

BEFORE THE BOARD OF COMMISSIONERS
FOR LINCOLN COUNTY, OREGON

ORDINANCE # 475

Amending Ordinance # 472 relating to medical marijuana facilities; and declaring an emergency.

The Lincoln County Board of Commissioners ordains as follows:

SECTION 1.

Lincoln County Ordinance # 472 is amended as follows:

Temporary Moratorium on Medical Marijuana Facilities; *[Study]*

(1) Notwithstanding any other provision of the Lincoln County Code, no medical marijuana facility under ORS 475.314, *[and]* OAR Chapter 333, Division 008 **or any other provision of Oregon Law**, shall be authorized, established or operated within the unincorporated areas of Lincoln County. **Lincoln County's temporary prohibition on the authorization, establishment or operation of any medical marijuana facility in the unincorporated areas subject to its jurisdiction is adopted pursuant to 2014 Oregon Senate Bill 1531. The moratorium imposed by this ordinance shall be effective until May 1, 2015.**

(2) Lincoln County will engage in a process to determine whether or not to prohibit or to regulate or restrict medical marijuana facilities in accordance with its authority under ORS 475.314, 2014, *[and]* **2014 Oregon Senate Bill 1531,***[.]* **the inherent powers of Lincoln County pursuant to the Oregon Constitution and Oregon Law, and the federal Controlled Substances Act, 21 USC 801, et.seq.** *[That process will be completed no later than December 31, 2014.]*

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NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing ordinance to be omitted. New sections are in **boldfaced** type.

SECTION 2.

Emergency; Repeal; Codification

(1) This Ordinance being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist and this Ordinance shall take effect upon its passage.

[(2) The purposes of this Ordinance are temporary, and therefore this Ordinance is repealed on December 31, 2014.]

(3) The Board of Commissioners may, through enactment of an additional Ordinance, implement its decisions made under subsection (2) of Section 1 of this Ordinance, or dissolve or extend this Ordinance.

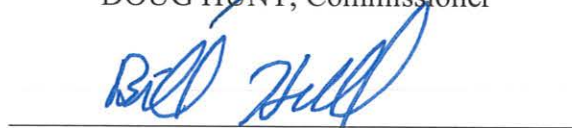
(4) Since this Ordinance is temporary, County Counsel does not need to codify this Ordinance in the Lincoln County Code.

DATED this 2nd day of April, 2014.

LINCOLN COUNTY BOARD OF COMMISSIONERS


TERRY N. THOMPSON, Chair

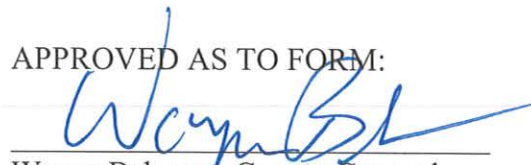

DOUG HUNT, Commissioner


BILL HALL, Commissioner

ATTESTED TO:


Kim Herring, Recorder

APPROVED AS TO FORM:


Wayne Belmont, County Counsel