

BOARD OF TRUSTEES
TROY TOWNSHIP, WOOD COUNTY, OHIO

Resolution 10-2017

Prohibiting Medical Marijuana Cultivation, Dispersing,
etc. within Troy Township

The Trustees of Troy Township, Wood County, Ohio met at a regular meeting on August 9, 2017; whereupon the following resolution came on for consideration on the agenda.

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

WHEREAS, House Bill 523 became effective on September 8, 2016;

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

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 limited the number of medical marijuana cultivators, processors, and dispensaries within the limits of the township;

WHEREAS, for the purpose of this Resolution, the definitions of "cultivators," "processors," and "retail dispensaries" are given the same definition as are found in Chapter 3796 of the Ohio Revised Code, effective September 8, 2016;

WHEREAS, pursuant to the Ohio Revised Code, townships have the power to enact resolutions that are in the interest of the public health and safety of the citizens of the Township: and

WHEREAS, the Board of Trustees of Troy 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;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Troy Township that:

To protect the health, safety, and welfare of the residents of Troy Township, medical marijuana cultivators, dispensaries, and processors, as defined by House Bill 523, are hereby Prohibited within Troy Township,

BE IT FURTHER RESOLVED, that it is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of Troy Township Trustees and that all deliberations of the Board that resulted is such

formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREUPON Trustee Kenneth J. Recker moved and Chairman Richard P. Greulich, Jr. seconded the adoption of the Resolution; and the roll was called on the question of adoption thereof; resulting as follows:

Richard P. Greulich, Jr. – abstained Kenneth J. Recker – yes Matthew L. Brinker – yes

Motion passed.

Attest:



Richard P. Greulich, Jr., Chairman



Kenneth J. Recker, Trustee



Matthew L. Brinker, Trustee