

1/27/10

TOWN OF EMPIRE, COLORADO
Ordinance No. 2010- 227

**AN ORDINANCE OF THE TOWN OF EMPIRE, COLORADO ESTABLISHING A
TEMPORARY MORATORIUM ON THE ACCEPTANCE, PROCESSING, OR APPROVAL
OF ANY APPLICATION FOR ANY PERMIT, LICENSE, OR APPROVAL PERTAINING TO
THE LOCATION OR OPERATION OF ANY LAND USE INVOLVING THE
CULTIVATION, SALE, DISTRIBUTION, OR USE OF MEDICAL MARIJUANA
PURSUANT TO ARTICLE XVIII, SECTION 14 OF THE COLORADO CONSTITUTION
AND DECLARING AN EMERGENCY**

WHEREAS, in November 2000, the Colorado voters approved Amendment 20 to the Colorado Constitution (Section 14 of Article XVIII), which authorizes the limited use of marijuana by persons in Colorado suffering specified debilitating medical conditions; and

WHEREAS, the Town of Empire has received inquiries from individuals seeking to establish and license business operations in the Town of Empire for the purpose of cultivation, sale, distribution, or to otherwise engage in commerce pertaining to the use of medical marijuana (“Medical Marijuana Dispensaries”); and

WHEREAS, the Board of Trustees for the Town of Empire finds that neither the Town’s existing land use and development regulations nor its existing process for issuing business licenses adequately address and regulate the potential impacts created by Medical Marijuana Dispensaries and that approving or permitting such a use or issuing a business license to such an establishment could potentially result in undesired impacts that could affect, impair or degrade the health, safety, and welfare of the public; and

WHEREAS, the Board of Trustees find that there is significant potential for, and likelihood of, the submission of applications for zoning and site plan approval, building permits and business licenses for Medical Marijuana Dispensaries during the next weeks and months; and

WHEREAS, the Board of Trustees finds that acceptance, processing, or approving any such applications or permitting such uses under the existing inadequate regulations prior to the completion of new local regulations concerning medical marijuana may undermine and defeat the Town’s ability to promote coordinated land uses and business regulation in furtherance of providing for the health, safety, and welfare of its citizens and may significantly impair the Town’s character; and

WHEREAS, the Board of Trustees find that there is significant potential for, and likelihood of, the submission of applications for zoning and site plan approval, building permits and business licenses for Medical Marijuana Dispensaries during the next weeks and months; and



Introduction to the History of the World

The history of the world is a complex and multifaceted subject that encompasses a wide range of events, cultures, and societies. It is a discipline that seeks to understand the human experience over time and across different geographical regions. The study of world history allows us to explore the interconnectedness of human civilizations and the impact of global events on our present world.

One of the key aspects of world history is the study of major world powers and their interactions. From ancient empires like the Roman Empire to modern superpowers like the United States, the rise and fall of these nations has shaped the course of human history. Understanding the political, economic, and cultural forces that drive these powers is essential for a comprehensive understanding of the world.

Another important area of study is the evolution of human societies and cultures. From the early hominids to the development of modern human beings, the history of our species is a testament to our resilience and adaptability. The study of human evolution and the development of different cultures provides valuable insights into the human mind and the factors that influence our behavior.

World history also encompasses the study of global events and trends that have shaped the modern world. From the Industrial Revolution to the digital age, these events have transformed the way we live and work. Understanding the historical context of these events is crucial for navigating the challenges of the 21st century.

In conclusion, the history of the world is a vast and ever-evolving field of study. It offers a unique perspective on the human experience and the forces that have shaped our world. By studying world history, we can gain a deeper understanding of ourselves and the world around us, and we can better prepare ourselves for the future.



appropriate, adopt and implement any regulation with respect to Medical Marijuana Dispensaries; and

WHEREAS, the Board of Trustees ^{finds} ~~lets~~ that proprietors of Medical Marijuana Dispensaries will not be unduly prejudiced by the imposition of such moratorium.

NOW, THEREFORE, the Board of Trustees of the Town of Empire, Colorado ordains:

Section 1: Incorporation of Recitals. The foregoing recitals are hereby affirmed and incorporated herein by this reference as finding of the Board of Trustees.

Section 2: Temporary Moratorium Enacted. The Town of Empire hereby imposes a sixty (60) day temporary moratorium upon the acceptance, processing, and approval of all applications for any Town of Empire permit or license of any kind pertaining to the operation of Medical Marijuana Dispensaries pursuant to Article XVIII, Section 14 of the Colorado Constitution, which moratorium shall be deemed effective and shall commence immediately on the effective date of this Ordinance.

