

ORDINANCE NO. 6
(Series 2015)

**AN ORDINANCE OF THE TOWN OF GEORGETOWN AMENDING THE
GEORGETOWN MUNICIPAL CODE, CONCERNING MARIJUANA**

WHEREAS, the Town of Georgetown is a Colorado territorial town, operating under a territorial charter and applicable sections of the Colorado Revised Statutes (“CRS”); and

WHEREAS, the Georgetown Board of Selectmen (“Board”) is authorized, by the territorial charter and the CRS, to enact ordinances for the preservation of the public health, safety, and welfare, including land use and zoning; and

WHEREAS, in the exercise of this authority the Board has previously enacted Chapters 5.20 and 5.24 of the Georgetown Municipal Code, concerning medical and retail marijuana; and

WHEREAS, the Board wishes to amend said Chapters to permit medical and retail marijuana infused products manufacture; and

WHEREAS, the Board wishes to make conforming changes to acknowledge that possession of cannabis is no longer illegal; and

WHEREAS, the Board conducted a public hearing on the ordinance and is of the opinion that the amendments should be adopted.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SELECTMEN OF
THE TOWN OF GEORGETOWN, COLORADO:**

Section 1. Section 5.20.040 of the Georgetown Municipal Code is hereby amended to read:

5.20.040 Medical marijuana establishments permitted, banned, and limited.

- (a) The only medical marijuana establishments permitted within the Town shall be a medical marijuana center AND A MEDICAL MARIJUANA INFUSED PRODUCTS MANUFACTURER.
- (b) There shall only be two (2) marijuana establishments locations permitted within the town, provided, however that at each such location, there may be conducted a medical marijuana center, A MEDICAL AND/OR RETAIL MARIJUANA INFUSED PRODUCTS MANUFACTURER, a retail marijuana store or a COLLOCATED OPERATION OF TWO OR MORE SUCH ESTABLISHMENTS described in Section 5.24.160 of this Code.

Section 2. Section 5.20.090 of the Georgetown Municipal Code is amended by the addition of a new subsection (d), to read:

- (d) PRIOR TO AND AS A CONDITION OF THE ISSUANCE, TRANSFER OR RENEWAL OF ANY LICENSE FOR AN INFUSED PROCTUCTS MANUFACTURER UNDER THIS CHAPTER, THE APPLICANT SHALL OBTAIN, AT ITS COST, AN INSPECTION AND WRITTEN REPORT FROM THE CLEAR CREEK FIRE AUTHORITY AND TOWN'S BUILDING OFFICIAL CERTIFYING THAT ALL STRUCTURES, FACILITIES AND EQUIPMENT TO BE USED FOR THE PROCESSING OR MANUFACTURE OF MARIJUANA INFUSED PRODUCTS COMPLY WITH ALL APPLICABLE CODES AND REGULATIONS.

Section 3. Section 5.24.020 of the Georgetown Municipal Code is amended by amending the following definition:

Marijuana establishment shall mean a medical marijuana center, a retail marijuana store A MARIJUANA INFUSED PRODUCTS MANUFACTURER or a collocated OPERATION OF TWO OR MORE SUCH ESTABLISHMENTS, AS described in section 5.24.160 of this Chapter.

Section 4. Section 5.24.040(b) of the Georgetown Municipal Code is amended to read:

5.24.40. Retail marijuana establishments permitted, banned and limited.

- (b) There shall only be two (2) marijuana establishment locations permitted within the Town, provided, however that at each such location, there may be conducted a medical marijuana center, A MEDICAL AND/OR RETAIL MARIJUANA INFUSED PRODUCTS MANUFACTURER, a retail marijuana store or a collocated OPERATION OF TWO OR MORE SUCH ESTABLISHMENTS described in Section 5.24.160 of this Code.

Section 5. Section 5.24.050 of the Georgetown Municipal Code is amended to read:

5.24.050 Licenses required. No person shall operate a ~~retail~~ marijuana ~~store~~ ESTABLISHMENT within the Town without a valid and appropriate license issued in accordance with this Chapter and the provisions of the Colorado Retail Marijuana Code. This requirement to obtain the appropriate ~~retail~~ marijuana ~~store~~ ESTABLISHMENT license is in addition to the requirement to obtain a business license pursuant to Chapter 5.04 of this Title and any other license or permit required by the Town.

Section 6. Section 5.24.090 of the Georgetown Municipal Code is amended by the addition of a new subsection (d) to read:

(d) PRIOR TO AND AS A CONDITION OF THE ISSUANCE, TRANSFER OR RENEWAL OF ANY LICENSE FOR AN INFUSED PROCTUCTS MANUFACTURER UNDER THIS CHAPTER, THE APPLICANT SHALL OBTAIN, AT ITS COST, AN INSPECTION AND WRITTEN REPORT FROM THE CLEAR CREEK FIRE AUTHORITY, AND TOWN BUILDING OFFICIAL CERTIFYING THAT ALL STRUCTURES, FACILITIES AND EQUIPMENT TO BE USED FOR THE PROCESSING OR MANUFACTURE OF MARIJUANA INFUSED PRODUCTS COMPLY WITH ALL APPLICABLE CODES AND REGULATIONS.

Section 7. Section 5.24.160 of the Georgetown Municipal code is amended to read:

5.24.160 Collocation of operations. A medical marijuana center may hold a retail marijuana store license AND/OR A MEDICAL OR RETAIL MARIJUANA INFUSED PRODUCTS MANUFACTURER LICENSE and operate a dual retail business at a shared licensed premises.

Section 8. Section 9.20.110(a) of the Georgetown Municipal Code, entitled “Possession of cannabis,” is repealed and replaced with the following:

9.20.110 Open and public consumption of cannibas.

- a. No person shall consume cannabis, or its derivative or concentrate, in any form, in a public place or on private property in view of the general public.

Section 9. The Town’s fee schedule shall be amended to add marijuana Infused Product Manufacturing license. New license - \$2,000.00 and renewal licenses - \$750.00. The fee schedule as amended to be revised by the Board of Selectmen from time to time by Resolution

Section 10.

This ordinance shall be effective after final adoption and posting as provided at Section 5.26 of the Territorial Charter.

INTRODUCED, READ, APPROVED AND ORDERED POSTED IN FULL ON FIRST READING on the 26th day of May, 2015.

INTRODUCED ON SECOND READING, FINALLY ADOPTED AND ORDERED POSTED AFTER PUBLIC HEARING on the 9th day of June, 2015.

TOWN OF GEORGETOWN

By: _____
Matthew Skeen, Police Judge

ATTEST:

Jennifer Yobski, Town Clerk

Posting

- ☐ Posted up in full at Town Hall and other designated posting locations after approval on first reading;

and
- ☐ Posted up in full at Town Hall and other designated posting locations after final adoption.

ATTEST:

By: _____
Jennifer Yobski, Town Clerk