

Amendment to CB 16-264 by Councilwoman Ortega

Explanation of amendment: For pending license applications that have not yet been approved by May 1, both for marijuana sales licenses and marijuana cultivation licenses, this amendment will prohibit approval of such licenses in certain statistical neighborhoods of the city that already have a high number of marijuana businesses. Furthermore, for pending applications for cultivation licenses, this amendment will require the denial of applications for locations that cannot meet the new requirements for setback from schools and residential zone districts.

Mr. President, I move to amend CB 16-264 in the following particulars:

On page 4, line 12, add the following definition:

(11) Statistical neighborhood means the geographical neighborhood boundaries established by the City and County of Denver in 1970 in conjunction with the Community Renewal Program, consisting of combinations of census tracts to which the city has assigned geographic place names corresponding to commonly used names of subdivisions and historical parts of the City

On page 13, line 43, strike “Any” and insert, “Except as provided herein, any”

On page 14, after line 4, insert the following:

“Any application pending on May 1, 2016 for a medical marijuana center license, a retail marijuana store, a medical marijuana optional premises cultivation license, or a retail marijuana cultivation facility license shall not be approved by the director if the premises proposed for licensing is located within any of the following statistical neighborhoods: Lincoln Park/La Alma, Globeville, Elyria Swansea, Cole, Clayton, Northeast Park Hill, Montbello, Sun Valley, Villa Park, Barnum, Westwood, Valverde, and Athmar Park.

“Any application pending on May 1, 2016 for a medical marijuana optional premises cultivation license or a retail marijuana cultivation facility license shall not be approved by the director if the proposed location would be within 1000 feet of a school or a residential zone district as prohibited by sections 6-214 (d) and 24-512 (f)(1). In addition, any pending applicant shall be required to supplement their application with a letter from the office of the superintendent of Denver Public Schools indicating whether or not the school district has any plans to approve or establish a school in the next ensuing year within 1000 feet of the location proposed for licensing. If the school district indicates any such plan, the director shall deny the pending application.”