

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF

COUNCIL BILL NO. CB11-0596
COMMITTEE OF REFERENCE:
4 Business, Workforce and Sustainability

5
6 A BILL

7 For an ordinance amending Article I and Article II of Chapter 32, sections 32-5, 32-7
8 and 32-93, Denver Revised Municipal Code concerning licensing fees for medical
9 marijuana businesses.

10
11
12 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**
13

14 **Section 1.** That section 32-5, D.R.M.C. shall be amended by the addition of the language
15 underlined to read as follows:

16
17 **Section 32-5 – Fees**

18
19 The annual license fee for every license required by and issued under the authority of the city shall
20 be payable in advance and shall accompany the application. The fee shall be payable to the
21 manager of finance who shall endorse on the license such payment. If the director of excise and
22 licenses disapproves the application for the license, the fee tendered hereunder shall be refunded,
23 and the manager of finance shall initiate the refund procedure. In cases of licenses with a 2-year
24 license cycle, the Director shall have discretionary authority to defer payment of the annual license
25 fee for the second year, making the second year's fee due and payable on the anniversary date of
26 the license.

27
28 **Section 2.** That section 32-7, D.R.M.C. shall be amended by the addition of the language
29 underlined to read as follows:

30
31 **Section 32-7 – Partial payment prohibited.**

32 No partial payments shall be received by any officer upon any license fee, and all officers
33 are hereby prohibited from receiving any less sum than the amount required by the terms
34 of the provisions pertaining to the particular license sought, provided however in cases of
35 licenses with a 2-year license cycle, the Director shall have discretionary authority to defer

1 payment of the annual license fee for the second year, making the second year's fee due
2 and payable on the anniversary date of the license.

3
4 **Section 3.** That sections 32-93 D.R.M.C. shall be amended by deleting the language
5 stricken and the addition of the language underlined to read as follows:

6 **Section 32-93. – Medical Marijuana Licensing.**

7
8 Application and license fees for medical marijuana centers, medical marijuana-infused products
9 manufacturing, and medical marijuana optional premises cultivation licenses are as follows:

10
11 (1) Application fees:

12
13 Medical marijuana center \$2,000.00; provided, however that a business currently licensed
14 in Denver as a medical marijuana dispensary, applying for a license as a medical marijuana
15 center, at the same location as the dispensary, shall not be required to pay an application fee.

16
17 Medical marijuana-infused products manufacturer 2,000.00

18
19 Optional premises cultivation license 2,000.00

20
21 (2) Criminal background check fee, per person checked Actual costs

22
23 (3) License fee, per year, for all classes of licenses 3,000.00

24
25 (4) Transfer of ownership, plus cost of background check 100.00

26
27 (5) Transfer of location 750.00

28
29 (6) Modification of premises 150.00

30

1 COMMITTEE APPROVAL DATE: August 17, 2011.

2 MAYOR-COUNCIL DATE: August 23, 2011.

3

4 PASSED BY THE COUNCIL _____ 2011

5 _____ - PRESIDENT

6 APPROVED: _____ - MAYOR _____ 2011

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

10

11 PUBLISHED IN THE DAILY JOURNAL _____ 2011 _____ 2011

12 PREPARED BY: Dan Douglas, Assistant City Attorney; David W. Broadwell, Assistant City Attorney

13

Date: August 30, 2011

14

15 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
16 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
17 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
18 3.2.6 of the Charter.

19

20 Douglas J. Friednash, City Attorney

21 BY: _____, _____ City Attorney

22 DATE: _____