

**VILLAGE OF HOLLAND, LUCAS COUNTY, OHIO
ORDINANCE NO. 33-2024**

AN ORDINANCE EXTENDING A MORATORIUM ON NEW ESTABLISHMENTS PROPOSING TO CULTIVATE, PROCESS OR DISTRIBUTE ADULT USE CANNABIS, AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Holland is a charter municipality located in Lucas County, Ohio, with powers of local self-government pursuant to Ohio Constitution Article XVIII, section 3, including the power to enact planning and zoning laws, and

WHEREAS, the Village of Holland has adopted the Village of Holland, Ohio, Zoning Ordinance and corresponding map, (the “Ordinance”), for the general purpose of promoting the public health, safety, comfort and welfare of the residents of the Village of Holland, to protect and promote public health, safety, convenience, comfort and general welfare of the village and its residents; to prevent overcrowding; to conserve and protect property and facilitate adequate but economical provision of public improvements; to avoid congestion in the public streets and highways; and for any other purpose as set forth in the Ordinance, and

WHEREAS, the electors of the State of Ohio, by initiative petition, have approved adult use cannabis in the State of Ohio. Adult use cannabis has been codified at chapter 3780 of the Ohio Revised Code, subject to legislative and administrative rules and regulations yet to be adopted, and

WHEREAS, the Village of Holland desires to review Ohio law, current and anticipated, to further understand the impact of cannabis cultivators, processors and dispensaries on the Village of Holland, and to consider reasonable regulations as to the size, number, and location of adult use cannabis cultivators, processors and dispensaries, and

WHEREAS, the Village of Holland Planning Commission has certified to the Village Council, by motion at a meeting open to the public, a recommendation for a moratorium on new establishments proposing to cultivate, process or dispense cannabis in the Village, and

WHEREAS, the Village published notice of a Village Council public hearing on said moratorium at least ten days before the public hearing, and.

WHEREAS, this Council timely held, after properly published notice, a public hearing to consider the recommended moratorium, and adopted an ordinance enacting a moratorium for a period of six months from the effective date of said ordinance, and authorized the Village Council to extend the moratorium an additional six months after the expiration of the original term.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Holland:

1. The Council of the Village of Holland hereby finds that the Ohio legislative enactments related to adult cannabis cultivators, processors and dispensaries

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have not been fully enacted and that the Council requires additional review and consideration of reasonable regulations as to the size, number, and location of adult use cannabis cultivators, processors and dispensaries, and hereby enacts an extension of the previously adopted moratorium for a period of six months from the expiration of the originally enacted moratorium.

2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that results in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

3. This measure is an emergency measure, necessary to the immediate preservation of the health, safety and welfare of the Village and its residents for the reason that the current moratorium enacted by the Council is set to expire without state-wide rules and regulations in place. Without such rules and regulations, the Village is unable to properly review and consider reasonable regulations necessary to protect the interests of the Village and its residents. There are an insufficient number of meetings of the Council prior to the aforementioned expiration of the originally enacted moratorium for three readings of this measure.

Vote On Emergency: Ayes_____ Nays_____ Abstain_____

Vote On Passage: Ayes_____ Nays_____ Abstain_____

Passed this ____ day of _____, 2024.

MAYOR

PRES. OF COUNCIL

ATTEST:

CLERK-TREASURER