



RESOLUTION #24-06-064

**A RESOLUTION LIMITING MEDICAL MARIJUANA AND ADULT USE CANNABIS
CULTIVATOR AND PROCESSOR FACILITIES WITHIN BETHEL TOWNSHIP, MIAMI COUNTY**

The Bethel Township Board of Trustees met in Regular session on June 4th, 2024 at the offices of the Bethel Township Trustees with the following Trustees being present: Kama Dick, Julie Reese, and Beth van Haaren

Trustee Dick moved for the adoption of the following resolution:

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, Ohio Revised Code 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, medical marijuana is regulated in Ohio by Chapter 3796 of the Ohio Revised Code; **AND**

WHEREAS, R.C. 3796.29 similarly authorizes townships to prohibit or limit the number of marijuana cultivators, processors, or retail dispensaries licensed under Chapter 3796 within the unincorporated area of the township; **AND**

WHEREAS, 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 and R.C. Chapter 3796 as it pertains to medical marijuana. All terms used in this resolution but not defined in those chapters shall be construed, for purposes of this resolution, in a manner to be consistent with the use of such terms in both chapters; **AND**

WHEREAS, the Bethel Board of Township Trustees, Miami County finds it to be in the best interest of the Township to limit adult use cannabis operators licensed under Chapter 3780, as well as medical marijuana cultivators and processors licensed under Chapter 3796, within the area of Bethel Township, Miami County.
THEREFORE

BE IT RESOLVED, by the Board of Township Trustees of Bethel Township, Miami County, Ohio that:

SECTION 1. Cultivator facilities are hereby limited to no more than one cultivator facility in total, regardless of whether it is for medical marijuana, adult use cannabis, or a combination thereof, within Bethel Township, Miami County.

SECTION 2. Processor facilities are hereby limited to no more than one processor facility in total, regardless of whether it is for medical marijuana, adult use cannabis, or a combination thereof, within Bethel Township, Miami County.

SECTION 3. This Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. This Resolution shall take effect immediately.

Trustee VAN HAAREN seconded the motion and the Board voted as follows upon roll call:

Vote: Trustee Kama Dick	<u>Y</u>	<u>Kama Dick</u>
Trustee Julie Reese	<u>Y</u>	<u>Julie Reese</u>
Trustee Beth vanHaaren	<u>Y</u>	<u>Beth van Haaren</u>

CERTIFICATE OF RECORDING OFFICER

I, Rhonda Ross, do hereby certify that the foregoing is a true and correct copy of **RESOLUTION #24-06-064** adopted by the Board of Trustees of Bethel Township, Miami County on the **4TH DAY OF JUNE, 2024**, and that I am duly authorized to execute this certificate.

Rhonda Ross
Rhonda Ross, Fiscal Officer
Bethel Township, Miami County, Ohio