

1 BY AUTHORITY

2 ORDINANCE NO.

COUNCIL BILL NO. 10-0607

3 SERIES OF 2010

COMMITTEE OF REFERENCE:

4 **AS AMENDED 10-25-10**

BLUEPRINT

5 **A BILL**

6 **For an ordinance relating to the Denver Zoning Code, restricting growing of**  
7 **medical marijuana in residential districts and uses.**

8  
9 **WHEREAS**, the City Council has determined on the basis of evidence and testimony presented  
10 at the public hearing that the amendment set forth herein is in conformance with the Denver  
11 Comprehensive Plan 2000, is justified by changed or changing conditions, and is reasonably  
12 necessary to the promotion of the public health, safety and general welfare.

13 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**  
14 **DENVER:**

15 **Section 1.** The Denver Zoning Code is hereby amended by:

16 (a) Deleting the existing Accessory to Primary Residential Uses Use Classification section of  
17 the Section 9.1.4.6 Allowed Uses by District and Minimum Parking Requirements table and  
18 enacting and adopting a new Accessory to Primary Residential Uses Use Classification  
19 section of the Section 9.1.4.6 Allowed Uses by District and Minimum Parking Requirements  
20 table;

21 (b) Deleting the existing Accessory to Primary Residential Uses Use Classification section of  
22 the Section 9.2.7.6 Allowed Uses by District and Minimum Parking Requirements table and  
23 enacting and adopting a new Accessory to Primary Residential Uses Use Classification  
24 section of the Section 9.2.7.6 Allowed Uses by District and Minimum Parking Requirements  
25 table;

26 (c) Deleting the existing Accessory to Primary Residential Uses Use Classification section of  
27 the Section 9.7.9.6 Allowed Uses by District and Minimum Parking Requirements table and  
28 enacting and adopting a new Accessory to Primary Residential Uses Use Classification  
29 section of the Section 9.7.9.6 Allowed Uses by District and Minimum Parking Requirements  
30 table;

31 (d) Deleting the existing Articles 11 (Use Limitations, Standards and Definitions) and 13  
32 (Rules of Measurement and Definitions) and enacting and adopting new Articles 11 (Use  
33 Limitations, Standards and Definitions) and 13 (Rules of Measurement and Definitions);

1 All of the above changes as filed with the Denver City Clerk on August 4, 2010 at City Clerk  
2 Filing No. 10-512-D.

3 **Section 2. The above amendment to the Denver Zoning Code is hereby further amended**  
4 **by adding a sunset date of November 1, 2012 to sections 11.7.1.2.E, 11.8.4.1.C and**  
5 **11.8.5.1.A, all as filed with the Denver City Clerk on October 25, 2010 at City Clerk Filing**  
6 **No. 10-512-F.**

7 COMMITTEE APPROVAL DATE: July 28, 2010.

8 MAYOR-COUNCIL DATE: August 3, 2010.

9 PASSED BY THE COUNCIL \_\_\_\_\_ 2010

10 \_\_\_\_\_ - PRESIDENT

11 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_ 2010

12 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
13 EX-OFFICIO CLERK OF THE  
14 CITY AND COUNTY OF DENVER  
15

16 NOTICE PUBLISHED IN THE DAILY JOURNAL \_\_\_\_\_ 2010 \_\_\_\_\_ 2010

17 PREPARED BY: Kerry A. Buckey, Assistant City Attorney 8/4/2010

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19 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
20 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
21 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to  
22 § 3.2.6 of the Charter.  
23

24 David R. Fine, City Attorney

25 BY: \_\_\_\_\_, \_\_\_\_\_ City Attorney Date: \_\_\_\_\_