

BALLOT TITLE

Caption:

SEP 30 2015

Allowing State licensed medical and retail marijuana facilities.

Question:

Shall State licensed medical and retail marijuana dispensaries, producers, processors, wholesalers and retailers be allowed to operate in Klamath County?

Statement:

This measure if passed would allow:

The State of Oregon to grant licenses to qualifying medical and retail marijuana facilities in Klamath County.

The Oregon Health Authority would be permitted to license medical marijuana dispensaries and processing sites in Klamath County.

The Oregon Liquor Control Commission would be permitted to license marijuana producers, processors, wholesalers, and retailers.

IN THE MATTER OF ORDINANCE)
No. 36.07 OF KLAMATH COUNTY)
PROHIBITING THE OPERATION OF) ORDINANCE No. 36.07
MARIJUANA DISPENSARIES AND)
MARIJUANA RETAIL SALES)

WHEREAS, County is a "qualifying city or county" as defined in section 133(1), chapter 614, Oregon Laws 2015 (Enrolled House Bill 3400), being a county in which not less than 55 percent of votes cast in the county during the statewide general election held on November 4, 2014, on Ballot Measure 91 (chapter 1, Oregon Laws 2015) were in opposition to the ballot measure; and

WHEREAS, the Klamath 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, and/or retail marijuana retailers.

NOW THEREFORE, THE KLAMATH COUNTY BOARD OF COMMISSIONERS ORDAINS AS FOLLOWS:

(1) In accordance section 133(2), chapter 614, Oregon Laws 2015 (Enrolled House Bill 3400), the following are prohibited in the area subject to the jurisdiction of Klamath County:

- (a) Marijuana processing sites registered under section 85, chapter 614, Oregon Laws 2015.
- (b) Medical marijuana dispensaries registered under ORS 475.314.
- (c) Marijuana producers licensed under section 19, chapter 1, Oregon Laws 2015.
- (d) Marijuana processors licensed under section 20, chapter 1, Oregon Laws 2015.
- (e) Marijuana wholesalers licensed under section 21, chapter 1, Oregon Laws 2015.
- (f) Marijuana retailers licensed under section 22, chapter 1, Oregon Laws 2015.

(2) The text of this ordinance shall be provided:

(a) To the Oregon Health Authority, in the form and manner prescribed by the authority; and

(b) To the Oregon Liquor Control Commission, in the form and manner prescribed by the commission.

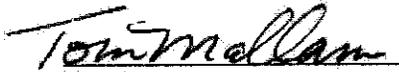
ENFORCEMENT. The Sheriff, or his/her designee, is charged with enforcement of this ordinance.

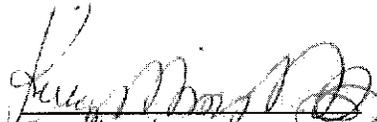
SEVERABILITY. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

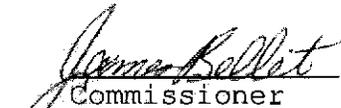
EFFECTIVE. This Ordinance shall be in effect 90 days after the date of its adoption.

DONE AND DATED THIS 22 DAY OF September, 2015.

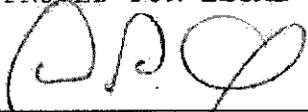
KLAMATH COUNTY BOARD OF COMMISSIONERS


Chair


Commissioner

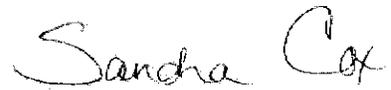

Commissioner

APPROVED FOR LEGAL SUFFICIENCY:



David P. Grose
Klamath County Counsel

ATTEST:



Sandra Cox
Recording Secretary