



Legislation Details (With Text)

File #: 20-019 **Version:** 1

Type: Resolution **Status:** Passed

File created: 12/22/2020 **In control:** Board of County Commissioners Business Meeting

On agenda: 1/5/2021 **Final action:** 1/5/2021

Title: New Retail Marijuana License for Cure Colorado

Sponsors:

Indexes:

Code sections:

Attachments: 1. Resolution, 2. License

Date	Ver.	Action By	Action	Result
1/5/2021	1	Board of County Commissioners Business Meeting	approved	Pass

To: Arapahoe County Board of County Commissioners

Through: Ron Carl, County Attorney

From: Robert Hill, Asst. County Attorney

Subject:
New Retail Marijuana License for Cure Colorado

Purpose and Recommendation:

Adoption of a resolution to approve a new local Retail Marijuana Store License pursuant to the Arapahoe County Marijuana Licensing Policy (“the Policy”) for Medical Cannabis Colorado LLC d/b/a Cure Colorado located at 6200 E. Yale Ave., Unit B, Denver, CO 80222. The expiration date for such new license shall mirror that of the corresponding State of Colorado license and final approval, per the Policy, is conditioned on the State approving the corresponding State license.

Background:

On July 28, 2020, the BoCC adopted Arapahoe County Ordinance No. 2020-02 Establishing Limited Retail Marijuana Stores within Unincorporated Arapahoe County, which became effective August 27, 2020. Ordinance No. 2020-02 allows the four (4) existing licensed medical marijuana stores to also operate retail marijuana stores in accordance with the Arapahoe County Land Development Code (“the LDC”). On July 28, 2020, BoCC also adopted a revision to the LDC, Sec. 3-3.5 Marijuana Land Uses, which also became effective on August 27, 2020 and provides for the retail sale of marijuana and marijuana products at the store locations stated in the Ordinance. The Ordinance and the LDC provisions allow these four stores to operate both medical and retail marijuana stores, as non-conforming uses under the LDC, at those specified locations.

On September 22, 2020, the Board adopted, by Resolution No. 200621, the Arapahoe County Marijuana Licensing Policy (“the Policy”) to establish procedure and standards for the issuance and renewal of licenses for both retail and medical marijuana stores for those four business locations in compliance with the

requirements of Ordinance 2020-02 and Section 3-3.5 of the Land Development Code.

Discussion:

On December 9, 2020, the Arapahoe County Zoning Department confirmed that Medical Cannabis Colorado LLC d/b/a Cure Colorado is in compliance with the Arapahoe County Land Development Code Regulations at this location. On December 9, 2020 Arapahoe County Sheriff's Office provided that there have been no material issues or concerns with Medical Cannabis Colorado LLC d/b/a Cure Colorado at this location.

Prior to submission of this application, as provided in the Policy, Medical Cannabis Colorado LLC d/b/a Cure Colorado also applied to the State of Colorado, Department of Revenue, for a license to operate a retail marijuana store at the address.

Medical Cannabis Colorado LLC d/b/a Cure Colorado's application for a local retail marijuana license for the store at 6200 E. Yale Ave., Unit B, Denver, CO 80222 is in compliance with the standards under the Policy for an application for a new retail marijuana store and is in compliance with the requirements of Ordinance No. 2020-02 and Section 3-3.5 of the Land Development Code. All fees for the application have been paid.

The Policy provides that, if approved, a new Retail Marijuana Store license "will be issued for a period of one (1) year and mirror the expiration date of the State License, which is conditioned upon approval of a corresponding State License before it becomes effective."

Medical Cannabis Colorado LLC d/b/a Cure Colorado's application is complete and pursuant to the Policy, issuance of a Retail Marijuana Local License for Medical Cannabis Colorado LLC d/b/a Cure Colorado is being placed on the BOCC consent agenda for approval.

Alternatives:

The Board may deny the application for a new retail marijuana license for this property upon a finding that the proposed application does not comply with a particular requirement of the Policy, Ordinance No. 2020-02 or Section 3-3.5 of the Land Development Code or it turns out that the State denies the corresponding State license.

Fiscal Impact:

Licensing fees will provide revenue to the county to cover the cost of licensing. Otherwise there is no fiscal impact.

Reviewed By:

See above

Attachments:

Draft resolution