

RESOLUTION NO. 2593

A RESOLUTION OF THE CITY OF WILSONVILLE, OREGON, CALLING FOR A MEASURE ELECTION TO BE INCLUDED IN THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2016, TO REFER TO THE VOTERS THE QUESTION OF WHETHER THE CITY SHOULD CONTINUE ITS BAN ON MARIJUANA FACILITIES WITHIN THE CITY

WHEREAS, the Oregon Medical Marijuana Act, as amended by the Legislature in 2015, provides that City Council may adopt an ordinance prohibiting the establishment of any medical marijuana facilities within Wilsonville city limits, but must refer the ordinance to the voters at a statewide general election; and

WHEREAS, to date, no marijuana facilities have been permitted or licensed to operate within Wilsonville; and

WHEREAS, if approved, the ballot measure would affirm the City Council's ordinance and would continue the ban on marijuana facilities; and

WHEREAS, a ban on marijuana facilities through the ballot measure will only prevent establishment of economic uses of marijuana but would not prohibit or restrict medical and personal home use.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

1. A measure election is hereby called for the purpose of referring to the voters of the City of Wilsonville a measure which, if approved, would continue to ban marijuana facilities within the City.
2. The election shall be held on November 8, 2016.
3. The City Recorder shall cause to be delivered to the elections officers of Clackamas and Washington Counties a complete ballot title on or before August 19, 2016, and the attached Notice of Measure Election and Explanatory Statement by no later than September 8, 2016, which is the filing deadline for the ballot measures for the November 8, 2016, general election. The elections officers shall conduct the election as required by law.
4. The City Recorder shall give notice of the election by posting notice in three public places at least two weeks prior to the election.
5. The actual ballot title, which is marked **Exhibit A** and incorporated herein, is hereby adopted.

6. This Resolution becomes effective upon the date of adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 7th day of July, 2016, and filed with the Wilsonville City Recorder this date.

Tim Knapp, Mayor

ATTEST:

Sandra C. King, MMC, City Recorder

SUMMARY OF VOTES:

Mayor Knapp	Yes
Council President Starr	Excused
Councilor Fitzgerald	Yes
Councilor Lehan	Excused
Councilor Stevens	Yes

Attachments:

Exhibit A – Ballot Title

Notice of Measure Election

SEL 802rev 01/16 ORS 250.085, 250.041,
250.275, 250.285, 254.095, 254.465**City****Notice****Date of Notice****Name of City or Cities****Date of Election**

City of Wilsonville

November 8, 2016

Final Ballot Title The following is the final ballot title of the measure to be submitted to the city's voters. The ballot title notice has been published and the ballot title challenge process has been completed.**Caption** 10 words which reasonably identifies the subject of the measure.

Prohibits Certain Licensed or Regulated Medical and Recreational Marijuana Facilities

Question 20 words which plainly phrases the chief purpose of the measure.

Shall Wilsonville continue to prohibit medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers in Wilsonville?

Summary 175 words which concisely and impartially summarizes the measure and its major effect.

This measure would authorize the City to continue its current ban on medical marijuana processing sites, medical marijuana dispensaries, recreational marijuana producers, recreational marijuana processors, recreational marijuana wholesalers, and recreational marijuana retailers. Processors under Wilsonville's Code also include marijuana testing facilities, which are also currently banned.

Personal use and growing of marijuana, in accordance with state law, will continue to be allowed in Wilsonville and is not restricted by this Measure.

A "yes" vote approves the Measure, and authorizes the City to continue to prohibit the above listed marijuana businesses from being located in Wilsonville.

A "no" vote rejects the Measure, and marijuana businesses would be permitted to operate in Wilsonville, subject to the provisions of Oregon law, including locally imposed time, place, and manner regulations, and Oregon Liquor Control Commission and Oregon Health Authority licensure and regulations.

Explanatory Statement 500 words that impartially explains the measure and its effect.

If the county is producing a voters' pamphlet an explanatory statement must be drafted and attached to this form for:

→ any measure referred by the city governing body; **or**

→ any initiative or referendum, if required by local ordinance.

Explanatory Statement Attached? Yes No**Authorized City Official** Not required to be notarized.**Name**

Sandra King

Title

City Recorder

Mailing Address

29799 SW Town Center Loop E, Wilsonville OR 97070

Contact Phone

(503) 570-1506

By signing this document:→ I hereby state that I am authorized by the city to submit this Notice of Measure Election; **and**

→ I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Signature**Date Signed**

Request for Ballot Title

Preparation or Publication of Notice

SEL 805

rev 01/16
OAR 165-014-0005

No later than the **80th day before an election**, a governing body that has referred a measure must prepare and file with the local elections official the text of the referral for ballot title preparation or the ballot title for publication of notice of receipt of ballot title. This form may be used to file the text of the referral and request the elections official begin the ballot title drafting process or file a ballot title and request the elections official publish notice of receipt of ballot title.

Filing Information

Election Date

November 8, 2016

Authorized Official

Sandra King

Contact Phone

(503) 570-1506

Email Address

king@ci.wilsonville.or.us

Referral Information

Title, Number or other Identifier

This Filing is For

Drafting of Ballot Title Attach referral text.

Publication of Notice Ballot title below.

Ballot Title Additional requirements may apply

Caption 10 words which reasonably identifies the subject of the measure.

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By signing this document:

→ I hereby state that I am authorized by the county or city governing body to submit this Request for Ballot Title – Preparation or Publication of Notice.

Signature

Date Signed