

RESOLUTION NO. 24-08

**A RESOLUTION ADOPTING A BALLOT TITLE AND EXPLANATORY STATEMENT FOR A
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, 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 City Commission adopted Ordinance No. 23-1009 at the October 18, 2023 regular meeting, which adopted a ban on psilocybin service centers and manufacturing psilocybin products in Oregon City; and

WHEREAS, ORS 475A.718(2) provides that after the adoption of an ordinance under that section, the governing body refers the measure at the next statewide general election (in this case November 5, 2024); and

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

NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:

Section 1. An election is called in and for the City of Oregon City, to be held Tuesday, November 5, 2024. The Clackamas County Clerk shall conduct the election.

Section 2. At that election, voters shall decide whether to ban psilocybin service centers and ban the manufacturing of psilocybin products in Oregon City.

Section 3. The City Commission adopts the ballot title attached to this resolution as Exhibit A and directs the City Manager to file the ballot title with the City Recorder.

Section 4. The City Commission adopts the explanatory statement attached to this resolution as Exhibit B and directs the City Manager to file the ballot title with the City Recorder.

Section 4. The City Commission directs the City Recorder to take all actions necessary to hold the election, including publication of the notice of receipt of the ballot title.

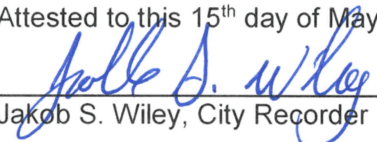
Section 5. This resolution shall take effect immediately upon its adoption by the City Commission.

Approved and adopted at a regular meeting of the City Commission held on the 15th day of May 2024.



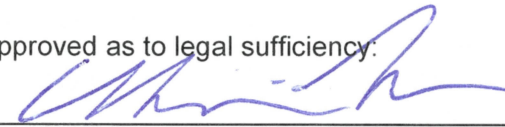
DENYSE C. MCGRIFF
Mayor

Attested to this 15th day of May 2024:



Jakob S. Wiley, City Recorder

Approved as to legal sufficiency:



City Attorney

Resolution 24-08 – Exhibit A

Ballot Title

PROHIBITS PSILOCYBIN-RELATED BUSINESSES WITHIN OREGON CITY

CAPTION	PROHIBITS PSILOCYBIN-RELATED BUSINESSES WITHIN OREGON CITY
QUESTION	Shall Oregon City prohibit psilocybin-related service centers and manufacturing in Oregon City?
SUMMARY	In November 2020, Oregon voters passed Ballot Measure 109, which allows the manufacture, delivery and administration of psilocybin at licensed facilities within the state. However, state law also provides that a city government may adopt an ordinance to be referred to the voters to prohibit the establishment of any of those registered or licensed activities in that city. Approval of this measure would prohibit the establishment of psilocybin product manufacturers and psilocybin service center operators within the area subject to the jurisdiction of the city.

Resolution 24-08 – Exhibit B

Explanatory Statement

Approval of this measure would prohibit the establishment and operation of psilocybin-related businesses within Oregon City.

Ballot Measure 109, passed in 2020, allows the manufacture, delivery, and administration of psilocybin at licensed facilities within the state. State law allows local governments to adopt an ordinance prohibiting the establishment of psilocybin related businesses within the city, but the council must refer the ordinance to the voters at a statewide general election. The Oregon City Commission has adopted an ordinance prohibiting the establishment of psilocybin-related businesses within the city and, as a result, has referred this measure to the voters. If approved, this measure would prohibit psilocybin-related businesses within the city.