

ELIZABETH TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
MIAMI COUNTY, OHIO

The Elizabeth Township Board of Township Trustees, Miami County, Ohio met in regular session on the 17th day of January, 2024, at the offices of the Elizabeth Township Board of Township Trustees with the following members present:

Randy Woot, Guy Delta, and _____.

Trustee Randy Woot moved the adoption of the following Resolution:

2024-001

Resolution No - -24

A RESOLUTION TO PROHIBIT ADULT-USE CANNABIS OPERATORS
FROM OPERATING WITHIN THE UNINCORPORATED AREA OF ELIZABETH
TOWNSHIP, MIAMI COUNTY, OHIO

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 (December 7, 2023); and

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

WHEREAS, Ohio Revised Code section 3780.25 authorizes the Board of Township Trustees to prohibit or limit the number of adult-use cannabis operators (as defined in R.C. 3780.01) within the unincorporated area of Elizabeth Township, Miami County, Ohio; and

WHEREAS, under Ohio Revised Code Chapter 3780 an "adult use cannabis operator" means a level I adult use cultivator, a level II adult use cultivator, a level III adult use cultivator, an adult use processor, and an adult use dispensary; and

WHEREAS, the Board of Township Trustees finds it to be in the best interest of the unincorporated area of Elizabeth Township, Miami County, Ohio, to prohibit adult-use cannabis operators licensed under Ohio Revised Code Chapter 3780 from operating within the unincorporated area of Elizabeth Township, Miami County, Ohio.

NOW, THEREFORE BE IT RESOLVED by the Elizabeth Township Board of Township Trustees, Elizabeth Township, Miami County, Ohio that:

1. The term "adult use cannabis operator" and all other terms pertaining to adult-use cannabis shall have the same meaning as set forth in Ohio Revised Code Chapter 3780 as amended from time to time.

2. Adult-use cannabis operators are hereby prohibited from operating within the unincorporated area of Elizabeth Township, Miami County, Ohio.

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its adoption and shall continue in effect indefinitely unless terminated by action of the Board of Township Trustees.

BE IT FURTHER RESOLVED that the Fiscal Officer is hereby directed to post a copy of this resolution in the usual places where the Board of Township Trustees posts public notices and to cause notice of this resolution to be published within a newspaper of general circulation within the unincorporated area of Elizabeth Township, Miami County, Ohio.

BE IT FURTHER RESOLVED that all formal actions of the Board of Township Trustees concerning and relating to the passage of this Resolution were adopted in an open meeting of said Board, and all deliberations of said Board that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Mr. Greg Deltz seconded the motion and the Elizabeth Township Board of Township Trustees voted for its adoption as follows upon roll call:

Mr. Randy Mott, yes;

Mr. Gary D. Diltz, yes;

Mr. _____, _____:

Adopted On The 17th Day Of January, 2024

Attest:

Mary Ann Mumford
Mary Ann Mumford
Elizabeth Township Fiscal Officer