

**CITY OF AMITY
ORDINANCE NO. 678**

**AN ORDINANCE DECLARING A TEMPORARY BAN ON PSILOCYBIN SERVICE
CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS**

WHEREAS, in November 2020, Oregon voters approved Ballot Measure 109, known as the Oregon Psilocybin Service Act (codified at ORS 475A), which allows for the manufacture, delivery and administration of psilocybin at licensed facilities; and

WHEREAS, ORS 475A.235 provides that the Oregon Health Authority will regulate the manufacturing, transportation, delivery, sale and purchase of psilocybin products and the provision of psilocybin services in the state; and

WHEREAS, the Oregon Health Authority has initiated a rulemaking process to implement the state's psilocybin regulatory program and intends to begin accepting applications for psilocybin-related licenses on January 2, 2023; and

WHEREAS, as of July 31, 2022, the Oregon Health Authority has not completed the rulemaking process for implementing the state's psilocybin regulatory program, and the City of Amity is uncertain how the manufacture, delivery and administration of psilocybin at licensed psilocybin facilities will operate within the city; and

WHEREAS, ORS 475A.718 provides that a city council may adopt an ordinance to be referred to the electors of the city prohibiting the establishment of state licensed psilocybin product manufacturers and/or psilocybin service centers in the area subject to the jurisdiction of the city; and

WHEREAS, the Amity City Council believes that prohibiting psilocybin product manufacturers and psilocybin service centers within the city's jurisdictional boundaries to enable the adoption of the state's psilocybin licensing and regulatory program and to allow the city to adopt reasonable time, place, and manner regulations on the operation of psilocybin facilities is in the best interest of the health, safety and welfare of the people of Amity; and

WHEREAS, the City Council seeks to refer to the voters of Amity the question of whether to establish a two-year temporary ban on state-licensed psilocybin product manufacturers and psilocybin service centers within the city's jurisdictional boundaries.

NOW, THEREFORE, THE CITY OF AMITY ORDAINS AS FOLLOWS:

SECTION 1. Prohibition. The establishment of psilocybin product manufacturers licensed under ORS 275A.290 and psilocybin service centers licensed under ORS 475A.305 is prohibited in the City of Amity.

SECTION 2. Referral. This ordinance is referred to the electors of the city of Amity for approval at the next statewide general election on November 8, 2022.

SECTION 3. Effective Date. This ordinance takes effect and becomes operative 30 days after the day on which it is approved by a majority of voters.

SECTION 4. Sunset. This ordinance is repealed on December 31, 2024. The City must refer to the voters during the 2024 statewide general election a full prohibition to further ban psilocybin within City Limits.

SECTION 5. Approval. This ordinance may be approved by Council in one meeting in accordance with §16. Ordinance Adoption, of the Amity City Charter.

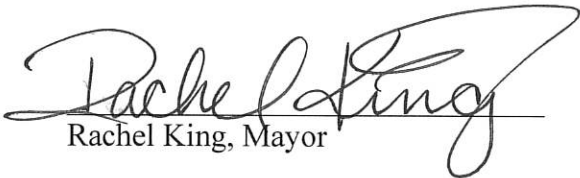
Initial, 1st, and 2nd Reading: Conducted and approved by the City Council the 3rd day of August 2022, by the following vote:

AYES: 5


NAYS: 0

ABSTENSIONS: 0

APPROVED BY THE MAYOR this 3rd day of August 2022.


Rachel King, Mayor

Attest:


Natasha Johnson, City Recorder/Treasurer