



## Legislation Details (With Text)

**File #:** 19-0349 **Version:** 1

**Type:** Bill **Status:** Failed

**File created:** 4/5/2019 **In control:** City Council

**On agenda:** 4/22/2019 **Final action:**

**Title:** A bill for an ordinance concerning designated consumption area setback requirements. Designated consumption areas will be permitted to operate at least 1000 feet from of a school, 500 feet of a Child Care Establishment, 500 feet of a alcohol or drug treatment facility; 500 feet of a city-owned recreation center or city-owned outdoor pool. Council member Black approved direct filing this item on 4-11-19.

**Sponsors:**

**Indexes:** Emily Lapel

**Code sections:**

**Attachments:** 1. MJ Committee 3.18.pdf, 2. Social Consumption Bill 3.6.19 CB19-0349.pdf, 3. 19-0349\_Filed Bill Consumption areas.pdf, 4. Social Consumption Bill 4.15.19 CB19-0349.pdf, 5. 19-0349\_Filed Bill Consumption areas2.pdf, 6. DDPHE position on MJ Distance Requirements, 7. DenCC setback support letter, 8. DenCC setback supprt letter MIG

| Date      | Ver. | Action By    | Action                                      | Result |
|-----------|------|--------------|---|--------|
| 4/22/2019 | 1    | City Council | placed upon final consideration and do pass | Fail   |
| 4/15/2019 | 1    | City Council | ordered published                           | Fail   |
| 4/15/2019 | 1    | City Council | amended                                     | Pass   |
| 4/15/2019 | 1    | City Council | ordered published as amended                | Pass   |

## Other/Miscellaneous Request Template (Appointments; ROW; Code Changes; Zoning Action, etc.)

**Date Submitted: 4-5-19**

**Requesting Agency: Denver City Council**  
**Division: District 4, Councilwoman Kendra Black**

**Subject Matter Expert Name: Emily Lapel**  
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**Phone Number: 720-337-2003**

### Item Title & Description:

*(Do not delete the following instructions)*

*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney's Office should enter the title above the description (the title should be in **bold** font).*

*Both the title and description must be entered between the red "title" and "body" below. Do **not** at any time delete the red "title" or "body" markers from this template.*

**A bill for an ordinance concerning designated consumption area**

## **setback requirements.**

Designated consumption areas will be permitted to operate at least 1000 feet from of a school, 500 feet of a Child Care Establishment, 500 feet of a alcohol or drug treatment facility; 500 feet of a city-owned recreation center or city-owned outdoor pool. Council member Black approved direct filing this item on 4-11-19.

## **Affected Council District(s) or citywide? Citywide**

### **Executive Summary with Rationale and Impact:**

*Detailed description of the item and why we are doing it. This can be a separate attachment.*

With the passing of the I300 in 2016, only one business is in operation. Through interview with interested potential applicants and a careful study of maps showing the pacts of distance requirements, it is evident that the additional distance requirements are thwarting the intent of the voter-approved initiative by restricting available locations.

This bill will keep proximity restrictions from schools set at 1000 feet, reduce proximity restrictions childcare facilities, city-owned recreation centers and outdoor pools, and drug and alcohol treatment facilities to 500 feet.

This bill is more restrictive than liquor license distance requirements, does not eliminate Excise and License restrictions, opens an additional five square miles of eligibility.

### **Address/Location (if applicable):**

### **Legal Description (if applicable):**

### **Denver Revised Municipal Code (D.R.M.C.) Citation (if applicable):**

### **Draft Bill Attached?**