

Amendment #3 to CB 16-264 by Councilwoman Ortega

Explanation of amendment: In addition to the citywide caps in the bill, this amendment would propose a similar cap on sales locations and cultivation locations in certain individual statistical neighborhoods.

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 5, line 39 after the word “section.” add the following: “In addition, the issuance of any new retail marijuana store license or any new retail marijuana cultivation license in certain statistical neighborhoods shall be subject to the neighborhood caps to be administered by the director in accordance with subsection (d) of this section.”

On line 42 after the word “locations” insert “the statistical neighborhood caps as provided in subsection (d).”

On page 6, line 11, after the word “caps” insert the follow: “including the statistical neighborhood caps as provided in subsection (d).”

On line 13, strike: “Also in advance of the open application process, the”

Strike lines 14-20.

On page 7, line 33, insert a new subsection (d) as follows:

(d)(1) The director shall determine and enforce a cap on marijuana sales locations and marijuana cultivation locations in each of the following statistical neighborhoods of the city:

- a. Elyria Swansea,
- b. Overland,
- c. Northeast Park Hill,
- d. Montbello,

- e. Valverde,
- f. College View,
- g. Lincoln Park/La Alma,
- h. Sunnyside,
- i. Baker,
- j. Athmar Park,
- k. Five Points,
- l. Globeville, and
- m. Sun Valley

(2) The neighborhood caps upon licensed marijuana sales locations (including any medical marijuana centers, retail marijuana stores, or both at the same location) shall be based on the total number of such licensed locations existing on May 1, 2016 in each neighborhood, plus the number of additional distinct locations in each neighborhood resulting from the issuance of a new license after May 1, 2016 due to an application that was pending as of May 1, 2016. The neighborhood caps upon licensed marijuana cultivation locations (including any medical marijuana optional premises cultivation facility, any retail marijuana cultivation facility, or both at the same location) shall be based on the total number of such licensed locations existing on May 1, 2016 in each neighborhood, plus the number of additional distinct locations in each neighborhood resulting from the issuance of a new license after May 1, 2016 due to an application that was pending as of May 1, 2016.