

GREEN TOWNSHIP LAND USE BOARD MINUTES

REGULAR MEETING, April 8, 2021

CALL TO ORDER: The April 8, 2021 Regular (virtual) meeting of the Land Use Board was called to order by the Chairman, Mr. Scott Holzhauser, at 7:03pm. He then led everyone in the PLEDGE OF ALLIGIANCE.

Recitation of the OPEN PUBLIC MEETING STATEMENT by Chairman Holzhauser.

ROLL CALL: Present: Mr. Joe Cercone, Mr. Dan Conkling, Mrs. Jenny Kobilinski, Mr. Watson Perigo, Mr. Wilson and Mr. Scott Holzhauser.

Also present: Mr. David Brady, Board Attorney and Ms. Kim Mantz, Board Secretary

Members Absent: Mr. James Chirip, Mr. Jim DeYoung, Mr. John Lynch, Mrs. Sharon Mullen and Mr. Mike Muller

Motion was made to excuse the absent members by Mr. Cercone and seconded by Mr. Wilson.

No Discussion. All in Favor. Motion Carried.

MOTION TO APPROVE MINUTES:

Land Use Board Minutes of March 11, 2021

Mr. Cercone motioned to approve minutes and was seconded by Mr. Perigo. No Discussion. All Ayes.

Abstentions: Mr. Conkling and Mr. Wilson

RESOLUTIONS: None

OLD BUSINESS: None

NEW BUSINESS: Ordinance Review:

Deleting Sections 30-50.3 (h) and 30-82.18 of the Township Code and Prohibiting the Operation of Any Class of Cannabis Businesses within its Geographical Boundaries

Mr. Brady explained this is a stop gap measure and if the Township does not take action within the first 5 months (the deadline is in August) then it leaves things wide open and the Township loses the ability to assert control for the next 5 years. Most municipalities are adopting ordinances like this and it allows them to then move forward and regulate what, exactly, they will allow within the Township.

Mr. Conkling explained this is an opt in or opt out situation. If the Township did not opt out by the August deadline, they lose control over what cannabis businesses can be allowed. The Township is choosing to opt out so they can revisit the ordinance at a later date to possibly allow medical cannabis. He stated once you opt out, you can always opt back in but if you opt in you are in and cannot opt out for 5 years. If no action is taken, then the Township is automatically opted in.

Mrs. Kobilinski had a question regarding class 6 which is delivery of cannabis to a consumer within the Township, she feels this language isn't completely clear. Mr. Wilson agreed.

Mr. Brady explained the intent was that if someone wanted cannabis delivered to their house it is allowed but any other establishment in Green is prohibited. He will send a letter giving a recommendation that cleans up the language and explains what action the Board took.

A motion was made by Mr. Perigo that the Board finds the ordinance is consistent with the Master Plan and the Board recommends, with language clarification, it be adopted and was seconded by Mr. Cercone.

Roll Call Vote: Mr. Cercone, Mr. Conkling, Mrs. Kobilinski, Mr. Perigo, Mr. Wilson and Mr. Holzauer.

No Discussion. All Ayes. Abstentions: none

Mr. Holzauer asked for any public input, there was none so he closed the public portion of the meeting.

Mr. Conkling announced Mr. Perigo will be finishing another portion of the County Connector Trail before he leaves in July.

Mr. Perigo announced July will be his last meeting as he is retiring on July 30th.

- **ATTORNEY'S REPORT** – None
- **CHAIRMAN'S REPORT** – None
- **SECRETARY'S REPORT** – None
- **PROFESSIONALS REPORT** – None

A Motion was made by Mr. Perigo to adjourn the meeting at 7:17pm and seconded by Mr. Conkling.

All Ayes. No Discussion. Motion Carried. Abstentions: none

Respectfully Submitted:



Kim Mantz, Land Use Board Secretary

Date approved: 8.12.21