

**RESOLUTION PROHIBITING MARIJUANA CULTIVATORS, PROCESSORS, AND  
RETAIL DISPENSARIES WITHIN RUSSELL TOWNSHIP**

*Board of Trustees of Russell Township, Geauga County, Ohio*

WHEREAS, on September 8, 2016, House Bill 523 became effective after it had been passed the Ohio General Assembly, and signed into law by Ohio Governor John Kasich.

WHEREAS, Revised Code § 3796.29, enacted as part of House Bill 523, provides that township boards of trustees may adopt resolutions prohibiting medical marijuana cultivators, processors, and dispensaries; and

WHEREAS, Revised Code § 519.21 was amended to address township boards of trustees' ability to regulate marijuana cultivators, processors, and/or retail dispensaries; and

WHEREAS, the Russell Township Board of Trustees, takes legislative notice that the use, possession, cultivation, distribution, and sale of marijuana—whether for medical or recreational use—remains illegal under the Controlled Substances Act, codified as 21 U.S.C. § 841.

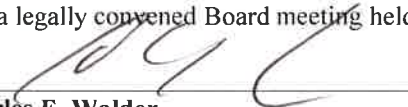
NOW, THEREFORE, BE IT RESOLVED by the Russell Township Board of Trustees that:

- I. In accordance with House Bill 523, Revised Code § 3796.29, and Revised Code § 519.21, as amended, marijuana cultivators, dispensaries, and processors, as those statutes define, are hereby prohibited within Russell Township, Geauga County, Ohio. No parcel of real property within Russell Township may be used for the establishment or operation of marijuana cultivation, processing, or dispensaries, and such uses are hereby prohibited within Russell Township.
- II. The Board of Trustees finds and determines that all formal actions of this Board concerning and relating to this Resolution's passage were adopted in an open meeting of this Board, and that this Board's deliberations were in a public meeting in compliance with all legal requirements, including Revised Code § 121.22.
- III. This Resolution shall be in full force and effect immediately from and after its adoption.

Trustee Mr. Mueller moved to adopt this RESOLUTION and Trustee Mr. GABRAM seconded the motion. On roll call, the following Russell Township Trustees voted on this 17<sup>th</sup> day of May, 2017:

 Justin Madden	<u>aye</u> Vote
 James Mueller	<u>aye</u> Vote
 Gary Gabram	<u>aye</u> Vote

I, Charles Walder, Fiscal Officer of the Russell Township Board of Trustees, Geauga County, Ohio, certify that the foregoing is a true and correct copy of the resolution adopted at a legally convened Board meeting held on May 17, 2017.

  
Charles E. Walder