

ORDINANCE #541 SERIES 2020

AN ORDINANCE AMENDING THE SCHEDULE OF USE REGULATIONS UNDER ARTICLE III, SECTION C(1) OF THE LAND USE CODE

WHEREAS, the Town of Dolores, Colorado is a statutory town incorporated under the laws of the state of Colorado;

WHEREAS, Colo. Rev. Stat. § 31-23-204 provides that the Planning and Zoning Commission may record its own minutes.

WHEREAS the Schedule of Use Regulations founder under ARTICLE III, SECTION C(1) of the Land Use Code currently provides that “Medical marijuana centers, optional premises cultivation operation, medical marijuana infused products manufacturing” are designated as “P” or permitted in all Zoning Districts;

WHEREAS the Town Trustees have adopted an emergency ordinance prohibiting the cultivation, manufacture of infused products, and sales of retail and medical marijuana which sunsets on December 31, 2020;

WHEREAS the Town has no regulatory framework in place to govern the cultivation, manufacture and sales of medical or retail marijuana;

WHEREAS the Town is currently undergoing a process for the comprehensive review and revision of the Land Use Code; and,

WHEREAS there is a need to make the Land Use Code consistent with the temporary moratorium pending the adoption of the comprehensive revisions of the Land Use Code and final action by the Trustees on the Town of Dolores concerning marijuana regulation.

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

Section 1. The section captioned “Medical marijuana” under the Schedule of Regulations Under Article III of the Land Use Code is deleted in its entirety.

Section 2. The intent of this Ordinance is make the operation of any medical or retail marijuana establishment, cultivation operations, or infused products establishment of any kind a “Not Permitted” use as defined by Article III (c)(1)(d) of the Land Use Code.

Section 3. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and Town Clerk and published as required by law.

INTRODUCED AND READ on first reading at the regular meeting of the Trustees of the Town of Dolores on January 13th , 2020 at Dolores, Colorado.

Passed adopted and approved on the first reading this 15TH day of JANUARY, 2020.

DOLORES BOARD OF TRUSTEES:

By: *Chad Wheelis*
MAYOR / CHAD WHEELIS



Attest:

By: *Tammy Neely*
TOWN CLERK TAMMY NEELY

PUBLIC HEARING. This ordinance shall be considered for second or final reading on the 3RD day of FEBRUARY, 2020, in the Town Board Chambers in Town Hall, Dolores, Colorado, at which time and place all persons may appear and be heard concerning the same.

Passed adopted and approved on the second and final reading this 3RD day of FEBRUARY, 2019.

DOLORES BOARD OF TRUSTEES:

By: *Chad Wheelis*
MAYOR / CHAD WHEELIS



Attest:

By: *Tammy Neely*
CLERK TAMMY NEELY