This Ordinance and the moratorium imposed shall be self-executing without further action. The provisions of this Ordinance are temporary in nature and intended to be replaced or repealed by a subsequent ordinance(s). This temporary moratorium shall automatically terminate and this Ordinance shall be automatically repealed as of the expiration of the moratorium, unless terminated earlier by the Board of Trustees or extended in its duration by the enactment of another ordinance. Nothing contained in this Ordinance shall be construed to limit or preclude the Board of Trustees from termination, repeal, amendment, or modification of this Ordinance prior to the date and time of its expiration and repeal.

Section 3: Police Power Finding. The Board of Trustees finds that this Ordinance is necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the order, comfort and convenience of the Town of Empire and its citizens.

Section 4: Emergency Declared. The Board of Trustees finds and determines that there exists a real and potential likelihood that persons will apply for and seek approvals needed for Medical Marijuana Dispensaries prior to or in advance of the effective date of the moratorium imposed by this Ordinance. Such applications for approval will render the Town unable to adequately protect the health, safety, and welfare of the community through thoughtful and reasoned regulations. Therefore, the Board of Trustees finds an emergency exists and this Ordinance is

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

47

48

49

50

51

52

53

54

55

56

57

58

59

60

61

62

63

64

65

66

67

68

69

70

71

72

73

74

75

76

77

78

79

80

81

82

83

84

85

86

87

88

89

90

91

92

93

94

95

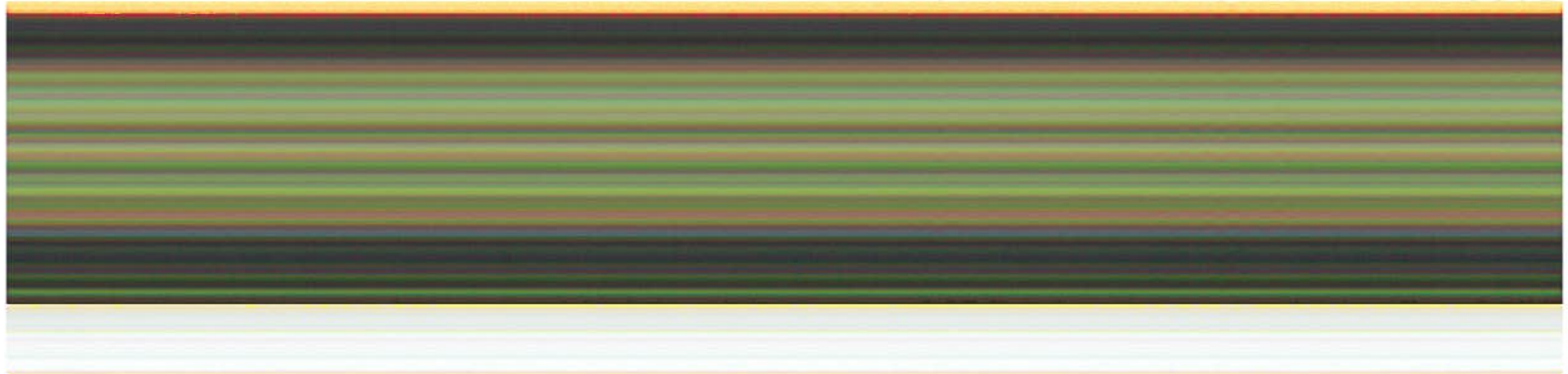
96

97

98

99

100

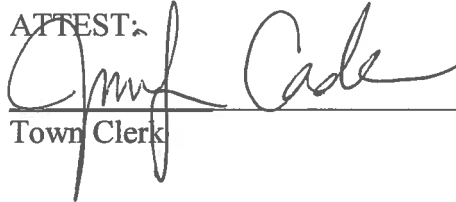


Section 6: Severability. The provisions of this Ordinance are severable and the invalidity of any section, phrase, clause or portion of the ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of the ordinance.

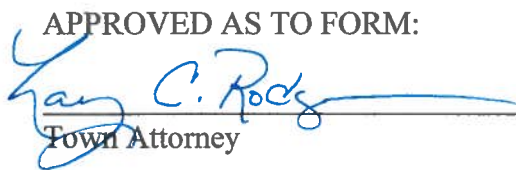
INTRODUCED, READ AND PASSED BY A MAJORITY OF THE TOWN BOARD UPON A MOTION DULY MADE AND SECONDED THIS 26 DAY OF JAN, 2010.



Mayor

ATTEST:


Town Clerk

APPROVED AS TO FORM:


Town Attorney

