

RESOLUTION 2021 – 21

**RESOLUTION EXTENDING THE TEMPORARY ORDINANCE REGARDING THIS
ISSUANCE OF LOCAL MEDICAL CANNABIS ESTABLISHMENT PERMITS
AND/OR LICENSES, ORINANCE 1327 AND DELAYING IMPLEMENTATION OF
ORDINANCE 1329 CREATING ZONING REGULATIONS FOR CANNABIS
ESTABLISHMENTS**

WHEREAS, the City of Deadwood previously adopted Ordinance 1327 on June 10, 2021 regarding the temporary issuance of local medical cannabis establishment permits and/or licenses;

WHEREAS, Ordinance 1327 made a preliminary finding that the city's current regulations and controls may not adequately address the unique needs and impact of medical cannabis establishments as defined in SDCL 34-20G-1;

WHEREAS, Ordinance 1327 recognized that because the Department of Regulations had not yet adopted the final standards for medical cannabis the City would not be able to adequately assess the local zoning and licensing requirements necessary to approval local permits and to better ensure applicants have a more predictable permitting process to avoid stranded investments;

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WHEREAS, Ordinance 1327 was adopted to ensure that more comprehensive zoning ordinance and building permit changes, licensing permits, and any proposed amendments to the City's Comprehensive Plan could be completely examined with adequate public input from citizens, business interests, and medical cannabis industry representatives;

WHEREAS, Ordinance 1327 was adopted to preserve the status quo and to prevent significant investment pending the passage of the final State Department of Regulations final standards;

WHEREAS, Ordinance 1327 was adopted to protect and immediately preserve the public health, safety, welfare, peace and support of the municipal government and its existing public institutions;

WHEREAS, the City adopted Ordinance 1329 to create zoning regulations for cannabis establishments on September 8, 2021;

WHEREAS, the City believes it is still unable to adequately assess the impact of Ordinance 1329 as well as the licensing requirements necessary to approval local permits and determines that any license application received on or before December cannot be adequately assessed under the current zoning ordinances and therefore cannot be accepted for consideration.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF DEADWOOD, SD:

Ordinance Number 1327 Entitled A Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits and / or Licenses shall be extended until December 1, 2021. In accordance with this Resolution and Ordinance Number 1327, no licenses or permits regarding Medical Cannabis Establishments shall be issued by the City of Deadwood until December 1, 2021.

This resolution shall become effectively immediately and remain in effect until December 1, 2021. The City of Deadwood Commission may deem it necessary to repeal or extend this resolution.

Dated this 20th day of September, 2021.

CITY OF DEADWOOD

David Ruth, Jr., Mayor

ATTEST:

Jessicca McKeown, Finance Officer