

RESOLUTION NO. 2016-92

A RESOLUTION DECLARING A MORATORIUM ON THE CULTIVATION, PROCESSING AND DISTRIBUTION OF MEDICAL MARIJUANA IN THE CITY OF KENT, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio legislature has approved the use of medical marijuana in Ohio, effective September 8, 2016; and

WHEREAS, the State legislature has created a commission to oversee and to establish the rules, regulations and guidelines for the cultivation, processing and distribution of medical marijuana; and

WHEREAS, these rules, regulations and guidelines have not been established to date; and

WHEREAS, the City of Kent City Council wishes to see the rules, regulations and guidelines for medical marijuana established by the State prior to developing any codified ordinance amendment to the zoning code to regulate if and where the cultivation, processing and distribution of medical marijuana may occur within the City limits in order to protect the health, safety and welfare of its citizens; and

WHEREAS, the City of Kent City Council requests administration to provide timely updates of the rules, regulations and guidelines yet to be established by the State legislature.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That the Kent City Council hereby approves and enacts a moratorium on the cultivation, processing and distribution of medical marijuana within the Kent City limits until such time as the City Council has the opportunity to review the State of Ohio's adopted rules, regulations and guidelines for the cultivation, processing and distribution of medical marijuana and has had the opportunity to adopt zoning code regulations for the same.


SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: September 21, 2016
DATE



Jerry T. Fiala
Mayor and President of Council

ATTEST: 

Tara Grimm, CMC
Clerk of Council

I hereby certify that Resolution No. 2016-92 was duly enacted this 21st day of September, 2016, by the Council of the City of Kent, Ohio.



CLERK OF COUNCIL