

Resolution # 2023-12

BOARD OF TOWNSHIP TRUSTEES OF MOHICAN TOWNSHIP

A RESOLUTION TO PROHIBIT ADULT USE CANNABIS OPERATORS
WITHIN THE UNINCORPORATED AREA OF MOHICAN TOWNSHIP

The Board of Township Trustees of Mohican Township met on December 11, 2023 with the following members present:

Mr. Mike Weber

Mr. Steven Maffett

Mr. Keith Raudabaugh

Trustee Weber moved that the following resolution be adopted:

WHEREAS, on November 7, 2023, voters in Ohio approved State Issue 2, which enacts new Chapter 3780 of the Ohio Revised Code, effective thirty days from the date of the election; and

WHEREAS, Chapter 3780 authorizes and regulates recreational adult use cannabis in the state of Ohio; and

WHEREAS, R.C. 3780.25 authorizes townships to prohibit or limit the number of adult use cannabis operators (as defined in R.C. 3780.01) within the unincorporated area of the township; and

WHEREAS, the board of township trustees finds it to be in the best interest of the township to prohibit adult use cannabis operators licensed under Chapter 3780 within the unincorporated area of the township;

Now, therefore, be it RESOLVED, as follows:

- 1) All terms used in this resolution shall be defined in the same manner as R.C. Chapter 3780, as it pertains to adult use cannabis. All terms used in this resolution but not

defined in that chapter shall be construed, for purposes of this resolution, in a manner to be consistent with the use of such terms in that chapter.

- 2) Adult use cannabis operators are hereby prohibited from operating within the unincorporated area of Mohican Township.
- 3) It is the intent of the Board of Township Trustees to prohibit the operations described in Section 2 above to the maximum extent permitted by R.C. 3780.25 and any other applicable provisions of state law. This resolution shall be construed in a manner that gives maximum effect to that intent.
- 4) Nothing in this resolution shall be construed to limit, modify, or repeal Resolution Number 2016-06, approved October 11, 2016, which prohibits the operation of medical marijuana cultivators, processors, and retail dispensaries (as those terms are used in R.C. Chapter 3796) in Mohican Township. Said resolution remains in full effect, and the prohibitions in this resolution shall be in addition to, not in derogation of, the prohibitions in Resolution Number 2016-06.

Trustee Moffett seconded the motion, and the roll call vote proceeded as follows:

<u>Keith Raudenbush</u>	<u>Yes</u>
<u>Michael Fisher</u>	<u>Yes</u>
<u>Steve Maffei</u>	<u>Yes</u>

Adopted this 11th day of December, 2023.

Jean Grimwood
Township Fiscal Officer
Jean Grimwood