

Jason Reynolds

From: DevelopmentSubmittals <DevelopmentSubmittals@adcogov.org>
Sent: Wednesday, September 21, 2022 10:24 AM
To: Jason Reynolds
Subject: RE: LDC22-004 - Arapahoe County Marijuana Regulations Amendment

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning, Jason.

Thank you for including Adams County in the review for LDC22-004 - Arapahoe County Marijuana Regulations Amendment. We do not have any comment on the proposed regulation amendments.

Have a great day!

Thanks,



Layla Bajelan

Senior Long Range Planner, *Community and Economic Development*

ADAMS COUNTY, COLORADO

4430 S. Adams County Parkway, 1st Floor, Suite W2000A

Brighton, CO 80601

720.523.6863 | LBajelan@adcogov.org | www.adcogov.org

**** New Schedule: Tuesday-Friday 7 a.m. to 5:30 p.m. ****

County operating hours: Monday through Friday, 7 a.m. to 5:30 p.m.

From: Jason Reynolds <JReynolds@arapahoegov.com>
Sent: Wednesday, September 14, 2022 1:23 PM
To: Jason Reynolds <JReynolds@arapahoegov.com>
Subject: LDC22-004 - Arapahoe County Marijuana Regulations Amendment

Please be cautious: This email was sent from outside Adams County

Dear Referral Agency,

Arapahoe County is proposing a change to its medical and retail marijuana regulations (Case No. LDC22-004). Currently, Arapahoe County's regulations allow the four existing medical and/or recreational marijuana retail stores to continue operating in the same locations. The proposed regulations would allow those four stores to relocate to other locations in unincorporated Arapahoe County with a Use by Special Review process for the new location; the proposed regulations do not increase the total allowable number of stores—only four commercial marijuana store locations are allowed in unincorporated Arapahoe County. If a store relocates, the original location would be closed.

The proposed regulations include the following provisions:

- Allows a total of four commercial marijuana stores within unincorporated Arapahoe County



ARAPAHOE COUNTY

Public Works and Development – Planning Division
6924 S Lima St., Centennial CO 80112 ♦ Phone: 720-874-6650
www.arapahoegov.com

Referral Routing Form

Case Number/Name: Marijuana Land Development Code Amendment
Planner's Name & Email: Jason Reynolds, jreynolds@arapahoegov.com
Engineer's Name & Email: n/a
Date Sent: 9/14/22
Date to be Returned: 9/30/22

Arapahoe County is proposing a change to its medical and retail marijuana regulations (Case No. LDC22-004). Currently, Arapahoe County's regulations allow the four existing medical and/or recreational marijuana retail stores to continue operating in the same locations. The proposed regulations would allow those four stores to relocate to other locations in unincorporated Arapahoe County with a Use by Special Review process for the new location; the proposed regulations do not increase the total allowable number of stores—only four commercial marijuana store locations are allowed in unincorporated Arapahoe County. Please review the regulations and provide any comments by **Friday, September 30, 2022.**

	COMMENTS	INSERT YOUR ORGANIZATION & NAME/SIGNATURE
<input checked="" type="checkbox"/>	I have NO comments to make on the case as submitted.	Laura Granja – Land Use Planner Community and Development Services Department – Elbert County Government
<input type="checkbox"/>	I have the following comments to make related to the case:	

Comments: (Please reply / submit reviews and comments via email)



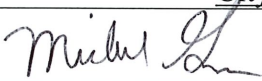
ARAPAHOE COUNTY

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Case Number/Name: Marijuana Land Development Code Amendment
Planner's Name & Email: Jason Reynolds, jreynolds@arapahoe.gov
Engineer's Name & Email: n/a
Date Sent: 9/14/22
Date to be Returned: 9/30/22

Arapahoe County is proposing a change to its medical and retail marijuana regulations (Case No. LDC22-004). Currently, Arapahoe County's regulations allow the four existing medical and/or recreational marijuana retail stores to continue operating in the same locations. The proposed regulations would allow those four stores to relocate to other locations in unincorporated Arapahoe County with a Use by Special Review process for the new location; the proposed regulations do not increase the total allowable number of stores—only four commercial marijuana store locations are allowed in unincorporated Arapahoe County. Please review the regulations and provide any comments by **Friday, September 30, 2022.**

	COMMENTS	INSERT YOUR ORGANIZATION & NAME/SIGNATURE
<input type="checkbox"/>	I have NO comments to make on the case as submitted.	<u>Michael Gradis, Principal Planner</u> <u>City of Centennial</u>
<input checked="" type="checkbox"/>	I have the following comments to make related to the case:	

Comments: (Please reply / submit reviews and comments via email)

Please see attached.

