

**RESOLUTION NO. 58-2017**

**INTRODUCED BY: MAYOR ANN MARIE DONEGAN AND COUNCIL AS A WHOLE**

**A RESOLUTION IMPOSING, RATIFYING, AFFIRMING AND EXTENDING A MORATORIUM ON THE ISSUANCE AND PROCESSING OF ANY PERMITS ALLOWING RETAIL DISPENSARIES, CULTIVATORS, OR PROCESSORS OF MEDICAL MARIJUANA WITHIN THE CITY OF OLMSTED FALLS, OHIO, AND DECLARING AN EMERGENCY**

**WHEREAS**, Council previously adopted Resolution 47-2016 on October 11, 2016 establishing a 6-month moratorium on the issuance and processing of any permits for retail dispensaries, cultivators or processors of medical marijuana in the City, and, by motion duly adopted by Council on February 4, 2017, extended said moratorium to June 30, 2017; and again to October 31, 2017; and

**WHEREAS**, it is necessary to further extend said moratorium an additional six (6) months to April 30, 2018 to allow for adequate analysis, review and recommendations regarding the subject in order to ensure adequate protections for the health, safety and general welfare of residents and businesses in the City. Now therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** That the moratorium established by Resolution 47-2016, (incorporated herein by reference as if fully re-written) as previously extended by motion of Council on February 4, 2017, and Resolution 29-2017 is hereby further extended to April 30, 2018, and the same are hereby ratified and affirmed.

**SECTION 2.** The Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of Olmsted Falls for the further reason that it is immediately necessary to impose a moratorium of four months on the granting of permits for medical marijuana-related businesses in the City of Olmsted Falls in order to allow Council time to accomplish the city's goals as stated above. It shall therefore take effect immediately upon passage by the affirmative vote of no less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

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*Linda Garrity, Council President*

PASSED: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
*Ann Marie Donegan, Mayor* \_\_\_\_\_  
*Date*

APPROVED AS TO FORM: \_\_\_\_\_  
*Gregory M. Sponseller, Director of Law*

ATTEST: \_\_\_\_\_  
*Angela Mancini, Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

	Yea	Nay
Garrity	_____	_____
Haviland	_____	_____
Sculac	_____	_____
Gorski	_____	_____
Stibich	_____	_____
Duncan	_____	_____
Miller	_____	_____