

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

WHEREAS, on December 7, 2020, Medical Cannabis Colorado LLC, d/b/a Cure Colorado, applied to Arapahoe County for renewal of its Medical 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 March 15, 2011, the BOCC adopted Resolution No. 110257 amending its Land Development Code Regulations by adding a new section 12-1800 “Medical Marijuana Land Uses,” which prohibited new medical marijuana facilities but allowed the four (4) medical marijuana facilities that were potentially in existence and in compliance with the Land Development Code non-conforming use requirements as of December 15, 2009, to continue as legal non-conforming uses; and

WHEREAS, on June 26, 2012, the BOCC adopted Resolution No. 120494, which resolution established the Arapahoe County Medical Marijuana Licensing Policy to establish procedure and standards for the issuance of a medical marijuana license; and

WHEREAS, pursuant to the Arapahoe County Medical Marijuana Licensing Policy, the BOCC approved the initial issuance and annual renewals of a Medical Marijuana Local License for this business at 6200 E. Yale Ave., Unit B, Denver, CO 80222 for 2015 through 2019; and

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

WHEREAS, on October 20, 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, 6200 E. Yale Ave., Unit B, Denver, CO 80222 has been in compliance with the Arapahoe County Land Development Code Regulations at this location; and

WHEREAS, on October 22, 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, at this location; and

WHEREAS, Medical Cannabis Colorado LLC, d/b/a Cure Colorado, also applied to the State of Colorado, Department of Revenue, for the renewal of its corresponding State medical marijuana 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 Medical Marijuana Licensing Policy, the Board of County Commissioners of Arapahoe County, Colorado hereby approves the annual renewal of the Medical 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 directs the Chair to sign the Medical 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 Medical 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.