

	Yes	No	
Emergency	<u>6</u>	<u>0</u>	5/1/17
First Reading	_____	_____	
Second Reading	_____	_____	
Third Reading	_____	_____	
Suspension	_____	_____	

**ORDINANCE 2017-4**

**A RESOLUTION EXTENDING THE SIX MONTH MORATORIUM ON MARIJUANA CULTIVATION, PROCESSING, OR SALE; AND DECLARING AN EMERGENCY**

**WHEREAS**, pursuant to Ordinance 2016-13, the City of Wauseon imposed a six month moratorium on the granting of building permits or certificates of occupancy for any building, structure, use or change of use that would enable the cultivation, processing, or retail sale of medical marijuana for a period of six months from the effective date of that Ordinance, with extensions granted as determined by Council, in order to allow Council and the Planning Commission to review applicable Ohio statutes, criminal codes and the Wauseon Zoning Code relative to such use; and

**WHEREAS**, the six month moratorium period is about to expire; and

**WHEREAS**, pursuant to Ordinance 2016-13, Council and the Wauseon Planning Commission require additional time to undertake a review of all applicable codes statewide and within the City of Wauseon in order to formulate a local response to 131 Sub. H.B. 523; and

**WHEREAS**, this Council determines that this resolution is an emergency measure, and that it is necessary for the immediate preservation of the public property health and safety and to provide for the usual daily operation of the municipal departments in that the affected businesses are able to apply for a permit immediately notwithstanding the potential application of criminal and zoning codes;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Wauseon, Fulton County, Ohio as follows:

Section 1

Council hereby extends the moratorium on the granting of building permits or certificates of occupancy for any building, structure, use or change of use that would enable the cultivation, processing, or retail sale of medical marijuana for an additional period of six months from the effective date of this ordinance, with further extensions granted as may be determined by Council, in order to allow Council and the Planning Commission to review applicable Ohio statutes, criminal codes and the Wauseon Zoning Code relative to such use.

Section 2

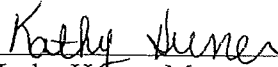
The moratorium shall be in effect for a period of six months from the termination of

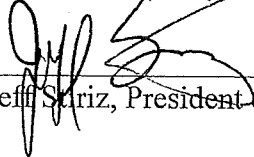
the original six month moratorium or until changes are enacted to amend the Codified Ordinances of the City of Wauseon to address these issues or until Council approves legislation explicitly revoking this moratorium, whichever occurs first.

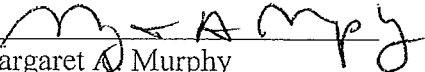
Section 3.

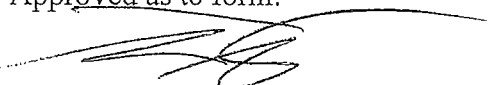
That this Resolution be, and hereby is, declared to be an emergency measure, necessary for the immediate preservation of health, safety, and public welfare of the citizens of the City of Wauseon, and shall be in full force and effect from and immediately after its passage.

Passed: May 1, 2017

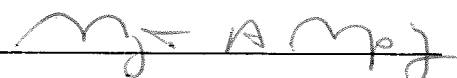
  
\_\_\_\_\_  
Kathy Huner, Mayor

  
\_\_\_\_\_  
Jeff Striz, President of Council

Attest:   
Margaret A. Murphy  
Clerk of Council

Approved as to form:  
  
\_\_\_\_\_  
Thomas A. McWatters III  
City Law Director

I, Margaret A. Murphy, Clerk of Council, for the City of Wauseon do hereby certify that this is a true and accurate copy of Ordinance 2017-4 passed on May 1, 2017.

  
\_\_\_\_\_  
Margaret A. Murphy, Clerk of Council