

CITY OF NORTH POWDER

NOTICE OF RECEIPT OF BALLOT TITLE FOR THE NOVEMBER 8, 2022 ELECTION

NOTICE IS HEREBY GIVEN that a Ballot Measure has been filed by the City of North Powder, Oregon, with the County Clerk of Union County, Oregon on August 11, 2022. The petition meets the procedural Constitutional requirements.

The ballot caption is: "Prohibits psilocybin-related businesses within the City of North Powder, Oregon."

A full copy of the ballot title may be obtained at the North Powder City Hall Office at 340 E Street, North Powder or on the city website at [www.northpowderoregon.org](http://www.northpowderoregon.org).

Any elector may file a petition for judicial review of the ballot title with the Circuit Court of Union County no later than 5:00PM on Monday, August 22 2022, which is at least seven business days after this notice.

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EXHIBIT A

BALLOT TITLE

CAPTION: Prohibits psilocybin-related businesses within the City of North Powder, Oregon.

QUESTION: Shall North Powder prohibit psilocybin-related businesses in the City of North Powder, Oregon?

SUMMARY: State law allows operation manufacturer, distribution and possession of psilocybin and psilocin. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of any of those registered or licensed activities.

Approval of this measure would prohibit the establishment of psilocybin product manufacturers and/or psilocybin center operators within the area subject to the jurisdiction of the City of North Powder.

## EXHIBIT B

### EXPLANATORY STATEMENT

Approval of this measure would prohibit the establishment and operation of certain psilocybin product manufacturers and service center operators licensed by the Oregon Health Authority. Psilocybin mushrooms are wild or cultivated mushrooms that contain psilocybin, a naturally occurring psychoactive and hallucinogenic compound.

Measure 109, approved by Oregon voters in November 2020, provides that the Oregon Health Authority shall license and regulate the manufacturing, transportation, delivery, sale and purchase of psilocybin products and the provision of psilocybin services.

Under Measure 109, cities may place an ordinance on local ballots to prohibit psilocybin-product manufacturers and/or psilocybin service centers within their jurisdiction. The City Council of the City of North Powder has adopted an ordinance referring this measure to ban such uses within the city limits of North Powder to the voters.

If approved, this measure would prohibit licensed psilocybin product manufacturers and service center operators from operating within the City of North Powder's jurisdictional boundaries.

The authority to impose a tax or fee on the manufacturing or sale of psilocybin products, or the provision of psilocybin services in Oregon is vested solely in the Legislative Assembly. Additionally, Measure 109 prohibits a city from adopting or enacting an ordinance imposing a tax or fee on psilocybin manufacturing or the provision of psilocybin services. Consequently, approval of this measure should not have any revenue impacts on the City.