



James R. Fouts - Mayor

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August 31, 2018

Mr. Paul Wojno
City Clerk
City of Warren

DELIVERED TO WARREN CITY CLERK: August 31, 2018

Re: VETO OF ORDINANCE to amend Appendix A, Section 4G.07 to Clarify the Medical Marihuana Facility Measurements; and the Resolution Approving the Declaration to Begin Accepting Medical Marihuana Facilities Applications Beginning September 10, 2018

Dear Mr. Wojno:

Pursuant to Section 6.8 of the Warren City Charter, I hereby veto the ordinance amendment approved by the Warren City Council on August 28, 2018, specifically, its amendment to Appendix A, Section 4G.07 to Clarify the Medical Marihuana Facility Measurements, I also Veto the Resolution adopted approving a declaration to begin accepting Medical Marihuana Facilities Applications beginning September 10, 2018. I also veto the request to direct the City Attorney to request the administration to approve the establishment of a RFP Committee to select an expert to review medical marihuana applications.

It is my understanding that the ordinance amendment to Appendix A of the Code of Ordinances of the City of Warren, which involves zoning, should properly have been brought to the City Council by way of a recommendation from the Planning Commission, as required by state law. This step was by-passed. Accordingly, the ordinance was improperly considered and it is for that reason that I veto it.

With regard to the resolution passed mandating that medical marihuana facilities applications be accepted starting September 10, 2018, the resolution encroaches upon the executive branch of city government. The Building Department has indicated to me that they are not prepared to begin to accept and process marihuana facilities applications on September 10. Furthermore, with my veto of the measurement amendment, there is still a state of confusion as to what measurement method will be used.

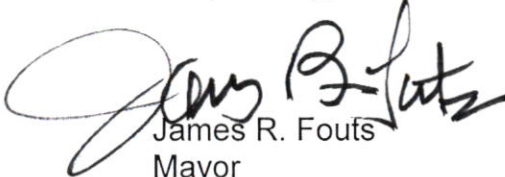
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The request for a RFP Committee is totally unnecessary. Expert review of medical marihuana applications can be done by zoning inspectors in the city's Building Inspections Division. If this responsibility is given to an outside firm, it would duplicate the work of the zoning inspectors and cause unnecessary overlapping and confusion. This is a city administrative function, and there is no need to spend tax dollars on hiring an outside firm.

Therefore, I respectfully veto the City Council action of Tuesday, August 28, 2018 under Agenda Items 14c, 14e as to Appendix A, Sec. 4G.07 and Agenda Item 14g. Accordingly, the operation of the ordinance and the resolution is suspended in accordance with City Charter Section 6.8.

Please contact me if you have any questions.

Respectfully,



James R. Fouts
Mayor

cc: Robert Boccomino, City Council