



# ROSS TOWNSHIP RESOLUTION NUMBER 2017-006

## RESOLUTION AMENDING ROSS TOWNSHIP BOARD OF TRUSTEE'S RESOLUTION NUMBER 2016-042 WHICH IMPOSES A MORATORIUM OF SIX MONTHS ON THE ISSUANCE AND PROCESSING OF ANY PERMITS ALLOWING CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES WITHIN THE TOWNSHIP

**WHEREAS**, at Resolution Number 2016-042, the Ross Township Board of Trustees imposed a six month moratorium on the issuance and processing of any permits allowing cultivators, processors and retail dispensaries within the township; and

**WHEREAS**, Resolution Number 2016-042 of the Ross Township Board of Trustees took effect upon September 8, 2016, said date being the effective date of 131<sup>st</sup> General Assembly Sub. H.B. 523; and

**WHEREAS**, Resolution Number 2016-042 of the Ross Township Board of Trustees is set to expire on February 9, 2017, and that the Ross Township Board of Trustees herein states its' desire to extend the initial moratorium for an additional six months in order to continue to undertake a review of the new law and related issues and to have staff recommend resolutions to the Board regarding the cultivation, processing and retail dispensing of medical marijuana;

**BE IT RESOLVED** by the Trustees of Ross Township, Butler County, Ohio, pursuant to Chapter 3796 of the Ohio Revised Code, as follows:

### **SECTION 1-A:**

The Board of Trustees hereby imposes an additional six month moratorium, from the effective date of this Resolution, on the processing and issuance of permits or certificates for any building, structure, use or change of use 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 members to review applicable statutes, codes and resolutions relative to such uses.

### **SECTION 1-B:**

No certificates 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 purposes of cultivation, processing, or retail sale of medical marijuana for the period of this moratorium. No valid existing business in the Township may expand in any way that

would establish cultivation, processing or retail sale of medical marijuana for the duration of the moratorium.

**SECTION 1-C:**

The Board of Trustees directs the Township Administrator to continue a review of the new law and related issues and to have staff recommend resolutions to the Board regarding the cultivation, processing and retail dispensing of medical marijuana;

**SECTION 1-D:**

The moratorium shall be in effect for a period of six months from the effective date of this resolution or until changes are enacted to amend the Zoning Resolutions of the Township or the Township enacts a resolution to address these issues or until the Board approves legislation explicitly revoking this moratorium, whichever comes first.

**SECTION 2:**

That this resolution shall take effect upon February 9, 2017, said date being the effective date of extension of the initial six month moratorium pertaining to this matter.

**SECTION 3:**

It is hereby determined that all formal actions of the Board of Trustees relating to the adoption of this Resolution were taken in an open meeting of the Board of Township Trustees and that all deliberations of such Board of Trustees were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**INTRODUCTION AND VOTE RECORD:**

Trustee Yordy introduced the foregoing Resolution and moved its adoption, Trustee Willsey seconded the Motion. The roll being called upon the question of adoption of the Resolution by the Township Fiscal Officer, the vote resulted as follows:

Trustees: Willsey Aye Wurzelbacher Aye Yordy Aye

Adopted at the meeting of the Ross Township Board of Trustees this 2<sup>nd</sup> day of February, 2017.

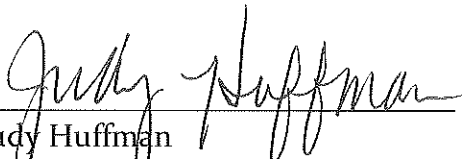
Ellen Yordy  
Ellen Yordy, President

Thomas Willsey  
Thomas Willsey, Vice President

Raymond Wurzelbacher  
Raymond Wurzelbacher, Trustee

**AUTHENTICATION**

This is to certify that this resolution was duly adopted by the Board of Trustees, and filed with the Ross Township Fiscal Officer, this 2<sup>nd</sup> day of February, 2017.

  
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Judy Huffman  
Ross Township Fiscal Officer

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