

ORDINANCE NO. 03-2020

AN ORDINANCE AMENDING ARTICLE 5, CHAPTER 16 - LAND USE AND DEVELOPMENT OF THE GARDEN CITY MUNICIPAL CODE REGARDING RETAIL MARIJUANA ESTABLISHMENTS

WHEREAS, the Town of Garden City, has determined that there is an inconsistency in the distance requirements of locations in the Land Use and Development code concerning medical marijuana establishments and retail marijuana establishments; and

WHEREAS, the Board of Trustees has determined that it is appropriate to remove this inconsistency; and

WHEREAS, the Board of Trustees has determined that it is in the best interest of the Town of Garden City to have consistency in the distance requirements of locations for both medical and retail marijuana establishments.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF GARDEN CITY, COLORADO AS FOLLOWS:

Section 1. Deletion of Article 5, Chapter 16 – Retail Marijuana Establishments, Section 16-5-110 (e) Zoning locations and operational requirements of the Garden City Municipal Code - Land Use and Development is hereby modified by deleting the following:

“(e) The requirements of this Section shall not be applied to a premises where any person was previously issued a license pursuant to this Article or Article 4 of this Chapter.”

Section 2. Penalties. Any person convicted of any violation of this ordinance may be punished by a fine of Two Thousand Six Hundred and Fifty Dollars (\$2,650.00). Each day that a violation of this Ordinance continues shall be considered a separate offense.

Section 3. Severability. Should any section, clause, sentence or part of this ordinance be adjudged by a court of competent jurisdiction to be unconstitutional, and or invalid, such adjudication shall not affect the validity of the ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 4. Effective Date. This Ordinance shall take effect thirty (30) days after publication as required by law.

PASSED, ADOPTED AND APPROVED THIS 7TH DAY OF JULY, 2020.

TOWN OF GARDEN CITY

By: _____
Mayor

ATTEST:

Town Clerk