

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of the Amendment of Ordinance 888        )  
Prohibiting Medical Marijuana Dispensaries in the        )        ORDINANCE No. 889  
Unincorporated Area of Yamhill County                    )

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in formal session on May 1, 2014, Commissioners Mary P. Stern, Allen Springer and Kathy George participating.

THE BOARD MAKES THE FOLLOWING FINDINGS:

WHEREAS, on February 20, 2014, the Board adopted Ordinance 888 temporarily prohibiting the location and operation of a Dispensary (as defined in Ordinance 888), in the unincorporated areas of Yamhill County for the period of one year from the effective date of the Ordinance.

WHEREAS, on March 7, 2014, the Oregon Legislature approved SB 1531, providing that, if enacted no later than May 1, 2014, the governing body of a county may adopt an ordinance enacting a moratorium on the operation of registered Dispensaries in the areas subject to the jurisdiction of the county until May 1, 2015; NOW, THEREFORE,

**THE YAMHILL COUNTY BOARD OF COMMISSIONERS ORDAINS AS FOLLOWS**

Section 1.    **MORATORIUM.** Section 1 of Ordinance 888 is hereby amended to include a moratorium on the operation of Dispensaries until May 1, 2015, in all areas subject to the jurisdiction of Yamhill County. As used herein, Dispensary includes any facility that dispenses marijuana pursuant to ORS 475.314 or any other provision of Oregon law.

Section 2.    **REMEDIES NOT EXCLUSIVE.** Section 2 of Ordinance 888 is hereby amended to provide that the remedies available under Senate Bill 1531 (2014) for a violation of the moratorium imposed by this ordinance are not exclusive of any other remedies available under any applicable federal, state or local law and that it is within the discretion of Yamhill County to seek cumulative remedies for a violation of the moratorium imposed herein.

Section 3. OREGON HEALTH AUTHORITY. A copy of this Ordinance shall be provided to the Oregon Health Authority by regular mail and by any other means as required by rule of the Oregon Health Authority.

Section 4. 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

Section 5. Except as amended by Sections 1 through 4 above, the remainder of Ordinance 888 remains in full force and effect.

DONE at McMinnville, Oregon on May 1, 2014.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS

BRIAN VAN BERGEN  
County Clerk

Mary P. Stern (voted no)  
Chair MARY P. STERN

By: Anne Bratt  
Deputy ANNE BRATT



Allen Springer  
Commissioner/Vice Chair ALLEN SPRINGER

FORM APPROVED BY:

Christian Boenisch  
CHRISTIAN BOENISCH,  
Yamhill County Legal Counsel

Kathy George  
Commissioner KATHY GEORGE