

RESOLUTION NO. 11-2019

A RESOLUTION GRANTING A USE BY SPECIAL REVIEW

WHEREAS, Livwell I LLC Owner of certain property located at 2647 8th Avenue, Unit B, Garden City, CO 80631, and more specifically described as Lots 9-12, Block 16, First Addition to Arlington Park together with vacated right of way adjacent thereto, has filed an application for a Use By Special Review; and

WHEREAS, the property is zoned Business; and,

WHEREAS, the applicant intends to operate a medical marijuana center and a retail marijuana business; and,

WHEREAS, the property is zoned Business and medical and retail marijuana facilities are allowed in the Business Zone as a Use By Special Review.

WHEREAS, adequate notice has been published and the Board of Trustees conducted a public hearing on this matter on the 21st day of May, 2019.

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

Section 1. Grant of Use By Special Review. After a public hearing on this matter and no adverse comments were received at the public hearing, the Board of Trustees by this Resolution approves the Use by Special Review with the following conditions:

- (a) The Use by Special Review may be reviewed by the Board of Trustees annually.
- (b) The Use by Special Review is personal to Livwell I LLC and the sole member being John D. Lord and the holding company of BEYOND BROADWAY LLC and the members of BEYOND BROADWAY LLC being John D. Lord and Michael J. Lord. The Use by Special Review shall not be transferred to any other individual, entity, or member without the approval of the Board of Trustees of the Town of Garden City.
- (c) The property shall be kept in compliance with the Town of Garden City Municipal Code.
- (d) No marijuana equipment, tools, supplies, or waste material shall be stored outdoors.

Section 2. Owner. This Use by Special Review is granted to Livwell I LLC, 2647 8th Avenue, Unit B, the sole member and manger being John D. Lord, Property Owner, which as of this date is a legitimate registered business with the Colorado Secretary of State and the registered agent as of this date is listed as Dean Heizer, 4701 Marion St., Suite 100, Denver, CO 80216.

PASSED, ADOPTED AND APPROVED THIS 4th DAY OF JUNE, 2019.

TOWN OF GARDEN CITY

By: _____
Town Mayor

ATTEST:

Town Clerk