**CITY OF CENTENNIAL,
COLORADO**

RESOLUTION NO. 2022-R-49

**A RESOLUTION OF THE CITY COUNCIL OF CENTENNIAL, COLORADO,
OPPOSING PROPOSED AMENDMENTS TO ARAPAHOE COUNTY'S MEDICAL
AND RETAIL MARIJUANA REGULATIONS (ARAPAHOE COUNTY REFERRAL NO.
LDC22-004; CENTENNIAL REFERRAL NO. REF-22-00031)**

WHEREAS, from time to time the City Council takes positions on matters pending before other governmental bodies which will directly impact the City and its citizens; and

WHEREAS, the Arapahoe County Board of County Commissioners is presently considering amendments to Arapahoe County's Medical and Retail Marijuana Regulations and has requested the City's feedback concerning the proposed amendments; and

WHEREAS, Arapahoe County currently has four (4) existing retail marijuana uses; and

WHEREAS, the intent of the proposed amendments to Arapahoe County's Medical and Retail Marijuana Regulations is to allow the existing retail marijuana uses to remain in their existing locations or to allow for their relocation to other permitted places within unincorporated Arapahoe County; and

WHEREAS, the possible relocation of the County's existing retail marijuana uses would allow for retail marijuana uses to be located immediately adjacent or in close proximity to the City's boundaries, along main Centennial corridors, and in areas likely to be annexed by the City in the future; and

WHEREAS, citizens in Centennial – who importantly are also voters within Arapahoe County – strongly opposed the statewide legalization of retail marijuana in 2012;

WHEREAS, recently, the City of Centennial considered the potential to authorize marijuana delivery into the City and confirmed unanimously that the City Council continues to oppose all marijuana uses (medical and retail) within the City on behalf of its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CENTENNIAL, COLORADO, THAT:

Section 1. The City Council opposes the proposed amendments to Arapahoe County's Medical and Retail Marijuana Regulations because the proposed amendments may potentially:

- Locate marijuana businesses immediately adjacent or within proximity to the boundaries of the City of Centennial.
- Result in marijuana businesses being located within the City following reasonable and planned annexations of property as the City expands its boundaries. If located within the City following annexation, such businesses would be unlawful or illegal under the City's existing laws and regulations and necessitate, by law, the denial of any state or local licenses for the businesses.
- Necessitate the City excluding any marijuana businesses from any future annexations which will, in turn, create small properties remaining subject to Arapahoe County's on-going and possibly permanent or perpetual jurisdiction for purposes of law enforcement, licensing and license compliance, and all other governmental services.

Section 2. Should the Board of County Commissioners continue to consider the proposed amendments to Arapahoe County's Medical and Retail Marijuana Regulations, the City Council strongly advocates that the Board of County Commissioners prohibit retail marijuana uses located within an area generally bounded by East Arapahoe Road to the north., South Parker Road to the east, the Arapahoe/Douglas County line to the south, and I-25 to the west, but excluding areas under Arapahoe County ownership or control such as Centennial Airport and other County controlled facilities (see attached Exhibit). This prohibition would eliminate the possibility of newly established marijuana uses being located along or near East Arapahoe Road, South Parker Road, East Broncos Parkway, the I-25 and Dry Creek Interchange, Inverness Business Park, Dove Valley, and other areas.

Section 3. This Resolution shall be effective immediately upon adoption.

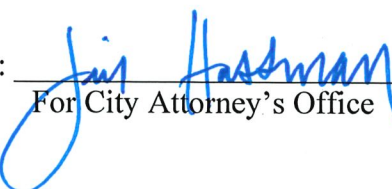
Adopted by a vote of 9 in favor and 0 against, this 3rd day of Oct., 2022.

