

# Notice of Measure Election

City

SEL 802

rev 01/18 ORS 250.035, 250.041,  
250.275, 250.285, 254.095, 254.465

## Notice

Date of Notice

Aug 25, 2022

Name of City or Cities

City of Amity, Oregon

Date of Election

Nov 8, 2022

**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 psilocybin-related businesses within Amity for 2-years.

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

Shall Amity prohibit psilocybin-related businesses and manufacturing within City Limits for a period of 2-years?

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

State law allows the operation, manufacture, distribution, and possession of psilocybin and psilocin. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of any of those registered or licensed activities.

Approval of this measure would prohibit the establishment of psilocybin manufacturers and/or psilocybin service center operators within Amity City Limits for a period of 2-years.

**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

Michael D. Thomas

Title

City Administrator

Mailing Address

PO Box 159 Amity OR 97101

Contact Phone

503-835-3711

*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

Aug 25, 2022

Date Signed

# Measure Explanatory Statement for County Voters' Pamphlet Instructions

## Filing Explanatory Statement – per OAR 165-022-0040

1. The governing body for any local government which has referred a measure to the voters shall submit an impartial, simple and understandable statement explaining the measure and its effect.
2. For an initiative or referendum by petition, an impartial, simple and understandable statement explaining the measure and its effect shall be submitted by the governing body of the local government only if the local government has an ordinance requiring the submission of such a statement.
3. 'Measure Explanatory Statement' shall be limited to 500 words/numbers maximum.
4. The County Clerk shall reject any 'Referred Measure' submitted without an 'Explanatory Statement'.

## General Instructions

1. An original, faxed, e-mail attachment or copy of a typewritten and signed 'Measure Explanatory Statement for County Voters' Pamphlet' must be filed with the County Elections office no later than 5 pm on the 'Notice of Measure' filing deadline. Postmarks do not count. **Any filings received or are unsigned after 5 pm on the deadline will be rejected.**
2. Submit the 'Measure Explanatory Statement' complete on a standard 8 ½" x 11" white paper containing the 'Measure Explanatory Statement' and attach to the signed form. 'Measure Explanatory Statement' is to be submitted typewritten.
3. **The word count must not exceed 500 words/numbers. If the explanation exceeds 500 words/numbers it will be edited by the County Elections office.**
4. The 'Measure Explanatory Statement' shall include the name and signature of the person responsible for the content of the statement and the name of the governing body that person is authorized to represent.
5. Pursuant to ORS 251.415 the County Clerk shall reject any statement which:
  - a. Contains any obscene, profane or defamatory language;
  - b. Incites or advocates hatred, abuse or violence toward any person or group; or
  - c. Contains any language which may not legally be circulated through the mail.
6. The County Clerk will not correct spelling, grammar or punctuation errors. 'Measure Explanatory Statement' will not be returned for proofreading after it has been filed.
7. **In addition to filing the 'Measure Explanatory Statement for County Voters' Pamphlet', it is recommended that the responsible party for the 'Measure Explanatory Statement' e-mail the electronic text (Word) to the County Elections office. The electronic text must mirror the submitted print version exactly.**

## Contact Information

- **Clackamas County Elections**, 1710 Red Soils Ct, Ste 100, Oregon City OR 97045-4300  
phone 503-655-8510                      fax 503-655-8461                      e-mail [elections@co.clackamas.or.us](mailto:elections@co.clackamas.or.us)
- **Multnomah County Elections**, 1040 SE Morrison St, Portland OR 97214-2417  
phone 503-988-3720                      fax 503-988-3719                      e-mail [elections@multco.us](mailto:elections@multco.us)
- **Washington County Elections**, 3700 SW Murray Blvd, Ste 101, Beaverton OR 97005-2365  
phone 503-846-5800                      fax 503-846-5810                      e-mail [elections@co.washington.or.us](mailto:elections@co.washington.or.us)
- **Yamhill County Elections**, 414 NE Evans St, McMinnville, OR 97218-4607  
phone 503-434-7518                      fax 503-434-7520                      e-mail [elections@co.yamhill.or.us](mailto:elections@co.yamhill.or.us)

### Measure Explanatory Statement for County Voters' Pamphlet

**Important! Please read all instructions before completing this form.** This form is to be used when filing a 'Measure Explanatory Statement for County Voters' Pamphlet' with your County Elections office. If a local government is located in more than one county, the county clerk of the county in which the city hall of the city or the administrative office of the local government is located shall be the filing officer for the 'Measure Explanatory Statement for County Voters' Pamphlet'.

#### Filing Information

Election:  Primary 20\_\_\_\_  General 2022  Special \_\_\_\_\_ Measure # \_\_\_\_ - \_\_\_\_

#### Ballot Title Caption

Prohibits psilocybin-related businesses within Amity for 2-years.

#### Name of Person responsible for content of 'Explanatory Statement' (as it should appear in the Voters' Pamphlet):

Mayor Rachel King & City Administrator Michael Thomas

#### Name of Jurisdiction/Organization Person is authorized to represent (as it should appear in the Voters' Pamphlet):

City of Amity, Oregon

#### CONTACT INFORMATION

Phone: Cell: N/A Work: 503-835-3711 Home: \_\_\_\_\_

E-Mail: mthomas@ci.amity.or.us

#### SIGNATURE



Signature of person responsible for content of 'Explanatory Statement'

8/25/22

Date

#### MEASURE EXPLANATORY STATEMENT

See attached for 'Measure Explanatory Statement' (500 word/number MAX).

