

ORDINANCE #537
SERIES 2018

AN EMERGENCY ORDINANCE PROHIBITING THE CONSIDERATION AND
ISSUANCE OF LOCAL APPROVAL FOR MEDICAL MARIJUANA CENTERS, INFUSED
PRODUCTS AND CULTIVATION OPERATION, AND/OR RETAIL MARIJUANA, RETAIL
SALES, CULTIVATION, TESTING FACILITIES SUNSETING DECEMBER 31, 2019

WHEREAS, The State of Colorado has previously enacted legislation and rules and regulations regarding Retail Marijuana Establishments and regarding the licensure and regulation of Medical Marijuana Centers; and,

WHEREAS, State legislation, rules and regulations regarding retail and medical marijuana have been enacted; and,

WHEREAS, the Town of Dolores previously enacted Ordinance 526 which declared a prohibition on the issuance of local licenses or local approval of State licenses for Medical marijuana Centers, infused products and cultivation operation and/or retail marijuana, retail sales, cultivation, testing facilities and marijuana products manufacturing facilities.

WHEREAS, Ordinance 526 sunsets December 31, 2018 in less than 21 days;

WHEREAS, the Trustee of the town of Dolores are considering implementing an ordinance to regulate medical and/or retail marijuana retail sales, will place this matter on its agenda by March of 2019, but at the present time no decision has been made and the Trustees require additional time to consider the issue and adopt an appropriate ordinance;

WHEREAS, the town of Dolores has limited resources at this time to enable it to adequately regulate medical and retail marijuana commercial operations and no regulatory framework, and

WHEREAS, adoption of this ordinance as an emergency measure is necessary in order that the ordinance will take immediate effect and preclude the operation of medical and retail marijuana establishments in the Town of Dolores in violation of the provision of Amendment 64 and applicable law; and

WHEREAS, the Town of Dolores Board of Trustees finds it necessary to the public health, safety, and welfare to adopt this emergency ordinance imposing a moratorium on the operation of medical and retail marijuana establishments pending further study and possible adoption of ordinances and regulations relating to the operation and licensing of marijuana establishments by the Board of Trustees; and/or pending a determination whether by ordinance or an initiated or referred measure.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF DOLORES BOARD OF TRUSTEES OF DOLORES, COLORADO

Section 1.

During the effective term of this emergency ordinance no person shall operate a medical or retail marijuana establishment, as defined in Amendment 64 and applicable Colorado law and regulation, within the limits of the Town of Dolores. No town of Dolores personnel shall accept or process an application for sales tax license, land use approval, building permit, or any other license or permit relation to the operation of a marijuana establishment.

Section 2.


All ordinances heretofore passed and adopted by the Town of Dolores Board of Trustees are hereby repealed to the extent that said ordinances, or parts thereof, are in conflict herewith.

Section 3.

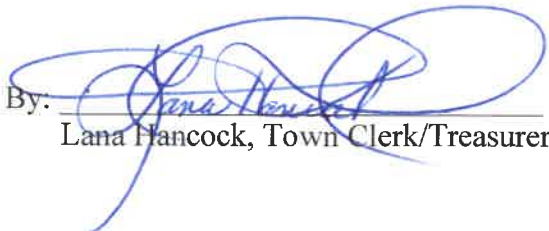
This ordinance shall take effect immediately upon passage, and shall terminate on December 31, 2019, unless otherwise earlier terminated or extended by further ordinance or resolution of the Board of Trustees. The Town of Dolores Board of Trustees hereby finds, determines and declares this ordinance is necessary for immediate preservation of the health, safety and welfare of its citizens.

APPROVED AND AUTHORIZED FOR SIGNATURE by the Mayor of the Town of Dolores, Dolores, Colorado in a public meeting on December 10, 2018.

DOLORES BOARD OF TRUSTEES:

By: 
Chad Wheelus, Mayor

Attest:

By: 
Lana Hancock, Town Clerk/Treasurer