By: 
Stephanie Piko, Mayor

ATTEST:

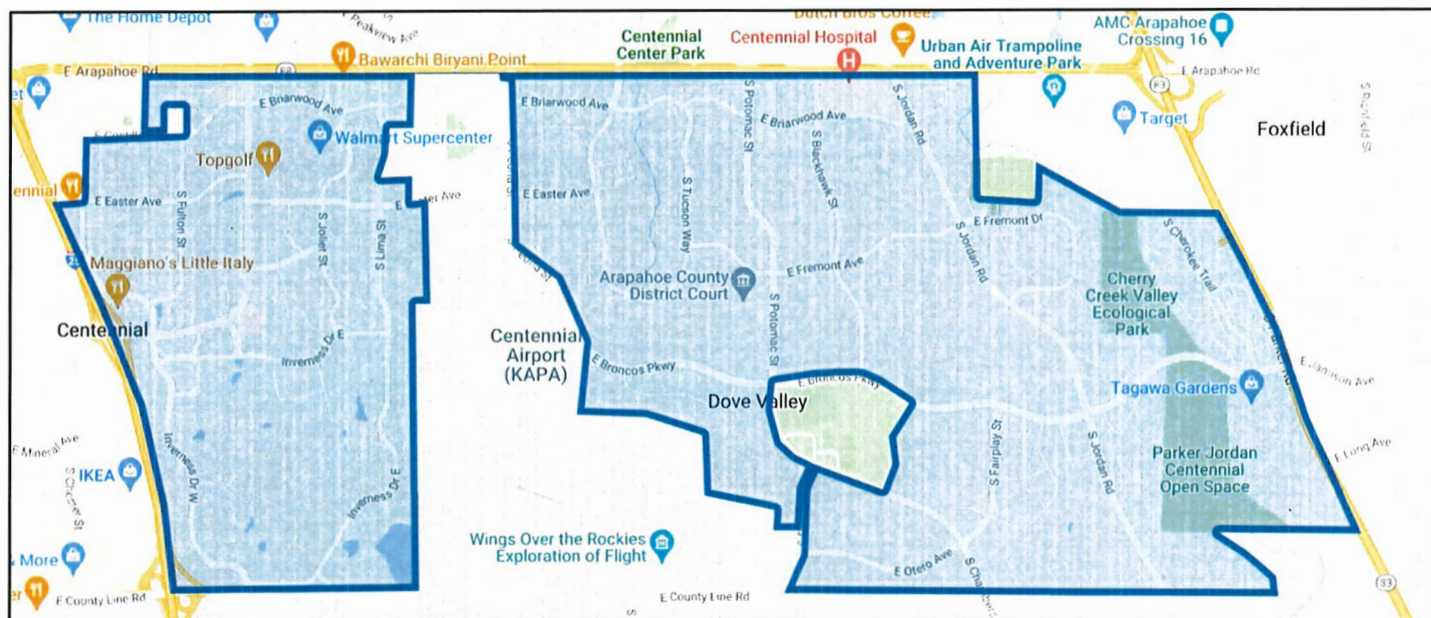
Approved as to Form:

