

**RESOLUTION NO. 20** \_\_\_\_\_ It was moved by Commissioner \_\_\_\_\_ and duly seconded by Commissioner \_\_\_\_\_ to adopt the following Resolution:

WHEREAS, on November 2, 2020, Medical Cannabis Colorado LLC d/b/a Cure Colorado applied to Arapahoe County for a new Retail Marijuana Local License for premises within unincorporated Arapahoe County and located at 6200 E. Yale Ave., Unit B, Denver, CO 80222; and

WHEREAS, in November 2000, Colorado voters passed Amendment 20, which added Section 14 of Article XVIII of the Colorado Constitution, which amendment created an exception to state criminal laws, allowing the use of medical marijuana in certain limited circumstances; and

WHEREAS, in November 2012, Colorado voters passed Amendment 64, which added Section 16 of Article XVIII of the Colorado Constitution, which amendment created an exception to state criminal laws, allowing the personal use, cultivation, and sale of marijuana at retail marijuana stores, and further providing for state and local licensing and regulation of retail marijuana stores; and

WHEREAS, since the passage of Amendments 20 and 64, over time, the Colorado General Assembly adopted legislation to provide for state and local licensing and regulation of marijuana businesses, which is now codified in the Colorado Marijuana Code at Article 10 of Title 44, Colorado Revised Statutes and covers both retail and medical marijuana stores; and

WHEREAS, the foregoing Colorado Constitution Sections 14 and 16 of Article XVIII and the provisions of said Article 10 of Title 44 authorize a board of county commissioners to adopt and enforce regulations for the licensing of medical and retail marijuana stores within the unincorporated territory of the county; and

WHEREAS, on July 28, 2020, the Board of County Commissioners (“BoCC”) adopted Arapahoe County Ordinance No. 2020-02, an Ordinance Establishing Limited Retail Marijuana Stores within Unincorporated Arapahoe County, which became effective August 27, 2020 and which allows four existing medical marijuana businesses in unincorporated Arapahoe County to also sell retail marijuana and marijuana products, as non-conforming uses, at the following locations and no others: 1842 South Parker Road, Unit 18, Denver, Colorado 80231; 2280 South Quebec Street #G, Denver, Colorado 80231; 3431 South Federal Boulevard, Unit G, Englewood, Colorado 80110; and 6200 East Yale Avenue, Unit B, Denver, Colorado 80222; and

WHEREAS, on July 28, 2020, the BOCC adopted Resolution No. 200507, also effective August 27, 2020, to amend the Arapahoe County Land Development Code, Section 3-3.5, to recognize and allow for the retail sale of marijuana and marijuana products sales at the locations identified above; and

WHEREAS, on September 22, 2020, the BOCC adopted Resolution No. 200621, which adopted and established the Arapahoe County Marijuana Licensing Policy (“the Policy”) to establish standards for the licensing of medical and retail marijuana businesses in the

unincorporated territory of Arapahoe County; and

WHEREAS, Medical Cannabis Colorado LLC d/b/a Cure Colorado has applied for a new Retail Marijuana Local License at 6200 E. Yale Ave., Unit B, Denver, CO 80222 as allowed under Ordinance No. 2020-02 and Section 3-3.5 of the Arapahoe County Land Development Code and pursuant to the provisions and standards set forth in the Policy; and

WHEREAS, in accordance with the licensing standards set forth in the Policy, on December 9, 2020, the Planning Division of the Arapahoe County Department of Public Works and Development confirmed that Medical Cannabis Colorado LLC d/b/a Cure Colorado has been in compliance with the Arapahoe County Land Development Code Regulations; and

WHEREAS, in accordance with the licensing standards set forth in the Policy, on December 9, 2020, the Arapahoe County Sheriff's Office confirmed that there have been no material issues or concerns with Medical Cannabis Colorado LLC d/b/a Cure Colorado; and

WHEREAS, Medical Cannabis Colorado LLC d/b/a Cure Colorado has applied to the State of Colorado, Department of Revenue, for a new Retail Marijuana Local License at 6200 E. Yale Ave., Unit B, Denver, CO 80222.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County, Colorado, that pursuant to the Arapahoe County Retail Marijuana Licensing Policy, the Board of County Commissioners of Arapahoe County, Colorado hereby approves the new application for a Retail Marijuana Local License for Medical Cannabis Colorado LLC d/b/a Cure Colorado located at 6200 E. Yale Ave., Unit B, Denver, CO 80222 and hereby authorizes the Chair to sign the Retail Marijuana Local License for Medical Cannabis Colorado LLC d/b/a Cure Colorado to be valid for the period corresponding with that specified in the approved State of Colorado Retail Marijuana Store license.

The vote was:

Commissioner Baker, \_\_\_; Commissioner Conti, \_\_\_; Commissioner Holen, \_\_\_; Commissioner Jackson, \_\_\_; Commissioner Sharpe, \_\_\_.

The Chair declared the motion carried and so ordered.