#### For Office Use only:

County: \_\_\_\_\_

Word Count (500 max): \_\_\_\_\_

Signed?  Yes  No

Digital copy?  Yes  No

'Measure Explanatory Statement' attached?

Review Staff Initials: \_\_\_\_\_

Yes  No

Intake Staff Initials: \_\_\_\_\_

**EXPLANATORY STATEMENT RE: PSILOCYBIN MORATORIUM UNDER ORDINANCE No. 678**  
**REFERRAL No. \_\_\_\_\_**

**EXPLANATORY STATEMENT:**

Approval of this measure would enact a two-year moratorium on the establishment and operation of psilocybin related businesses within the City of Amity.

A city council may adopt an ordinance that restricts the establishment and operation of psilocybin related businesses within city limits for up to two years. Yet, the council must refer such ordinance to the voters at a general election. The Amity City Council has adopted this moratorium ordinance and, as a result, is now referring the matter to the voters of the City of Amity.

If approved, this measure would enact the ordinance and prevent the establishment and operation of psilocybin related businesses until December 31, 2024. Specifically, this moratorium restricts businesses that manufacture and/or service psilocybin. This allows the City of Amity time to prepare for such businesses by adopting ordinances and codes to best integrate psilocybin businesses into the city.

Approval of the moratorium does not prohibit an individual's right to use psilocybin under Oregon law.

If this measure is not approved, such businesses may be established and initiate operations within the City of Amity as of January 2023.

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00 "EXHIBIT A"

PUBLIC NOTICE

The City of Amity is seeking to place a ballot measure to our voters for psilocybin. According to the County, we need to publish the Ballot measure title prior to August 19th.

I'd like to submit the following for publication in the News Register, please, for the August 12th edition. (I'm assuming it is too late for this Tuesday.)

\*PUBLIC NOTICE. The City of Amity seeks to place a 2-year moratorium on the November 8, 2022, general election ballot. In accordance with State requirements, the City of Amity is publishing the ballot title, question, and summary for a challenge by any voter. Challenges may be filed in Circuit Court.

BALLOT TITLE

Prohibits psilocybin-related businesses within Amity for 2-years.

QUESTION

Shall Amity prohibit psilocybin-related businesses and manufacturing within City Limits for a period of 2-years?

SUMMARY

State law allows the operation, manufacture, distribution, and possession of psilocybin and psilocin. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of any of those registered or licensed activities. Approval of this measure would prohibit the establishment of psilocybin manufacturers and/or psilocybin service center operators within Amity City Limits for a period of 2-years."

NR Published August 9, 2022

# News-Register

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PO Box 727

## AFFIDAVIT OF PUBLICATION

STATE OF OREGON } ss.  
County of Yamhill

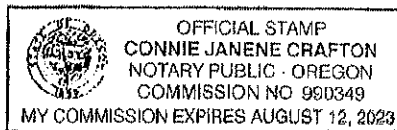
I, Terri Hartt  
being first duly sworn, depose and say that I am the Legal Clerk, of the NEWS-REGISTER, a newspaper of general circulation as defined by O.R.S. 193.010 and O.R.S. 193.020 published two times each week at McMinnville, County of Yamhill, State of Oregon, and that **City of Amity - Public Notice Shall The City of Amity Prohibit Psilocybin Related Businesses and manufacturing within City Limits for a period of 2 yrs-- August 9, 2022**

Subscribed and sworn before me this 8/23/2022 .

*Terri Hartt*

*Connie Janene Crafton*

Notary Public for Oregon  
My Commission Expires 08/12/2023



Amity's ballot initiative explained.

On November 8<sup>th</sup>, Amity seeks your vote on a measure regarding psilocybin. Psilocybin is also known as 'shrooms, magic mushrooms, and mushrooms. At a simple level the State of Oregon has legalized psilocybin allowing for the manufacture (growing), laboratory (testing/research), servicing (locations to provide), and facilitation (providers) of psilocybin under license, regulation, and oversight.

However, the State also recognized that Oregon's cities and counties may not be prepared to accept the immediate establishment and operation of psilocybin manufacturing and servicing businesses beginning January 1, 2023. Therefore, the state is giving cities and counties an opportunity to either delay the establishment of such businesses for 2 years (moratorium) or outright prohibit the establishment of these businesses (prohibition). The caveat is that each county and city must put their choice to a vote of the people.

The Amity City Council seeks from you, our voters, a 2-year moratorium upon the establishment of psilocybin businesses within Amity, allowing the City time to enact appropriate regulatory ordinances upon the manufacture and servicing of psilocybin within Amity City Limits.

Regardless of how you vote, please note: [The personal possession and use of psilocybin as approved by Oregon state law is legal and allowed.](#)

Therefore, when you fill out your ballot, here's what your vote means:

A **YES** vote = I agree to give the City of Amity two (2) years to enact appropriate regulation before the first psilocybin business is established in Amity. **This approves the moratorium** upon **only** the manufacture and servicing of psilocybin within city limits. Unless the City of Amity seeks voter approval, in 2024, for an extension of two more years, this moratorium will expire ("sunset") on December 31, 2024. Upon the sunset of this moratorium, psilocybin businesses will be allowed, per the new regulatory guidance enacted by the city.

A **NO** vote = I do not want to give the City of Amity two (2) years to enact appropriate regulation before the first psilocybin business is established in Amity. **This rejects the moratorium** and on January 1, 2023, anyone is allowed to obtain business permits and licenses to establish psilocybin manufacturing and servicing within Amity City Limits, per the currently enacted Municipal and Developmental Codes.