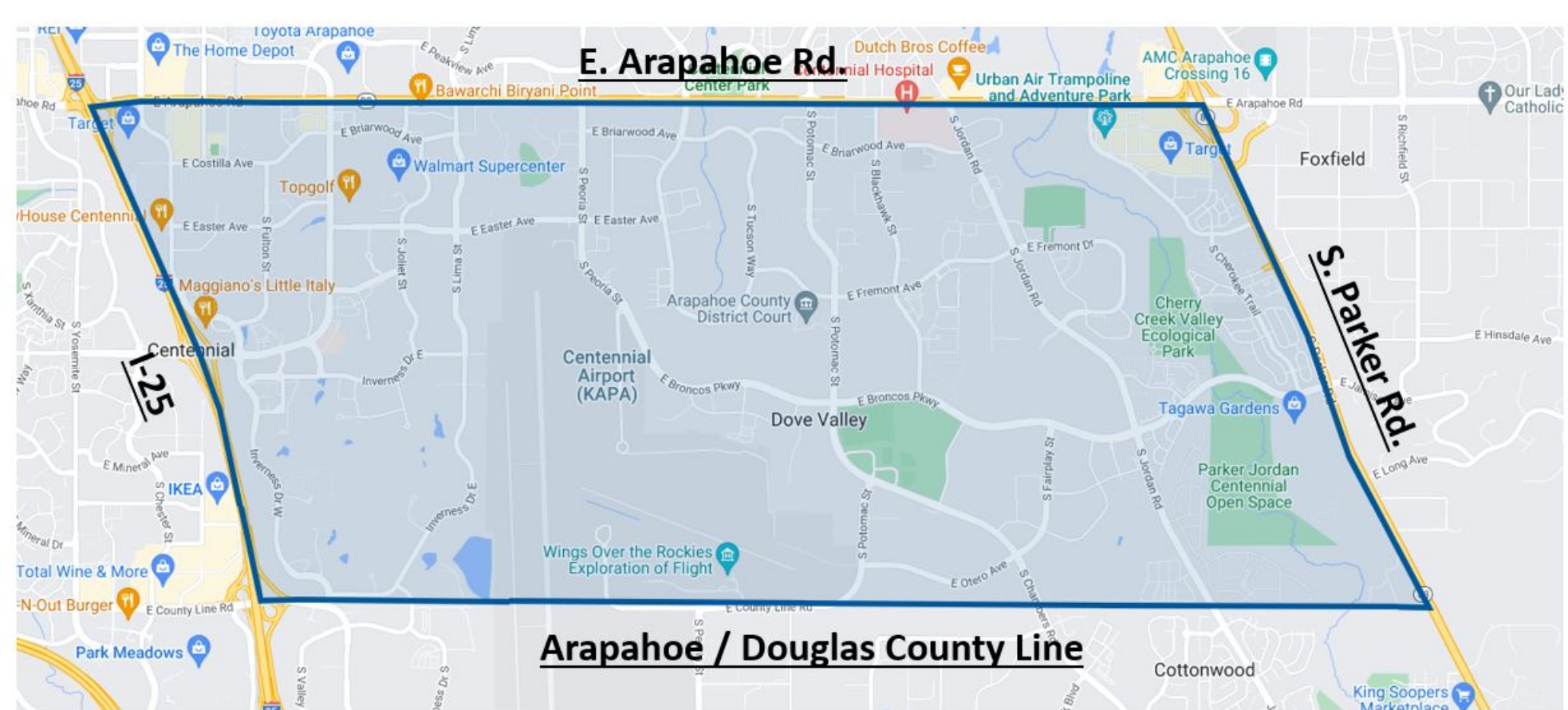
By: 
City Clerk or Deputy City Clerk

By: 
For City Attorney's Office

(North is at the top of this page)

Prohibited area is noted as East Arapahoe Road to the north., South Parker Road to the east, the Arapahoe/Douglas County line to the south, and I-25 to the west, but excluding areas under Arapahoe County ownership or control such as Centennial Airport and other County controlled facilities, which are generally shown below.







ARAPAHOE COUNTY

Public Works and Development – Planning Division
6924 S Lima St., Centennial CO 80112 ♦ Phone: 720-874-6650
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Planner's Name & Email: Jason Reynolds, jreynolds@arapahoegov.com
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Date Sent: 9/14/22
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	COMMENTS	INSERT YOUR ORGANIZATION & NAME/SIGNATURE
<input checked="" type="checkbox"/>	I have NO comments to make on the case as submitted.	Lisa Nguyen, PE Senior Airport Transportation Planner Denver International Airport Planning + Design Airport Office Building 7 th Floor 8500 Peña Boulevard Denver, CO 80249-6340
<input type="checkbox"/>	I have the following comments to make related to the case:	

Comments: (Please reply / submit reviews and comments via email)



6060 SOUTH QUEBEC STREET • GREENWOOD VILLAGE, COLORADO 80111-4591 • MAIN: (303) 773-0252 • FAX: (303) 486-1558

October 5, 2022

Arapahoe County Board of Commissioners
5334 S Prince Street
Littleton, CO 80120

Also sent via electronic mail to: JReynolds@arapahoegov.com

RE: Proposed Amendments to Arapahoe County Medical and Retail Marijuana Regulations

Dear Chair Jackson:

The purpose of this letter is to express the City of Greenwood Village's strenuous opposition to the proposed amendments to the Arapahoe County regulations pertaining to medical and retail marijuana operations and locations, referred to as Arapahoe County Case Number LDC22-004.

