

# RECORD OF RESOLUTIONS

Resolution No. \_\_\_\_\_

Passed \_\_\_\_\_

## RESOLUTION 24-03

### **A RESOLUTION ESTABLISHING A MORATORIUM ON THE ISSUANCE AND PROCESSING OF PERMITS WITHIN THE VILLAGE OF HEBRON, OHIO RELATED TO THE CULTIVATION, PROCESSING, OR DISPENSING OF RECREATIONAL MARIJUANA WITHIN THE VILLAGE OF HEBRON, OHIO AND DECLARING AN EMERGENCY**

WHEREAS, Ohio voters approved State Issue 2 on November 7, 2023 adopting proposed legislation authorizing the cultivation, sale, and use of marijuana products for recreational purposes; and,

WHEREAS, pursuant to the operation of Article II, Section 1b of the Ohio Constitution, the proposed legislation now approved by Ohio voters will automatically be incorporated into the Ohio Revised Code as Sections 3780.01 through 3780.99 and became effective on December 7, 2023 with no further action required by the Ohio General Assembly (the “Act”); and,

WHEREAS, upon the passage of Issue 2, members of the Ohio General Assembly have already expressed an intention to amend the Act but have not yet clarified whether the Act will be repealed, modified, or materially altered; and,

WHEREAS, Section 3780.03 of the Act provides that a newly created “Division of Cannabis” shall adopt rules establishing standards and procedures for the implementation of the adult use marijuana program, including licensing requirements for cultivators, processors, and retailers; and

WHEREAS, the Act, as currently constituted, provides the Division of Cannabis a period of nine months after December 7, 2023 to implement rules and regulations regarding the adult use marijuana program; and

WHEREAS, Council for the Village of Hebron and the Mayor intend to adopt legislation that provides for the orderly implementation of adult use cannabis in the Village consistent with State laws and regulations; and

WHEREAS, at least until such time as regulations are adopted, the amendments to the Act are adopted, and the Village has had an opportunity to study the foregoing, Council has determined it is necessary to declare this resolution pass as an emergency to preserve the best interests of the community health, safety, and welfare by imposing an immediate moratorium on any cultivation, processing, or retail dispensing of marijuana for adult use business purposes in any form within the Village of Hebron, except as required by the Act; and

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE OF HEBRON, COUNTY OF LICKING, AND STATE OF OHIO, WITH A TWO-THIRDS MAJORITY OF THE MEMBERS CONCURRING THERETO THAT:**

Section I: Except as required by the Act, Council for the Village of Hebron hereby imposes an immediate moratorium on the issuance and processing of any permits for cultivators, processors, and retail dispensaries of adult use marijuana as defined in Sections 3780.01 through 3780.99 of the Ohio Revised Code.

Section II: The purpose of this moratorium is to allow the Village Administration and Council to consider amendments to pertinent Codified Ordinances, including the Hebron Zoning Code, to prepare regulations which may be necessary, and to determine where and whether to allow, limit or prohibit cultivators, processors, and retail dispensaries in the Village.

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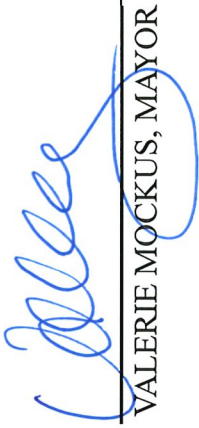
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Section III.

The moratorium shall be in effect for a period beginning from the effective date of this Resolution until Council approves legislation explicitly revoking this moratorium.

Passed this 14<sup>th</sup> day of February, 2024

  
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VALERIE MOCKUS, MAYOR

  
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DEBORAH MORGAN, FISCAL OFFICER

APPROVED AS TO FORM: Wesley K. Untied, Village Solicitor