revised Code Section 3796.29, enacted as part of House Bill 523, provides that a Board of Township Trustees may adopt a resolution to prohibit or limit the number of medical marijuana cultivators, processors, and dispensaries within the limits of the township; and


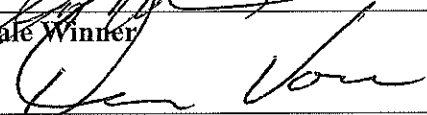
WHEREAS, the Board of Trustees of Clay Township takes legislative notice that the use, possession, cultivation, distribution, and sale of marijuana, whether for medical or recreational use, remains illegal under the Controlled Substance Act, codified at 21 U.S.C. Section 841; and

NOW THEREFORE BE IT RESOLVED, the Clay Township Board of Trustees adopt by resolution that we;

- 1) As a land use, matter, medical marijuana cultivators, dispensaries, and processors, as defined by House Bill 523, are hereby prohibited within the Township, to protect the health, safety, and welfare of the residents of Clay Township.
- 2) The Board finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in open meetings of this Board and that the deliberations of this board and any committees that resulted in those formal actions were in meetings open to the public in compliance with legal requirements including section 121.22 of the Ohio Revised Code.



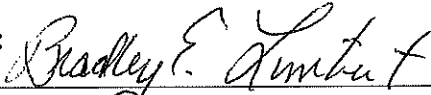
Steve Woolf, President

Dale Winner

Dave Vore

Attested:



Brad Limbert, Fiscal Officer

Passed: March 20, 2017