The proposed changes, if approved, would allow for the County's four existing commercial marijuana stores to remain in their current locations or relocate to other locations in unincorporated Arapahoe County with commercial or industrial zoning or uses. The potential alternative locations included in the proposed amendments include one or more properties that directly border the City of Greenwood Village and multiple locations that are in close enough proximity to the City of Greenwood Village to result in adverse impacts to the Village and the inhabitants of the City of Centennial as well.

In 2010, Greenwood Village passed an ordinance prohibiting medical marijuana dispensaries and cultivation facilities within the city, and in 2012 a majority of its residents voted against the legalization of recreational marijuana. Allowing the location of such businesses in close proximity to Greenwood Village would not comport with the County's approval criteria (5-3.4) of "assuring compatibility between the proposed development and surrounding land uses." Likewise, neither would locating establishments near or on Greenwood Village's border meet the criteria of "enhancing the quality of life in the area by creating a comfortable and aesthetically enjoyable environment" for Greenwood Village residents, who are also Arapahoe County residents and voters.

The City of Greenwood Village appreciates the opportunity to provide comment



on the proposed amendments to your code and to express its concerns about the severe adverse impacts that the proposed amendments could have. As previously stated, the City of Greenwood Village, like Centennial, opposes all marijuana uses, both medical and retail, within its borders and nearby areas of impact. We, therefore, implore the Arapahoe County BOCC to deny the amendments proposed in case number LDC22-004.

Sincerely,

A handwritten signature in black ink, appearing to read "George E. Lantz", with a long horizontal flourish extending to the right.

George E. Lantz, Mayor

cc: Arapahoe County Board of County Commissioners
Greenwood Village City Council

Jason Reynolds

From: Justin Montgomery <jmontgomery@littletongov.org>
Sent: Wednesday, September 28, 2022 9:40 AM
To: Jason Reynolds
Subject: LDC22-004 Arapahoe County Marijuana Regulations Amendment

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Jason,

Thank you for giving the City of Littleton an opportunity to provide comments on the proposed regulation amendment.

The city has no comments.

Best,

Justin A. Montgomery, AICP
Senior Planner
Community Development
2255 West Berry Avenue
Littleton, Colorado 80120
jmontgomery@littletongov.org
303-795-3787 (office)



* Sender and receiver should be mindful that all incoming and outgoing emails may be subject to the Colorado Open Records Act, S 24-72-200.1, et seq.



September 23, 2022

Jason Reynolds
Arapahoe County Public Works and Development
6924 S. Lima Street
Centennial, CO 80112

RE: Arapahoe County Marijuana Regulations Amendment, LDC22-004
TCHD Case No. 7892

Dear Mr. Reynolds,

Thank you for the opportunity to review and comment on the Land Development Code Amendment to allow four existing marijuana stores to relocate to other locations in unincorporated Arapahoe County with a Use by Special Review process for the new location. Tri-County Health Department (TCHD) staff has reviewed the application for compliance with applicable environmental and public health regulations and principles of healthy community design. After reviewing the application, TCHD has the following comments.

Youth Exposure to Marijuana

Marijuana can have a wide range of health effects on our community ranging second hand smoke concerns to driving under the influence. Public health concerns are particularly heightened when thinking about normalization and exposure among young people. Because research is limited on marijuana, many point to existing research on liquor and tobacco to identify key policy recommendations to limit marijuana accessibility and availability in young people.

Location Requirements

According to studies compiled by the CDC and the Surgeon General, young people are more likely to use tobacco if they see that tobacco use is acceptable or normal among their peers or when media show tobacco use as a normal, socially acceptable activity. By analogy, social norming of marijuana use, by the presence and advertising of marijuana businesses might inadvertently communicate to young people that using marijuana is a "normal" activity. To reduce normalizing marijuana, TCHD recommends the County ensure the locations of the proposed retail marijuana sites are at least 1,000 feet from schools, daycare facilities, playgrounds, and other youth-oriented land uses.

Please feel free to contact me at 720-200-1575 or kboyer@tchd.org if you have any questions about TCHD's comments.

Sincerely,

A handwritten signature in black ink, appearing to read "K Boyer", with a long horizontal line extending to the right.

Kathy Boyer, REHS
Land Use and Built Environment Specialist III

cc: Dylan Garrison, Laura DeGolier, TCHD