

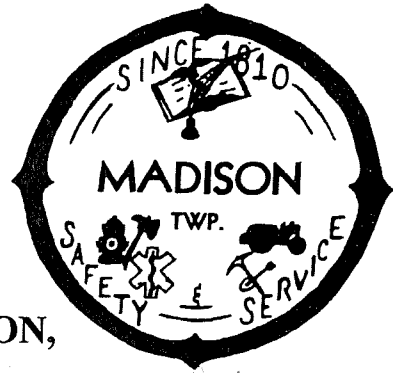
BOARD OF

Madison Township Trustees

P.O. BOX 2206, MANSFIELD, OHIO 44905

RESOLUTION

TO PROHIBIT MEDICAL MARIJUANA CULTIVATION, PROCESSING, AND RETAIL DISTRIBUTION



*Motion made by
J. Hauser*

WHEREAS, “Marijuana” has the same meaning as marihuana as defined in section 3719.01 of the Ohio Revised Code (ORC). and “Medical marijuana” means marijuana that is cultivated, processed, tested, possessed, or used for a medical purpose; and

WHEREAS, House Bill (H.B.) 523 was signed into law by Ohio Governor John Kasich and thereafter became effective on September 9, 2016. which allows individuals with a qualifying medical condition, on the recommendation of a physician, to apply to the State, and upon approval of their application receive an identification card allowing them to obtain, possess, and use medical marijuana for the treatment of said condition; and

WHEREAS, pursuant to home rule authority found in Article XVIII of the Constitution of the State of Ohio, and the ORC, municipalities have the inherent power to enact planning, zoning and business regulation laws that further the health, safety, welfare, comfort and peace of the citizens of the municipality, including restricting, prohibiting and/or regulating certain business uses; and

WHEREAS, ORC § 3796.29, enacted by H.B. 523, affirms that municipalities may adopt restrictions, including prohibiting or limiting the number of cultivators, processors, or retail dispensaries of medical marijuana within their corporation limits; and

WHEREAS, medical marijuana is classified as a Schedule II controlled substance under the Federal Controlled Substances Act, rendering it a substance that is considered to have high potential for abuse; and

WHEREAS, by a resounding 65 to 34% margin, Ohioans defeated a

ballot measure to legalize recreational and medical marijuana in 2015; and

WHEREAS, according to a study of the states with legalized medical marijuana from 1999-2014, the National Institute of Health found higher rates of recreational marijuana use and increased potency of illegal marijuana ¹; and

WHEREAS, The Rocky Mountain High Intensity Drug Trafficking Area team conducted a review and found over a two year period that Colorado patients, caregivers and dispensaries all had diverted medical marijuana for illegal use in 23 states ²; and

WHEREAS, while medical marijuana has been approved for over twenty different health conditions, a review of more than 10,700 scientific studies conducted by the National Academies of Science, Engineering, and Medicine found verifiable benefits based on physician reports for only two disorders—chronic pain and the nausea and vomiting caused by chemotherapy ³; and

WHEREAS, with the use of medical marijuana, memory impairment by users is observed ⁴, addiction disorders are observed ⁵, and increase in hospitalizations related to marijuana ⁶ are observed; and

WHEREAS, leading officials like the Sheriff ⁷, the METRICH Commander ⁸, the County Prosecutor ⁹, Community Action for Capable Youth (CACY) ¹⁰, and leading clergymen from seventy congregations throughout Richland County ¹¹ have taken public positions opposing medical marijuana coming into Richland County; and

THEREFORE BE IT RESOLVED on the day of 2nd Apr 2018 that due to the above threats to public health, safety, and welfare, the cultivation, processing, or retail dispensing of medical marijuana within the jurisdiction of MADISON Twp is hereby prohibited.

2nd T. Craft

Approved:

[Signature]
Daniel T. Fletcher, Chairman

[Signature]
Tom Craft, V. Chm.

[Signature] *Yes*
James Houser, Trustee

REFERENCES

¹ "Study Links Medical Marijuana Dispensaries to Reduced Mortality From Opioid Overdose," National Institute on Drug Abuse, legally protected marijuana dispensaries (LMDs) were associated with lower rates of dependence on prescription opioids, and deaths due to opioid overdose, On the other side of the ledger, however, LMDs also were associated with higher rates of recreational marijuana use and increased potency of illegal marijuana. May 17, 2016 <https://www.drugabuse.gov/news-events/nida-notes/2016/05/study-links-medical-marijuana-dispensaries-to-reduced->

mortality-opioid-overdose

2 "Colorado's medical pot industry fuels illegal trade, review shows," by Kirk Mitchell and Ryan Parker, Denver Post, April 30, 2016, <http://www.denverpost.com/2012/08/02/colorados-medical-pot-industry-fuels-illegal-trade-review-shows-2/>

3 "National Study Finds Little Proof of Pot's Medical Benefits," by Julie Borg, WORLD News Service, January 27, 2017, <http://www.christianheadlines.com/news/national-study-finds-little-proof-of-pot-s-medical-benefits.html>

4 "Study finds abnormally low blood flow in the brain of marijuana users," published in The Journal of Alzheimer's Disease, November 28, 2016, <http://www.news-medical.net/news/20161128/Study-finds-abnormally-low-blood-flow-in-the-brain-of-marijuana-users.aspx> The brain's memory and learning center, has the lowest blood flow in marijuana users suggesting vulnerability to Alzheimer's. As U.S. races to legalize marijuana for medicinal and recreational use, this study gives reason for caution.

5 "Prevalence of Marijuana Use Disorders in the United States between 2001-2002 and 2012-2013," by DS, Saha TD, Kerridge BT, et al. JAMA Psychiatry. 2015; 72(12):1235-1242. doi:10.1001/jamapsychiatry.2015.1858. <https://www.drugabuse.gov/publications/research-reports/marijuana/marijuana-addictive>
Data suggest that 30 percent of those who use marijuana may have some degree of marijuana use disorder.

6 "The Legalization of Marijuana in Colorado: The Impact," Vol. 3/September 2015, p. 3, <http://otfca.net/wp-content/docs/co-legalization-report-2015.pdf> three years after medical marijuana was commercialized; there was a 46 percent increase in hospitalizations related to marijuana.

7 "Police views differ on medical marijuana, by Lou Whitmire, Mansfield News Journal, February 24, 2017, <http://www.mansfieldnewsjournal.com/story/news/crime/2017/02/24/local-cops-share-views-medical-marijuana/98296122/>

8 Ibid.

9 "Marijuana will bring chronic headaches to community, by Benjamin Mutti, Richland Source, May 29, 2017, http://www.richlandsource.com/opinion/letters_to_editor/opinion-marijuana-will-bring-chronic-headaches-to-community/article_6dfe8f92-4480-11e7-88ae-172c0c618d2c.html

10 Letter to Ontario Mayor Randy Hutchinson dated April 5, 2017 by CACY Director Tracee Anderson and CACY Board President Tammie Wurthmann stating opposition to medical marijuana operation in Richland County.

11 "Clergymen representing 70 congregations oppose medical marijuana in Richland County, Richland Source, May 5, 2017 http://www.richlandsource.com/news/clergy-men-representing-congregations-oppose-medical-marijuana-in-richland-county/article_8d0b02b2-010a-11e7-a4a7-7b1361141b2d.html