

RESOLUTION NO. 2022-01

A RESOLUTION ESTABLISHING A TEMPORARY MORATORIUM ON THE GRANTING OF NEW BUSINESS PERMITS AND LICENSES REQUESTED UNDER ORDINANCE 41 (MEDICAL MARIJUANA), OF THE CODE OF ORDINANCES OF THE TOWN OF PINK; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

WHEREAS, the Board of Trustees has determined that it is in the best interest of the Town of Pink for the efficient operations of municipal governance to establish a temporary moratorium on the granting of new business permits and licenses requested under Ordinance 41 of the Code of Ordinances of the Town of Pink; and

WHEREAS, the Board of Trustees have requested guidance on the process by which it may adopt a Municipal Zoning Scheme which would include specific zoning requirements as to the use of land for Ordinance 41 Activities; and

WHEREAS, it is the current intent of the Board of Trustees to adopt a comprehensive Municipal Zoning Scheme within the Municipal Boundaries of the Town of Pink; and

WHEREAS, to adopt a Municipal Zoning Scheme, a municipality shall develop a comprehensive zoning plan; and

WHEREAS, a comprehensive zoning plan takes into account current land use and formulates appropriate zones and boundaries for future land use; and

WHEREAS, continued granting of new Ordinance 41 permits and licenses would complicate and frustrate the purpose of creating a comprehensive zoning plan, and further, the adoption of a Municipal Zoning Scheme;

WHEREAS, the State of Oklahoma is considering new legislature which could change the legal landscape with regards to the establishment of new medical marijuana facilities; and

WHEREAS, upon release of proposed legislation regarding the medical marijuana industry, there have been multiple applications for Ordinance 41 permits and licenses pending with the Town of Pink; and

WHEREAS, the Board of Trustees acknowledges the potential for an exponential increase in the saturation and density of medical marijuana establishments within the Town of Pink imposes a risk to the health and safety of its citizens; and

WHEREAS, continued granting of new Ordinance 41 permits and licenses leading up to the potential changes within state law would complicate and frustrate the orderly administrative review process conducted by the Town of Pink; and

NOW THEREFORE, the Board of Trustees of the Town of Pink sees it appropriate and fitting to impose a temporary moratorium on the granting of new licenses and permits requested under Ordinance 41 of the Code of Ordinances of the Town of Pink.

Severability:

If any one or more of the sections, sentences, clauses or part of this resolution, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this resolution. It is hereby declared to be the intention of the Board of Trustees of the Town of Pink that this resolution would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Emergency Clause:

It being immediately necessary for the preservation of public health, peace, and safety, an emergency is hereby declared to exist, by reason whereof this Resolution shall take effect and be in full force from and after its passage and approval.

PASSED AND APPROVED and the emergency clause voted on and approved separately this 12th day of July, 2021.

Attest: _____
Natalie Owens, Town Clerk

Lisa Van Liew, Mayor

PASSED AND APPROVED and the emergency clause voted on separately this 12th day of July, 2021.

Lisa Van Liew, Mayor

ATTEST:

Natalie Owens, Town Clerk

(SEAL)