

**TOWN OF GARDEN CITY, COLORADO
ORDINANCE NO. 03-2023**

**AN ORDINANCE AMENDING
ARTICLES 4 AND 5 OF CHAPTER 16 OF
THE TOWN OF GARDEN CITY MUNICIPAL CODE.**

WHEREAS, the Town’s Municipal Code currently provides for medical and retail marijuana establishments to have hours of operation between 8:00 a.m. and 10:00 p.m., seven days a week; and

WHEREAS, the Board of Trustees has determined that, after a positive response to extended hours of operation, including reduced traffic congestion, it is in the best interests of the residents of the Town of Garden City to extend the operating hours for medical and retail marijuana establishments.

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

1. Repeal and Reenactment of the Municipal Code of Garden City, Section 16-4-190. Section 16-4-190 of the Municipal Code of Garden City is repealed and reenacted to read as follows:

Sec. 16-4-190. – Hours of Operation.

A medical marijuana facility may operate between the hours of 8:00 a.m. and 12:00 a.m. and may operate during such hours seven days per week.

2. Repeal and Reenactment of the Municipal Code of Garden City, Section 16-5-100(a). Section 16-5-100(a) of the Municipal Code of Garden City is repealed and reenacted to read as follows:

Section 16-5-100. – Retail marijuana establishment requirements and restrictions.

(a) No retail marijuana establishment approved pursuant to this Article may sell marijuana at any time except between the hours of 8:00 a.m. and 12:00 a.m., seven days per week.

3. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance in each part, section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more parts, sections, subsections, clauses or phrases be declared invalid.

4. Interpretation. This ordinance shall be so interpreted and construed to effectuate its general purpose pursuant to the laws of the State of Colorado.

5. Publication. The Town Clerk shall certify to the passage of this Ordinance and cause notice of its contents and passage to be published.

6. Effective Date. Except as otherwise specifically provided herein, the provisions enacted by this Ordinance shall become effective thirty (30) days after publication as provided by law.

PASSED, ADOPTED AND APPROVED THIS 16th DAY OF MAY, 2023.

TOWN OF GARDEN CITY

By: _____
Mayor

ATTEST:

Deputy Town Clerk