

**IN THE COUNTY COURT FOR THE STATE OF OREGON
FOR THE COUNTY MORROW**

AN ORDINANCE TO OPT OUT OF
MARIJUANA ACTIVITIES,
SPECIFICALLY MEDICAL LICENSES
IDENTIFIED IN ENROLLED SENATE
BILL 1057 (2017) AND AS ALLOWED IN
ENROLLED HOUSE BILL 2198 (2017)

ORDINANCE NUMBER ORD-2017-5

WHEREAS, Oregon Revised Statute (ORS) 203.035 authorizes Morrow County to exercise authority within the County over matters of County concern; and

WHEREAS, Morrow County did adopt Ordinance ORD-2015-4 to opt out of marijuana activities including both medical and recreational operations with an effective date of December 21, 2017; and

WHEREAS, Morrow County did provide that Ordinance to both the Oregon Health Authority and the Oregon Liquor Control Commission as required by those agencies; and

WHEREAS, the Oregon Legislature passed additional opportunity for marijuana licenses during the 2017 regular session found in Enrolled Senate Bill 1057 and as outlined below; and

WHEREAS, the Oregon Legislature passed Enrolled House Bill 2198 allowing jurisdictions that previously opted out by action of their elected officials to do so again; and

WHEREAS, the Morrow County Board of Commissioners considered the opportunity offered by both Enrolled Senate Bill 1057 and Enrolled House Bill 2198; and

WHEREAS, based on the previous efforts of the Morrow County Court and discussions with the communities within Morrow County, the Board of Commissioners has determined there is not public interest to allow marijuana activities within Morrow County; and

WHEREAS, the Morrow County Board of Commissioners desires to prohibit the operation of medical marijuana processing sites, medical marijuana dispensaries, retail marijuana producers, retail marijuana processors, retail marijuana wholesalers, retail marijuana retailers and the newly formed categories of marijuana producers, processors, wholesalers and retailers that the Oregon Liquor Control Commission are identifying as holding an exclusively medical license.

NOW THEREFORE, BE IT RESOLVED that Morrow County maintains its status as an opt out county concerned with marijuana activities that include the following:

- a. Marijuana processing sites.

- b. Medical marijuana dispensaries.
- c. Marijuana producers.
- d. Marijuana processors.
- e. Marijuana wholesalers.
- f. Marijuana retailers.
- g. Marijuana producers that hold a license issued under ORS 475B.070 and that the Oregon Liquor Control Commission has designated as an exclusively medical licensee under section 24 of Enrolled Senate Bill 1057 (2017).
- h. Marijuana processors that hold a license issued under ORS 475B.090 and that the commission has designated as an exclusively medical licensee under section 25 of Enrolled Senate Bill (2017).
- i. Marijuana wholesalers that hold a license issued under ORS 475B.100 and that the commission has designated as an exclusively medical licensee under section 26 of Enrolled Senate Bill (2017).
- j. Marijuana retailers that hold a license issued under ORS 475B.110 and that the commission has designated as an exclusively medical licensee under section 27 of Enrolled Senate Bill (2017).

BE IT FURTHER RESOLVED

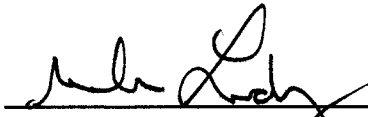
EFFECTIVE DATE: The Morrow County Board of Commissioners declares the effective date for this Ordinance to be at least 90 days after its Second Reading, or Thursday, February 1, 2018.

FIRST READING: Wednesday, October 11, 2017

SECOND READING: Wednesday, October 25, 2017

ADOPTED by the Morrow County Board of Commissioners, Heppner, Oregon, this 25th day of October, 2017.

**BOARD OF COMMISSIONERS OF
MORROW COUNTY, OREGON**



Melissa Lindsay, Chair



Don Russell, Commissioner

Absent

Jim Doherty, Commissioner

Attest:



Bobbi Childers

Bobbi Childers, County Clerk

Approve as to Form:

Morrow County Counsel

Justin Nelson
OSB # 07440

Unofficial Copy

MORROW COUNTY, OREGON **CJ2017-0159**
Commissioners' Journal 10/26/2017 2:10:01 PM



2017-0159

I, Bobbi Childers, County Clerk for Morrow County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Bobbi Childers - County Clerk

