

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2015

COUNCIL BILL NO. CB15-0382
COMMITTEE OF REFERENCE:
4 Business Development Committee

5 **A BILL**

6 **For an Ordinance amending Article V of Chapter 6, Section 6-213 and**
7 **Article XII of Chapter 24, Section 24-509, Denver Revised Municipal Code**
8 **concerning non-licensed cultivation of marijuana and licensing for**
9 **marijuana businesses.**

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

12 **CHAPTER 6, ARTICLE V, DENVER RETAIL MARIJUANA CODE**

13 **Section 1.** Section 6-213 (Licensing Requirements – Retail Marijuana Products
14 Manufacturer) of the Denver Revised Municipal Code shall be amended by adding the language
15 underlined, and deleting the language stricken, to read as follows:

16 **Sec. 6-213. Licensing Requirements – Retail Marijuana Products Manufacturer.**

17 In addition to the requirements set forth in the Colorado Retail Marijuana Code and any rules or
18 regulation adopted pursuant thereto, the following requirements shall apply to the issuance of any
19 local license for medical marijuana-infused products manufacturing:

20 (a) *Compliance with zoning; grandfathering of existing locations.* A local license for a retail
21 marijuana products manufacturer may be issued for any zone lot where "food preparation
22 and sales," ~~or "manufacturing, fabrication and assembly, general," or manufacturing,~~
23 fabrication and assembly, heavy is permitted by the ~~zoning code~~ Denver Zoning Code. Any
24 zone lot where any person qualified as a "locally approved" medical marijuana-infused
25 product manufacturer as of July 1, 2010, in accordance with subsection 24-411(c) of this
26 code and the Colorado Medical Marijuana Code may also qualify for licensing under this
27 section provided such manufacturing is considered a compliant or nonconforming use in
28 that location under the zoning code.

29 (b) *Sanitation, product labeling, and public health standards.* Sanitary standards for retail
30 marijuana products manufacturing shall be as provided by the Colorado Retail Marijuana
31 Code and any other applicable state laws and regulations. Any and all retail marijuana

1 products packaged by a licensed retail marijuana products manufacturer shall be labeled in
2 accordance with state law.

3 (c) *Co-location of retail marijuana products manufacturing facility and medical marijuana-*
4 *infused products business.* A retail marijuana products manufacturing facility in common
5 ownership with a medical marijuana-infused products business may be licensed at the same
6 location and may share the same licensed premises, to the extent allowed by the CRMC
7 and regulations promulgated by the Colorado Marijuana Enforcement Division.

8 CHAPTER 24, ARTICLE XII, DENVER MEDICAL MARIJUANA CODE

9 **Section 1.** Section 24-509 (Licensing requirements – Medical marijuana-infused
10 manufacturing license) of the Denver Revised Municipal Code shall be amended by adding the
11 language underlined, and deleting the language stricken, to read as follows:

12 **Sec. 24-509. Licensing requirements – Medical marijuana-infused manufacturing license.**

13 In addition to the requirements set forth in the CMMC, the following requirements shall apply to the
14 issuance of any local license for medical marijuana-infused products manufacturing:

15 (d) *Compliance with zoning; grandfathering of existing locations.* A local license for medical
16 marijuana-infused products manufacturing may be issued for any zone lot where "food
17 preparation and sales," ~~or~~—"manufacturing, fabrication and assembly, general," or
18 "manufacturing, fabrication and assembly, heavy is permitted by the zoning code Denver
19 ~~Zoning Code~~. Any zone lot where any person qualified as a "locally approved" medical
20 marijuana-infused product manufacturer as of July 1, 2010, in accordance with
21 subsection 24-411(c) and the CMMC may also qualify for licensing under this section
22 provided such manufacturing is considered a compliant or nonconforming use in that
23 location under the zoning code.

24 (e) *Sanitation, product labeling, and public health standards.* Sanitary standards for medical
25 marijuana marijuana-infused products manufacturing shall be as provided by the CMMC
26 and any other applicable state laws and regulations. Any and all medical marijuana products
27 packaged by a licensed medical marijuana manufacturer shall be labeled in accordance
28 with state law.

1 COMMITTEE APPROVAL DATE: June 11, 2015

2 MAYOR-COUNCIL DATE: June 16, 2015

3 PASSED BY THE COUNCIL: _____, 2015

4 _____ - PRESIDENT

5 APPROVED: _____ - MAYOR _____, 2015

6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2015; _____, 2015

10 PREPARED BY: Marley M. Bordovsky, Assistant City Attorney, DATE: June 18, 2015

11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.

15 D. Scott Martinez, Denver City Attorney

16 BY: _____, Assistant City Attorney DATE: _____, 2015