

**RESOLUTION NO. 2024-03**

**RESOLUTION PROHIBITING THE CULTIVATION, PROCESSING, AND RETAIL SALE OF “ADULT USE” CANNABIS WITHIN CONCORD TOWNSHIP AND DECLARING AN EMERGENCY AND DISPENSING WITH THE SECOND READING.**

**WHEREAS**, issue 2, now Chapter 3780 of the Ohio Revised Code, passed by a majority of Ohio voters and become effective December 7, 2023; and

**WHEREAS**, new Chapter 3780 of the Ohio Revised Code establishes a Division of Cannabis Control within the Department of Commerce, which shall provide for the licensure of “adult use” cannabis cultivators and processors, cannabis testing laboratories, and “adult use” dispensaries; and

**WHEREAS**, for the purposes of this Resolution, the definitions of “cultivators”, “processors”, and “adult use dispensaries” are given the same definitions as those found in Chapter 3780 of the Ohio Revised Code, which Chapter becomes effective December 7, 2023; and

**WHEREAS**, Section 3780.25 of the Ohio Revised Code authorizes a township board of trustees to adopt a resolution limiting the number of, entirely prohibiting, cultivators, processors, or “adult use” dispensaries licensed under Ohio Revised Code Chapter 3780 (collectively referred to as “adult use operators”) within the unincorporated territory of the township; and

**WHEREAS**, the Board of Trustees of Concord Township finds it to be in the best interest of Concord Township to prohibit adult use cannabis operators within the unincorporated area of Concord Township;

**WHEREAS**, pursuant to its authority under Section 3780.25 of the Ohio Revised Code, Concord Township wishes to prohibit adult use cannabis operators within the unincorporated area of in Concord Township.

**NOW THEREFORE, BE IT RESOLVED**, by the Concord Township Board of Trustees, in Lake County, Ohio that:

Section 1. That pursuant to its powers under Ohio Revised Code Section 3780.25, and Ohio Revised Code Chapter 504, the Concord Township Board of Trustees hereby prohibits adult use cannabis operators within the unincorporated area of Concord Township.

Section 2. Upon majority vote, the Board dispenses with the requirement that this Resolution be read on two separate days and authorizes adoption of this Resolution upon its first reading.

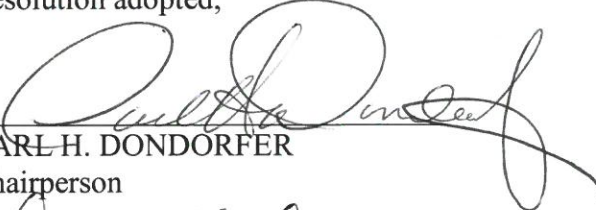
Section 3. All prior legislation, resolutions, and/or motions, or any parts thereof, which are inconsistent with this resolution is/are hereby repealed as to the inconsistent parts thereof.

Section 4. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board, and that any and all deliberations of this Board and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code and all legal requirements of the laws of the State of Ohio.


Section 5. This resolution constitutes an emergency measure necessary for the immediate preservation of the public health, safety and general welfare, and for the further reason that the Board desires to prohibit these adult use cannabis operators within the unincorporated territory of Concord Township, this resolution shall be effective upon its passage per Section 504.11 of the Ohio Revised Code.

Resolution adopted,

Adopted: February 5<sup>th</sup>, 2024

  
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CARL H. DONDORFER  
Chairperson

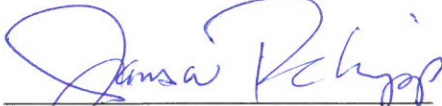
  
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AMY L. LUCCI  
Vice-Chairperson

  
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MORGAN R. MCINTOSH  
Trustee

**CERTIFICATION:**

I, the undersigned, do hereby certify that the foregoing Resolution No. 2024-03 is a true and accurate copy of the Resolution adopted by the Concord Township Board of Trustees at its meeting of February 5<sup>th</sup>, 2024, and that I am duly authorized to execute this Certification.

Witness my hand this 5<sup>th</sup> day of February 2024, in Concord Township, Ohio.

  
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JAMES W. TEKNIPP  
Fiscal Officer