

**PALMER LAKE, COLORADO
RESOLUTION NO. 11 OF 2018**

A RESOLUTION (1) MAKING ABSOLUTE THE CALLING OF A SPECIAL ELECTION TO BE HELD TUESDAY, NOVEMBER 6, 2018, IN COORDINATION WITH EL PASO COUNTY, COLORADO, AND IN ACCORDANCE WITH THE UNIFORM ELECTION CODE; (2) DESIGNATING THE DESIGNATED ELECTION OFFICIAL; (3) SUBMITTING A PROPOSED ORDINANCE INITIATED BY THE INITIATIVE PETITIONING PROCESS TO THE ELIGIBLE ELECTORS OF THE TOWN AUTHORIZING AND REGULATING THE SALE OF RETAIL (RECREATIONAL) MARIJUANA AND RETAIL (RECREATIONAL) MARIJUANA PRODUCTS; AND (4) SETTING THE TITLE FOR THE REFERRED MEASURE

WHEREAS, THE TOWN IS IN RECEIPT OF A FORM OF PETITION FOR CITIZEN INITIATED LEGISLATION TO ALLOW AND REGULATE THE SALE OF RETAIL (RECREATIONAL) MARIJUANA AND RETAIL (RECREATIONAL) MARIJUANA PRODUCTS, WHICH HAS BEEN SUBMITTED TO THE BOARD OF TRUSTEES FOR CONSIDERATION; AND

WHEREAS, THE PETITION HAS BEEN SUBMITTED WITH SUFFICIENT VALID SIGNATURES AND THE TOWN BOARD OF TRUSTEES HAS DETERMINED NOT TO ADOPT SUCH PROPOSED ORDINANCE UPON RECEIPT OF SUCH SUFFICIENT PETITION; AND

WHEREAS, IN ACCORDANCE WITH SECTION 31-11-104, C.R.S., THE TOWN BOARD OF TRUSTEES SHALL PUBLISH THE ORDINANCE BY TITLE ONLY AS A PROPOSED ORDINANCE AND SHALL REFER THE ORDINANCE, IN THE FORM PETITIONED FOR, TO THE REGISTERED ELECTORS OF THE TOWN AT A SPECIAL ELECTION TO BE HELD IN COORDINATION WITH THE NOVEMBER 6, 2018, STATEWIDE GENERAL ELECTION; AND

NOTHING CONTAINED IN THIS RESOLUTION SHALL ALTER RESOLUTION NO. 8 OF 2018, WHICH CONDITIONALLY REFERRED TO THE VOTERS THE QUESTION OF IMPOSING AN ADDITIONAL SPECIAL SALES TAX ON THE SALE OF RETAIL (RECREATIONAL) MARIJUANA AND RETAIL (RECREATIONAL) MARIJUANA PRODUCTS IF THE PETITION FOR CITIZEN INITIATED LEGISLATION TO ALLOW SAME WAS DETERMINED TO BE SUFFICIENT, EXCEPT THAT THE RECEIPT OF THE SUFFICIENT PETITION NOW MAKES ABSOLUTE THE REFERRED QUESTION OF IMPOSING AN ADDITIONAL SPECIAL SALES TAX ON THE SALE OF RETAIL (RECREATIONAL) MARIJUANA AND RETAIL (RECREATIONAL) MARIJUANA PRODUCTS; AND

WHEREAS, IN ACCORDANCE WITH SECTION 31-11-111(2), THE TOWN BOARD OF TRUSTEES SHALL FIX THE BALLOT TITLE FOR THE REFERRED MEASURE AS SET FORTH IN THIS RESOLUTION; AND

WHEREAS, THE TOWN BOARD FINDS THAT THE TITLE SET FORTH HEREIN IS NOT MISLEADING, CLEARLY IDENTIFIES THE EFFECT OF A "YES" OR "NO" VOTE, DOES NOT CONFLICT WITH THE TITLE OF ANY OTHER MEASURE THAT WILL APPEAR ON THE BALLOT, AND CORRECTLY AND FAIRLY EXPRESSES THE TRUE INTENT AND MEANING OF THE ISSUE.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, EL PASO COUNTY, COLORADO, AS FOLLOWS:

Section 1. Call for Election. The Board of Trustees shall refer the proposed ordinance contained herein to the voters of the Town at a special election to be held in coordination with the regular general election coordinated with El Paso County, Colorado, on November 6, 2018. In accordance with Sections 29-2-115(4), 31-101-108 and 31-10-102.7, C.R.S., the election shall be held in accordance with the Uniform Election Code and the Town Clerk shall act as the Designated Election Official for the Town.

Section 2. Referral of Referred Measure and Setting Ballot Title. This Resolution shall serve to set the title and content for the initiative as set forth herein and the ballot title for such shall be the text of the question itself as follows:

Shall the Town of Palmer Lake Municipal Code be amended to permit the sale of retail (also known as adult use or recreational) marijuana and to license and regulate the same as set forth in proposed Ordinance 14 of 2018, available on the Town's web site at <https://www.townofpalmerlake.com> and at Town Hall offices?

YES

NO

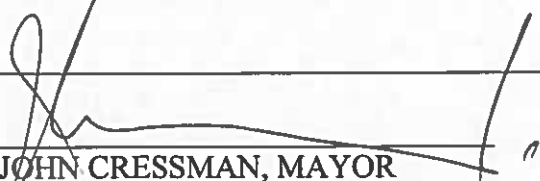

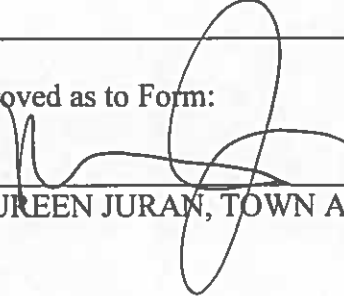
Section 3. The Town Clerk, as the Designated Election Official, is authorized to correct typographical errors and omissions and to cause to be entered into the blanks of the ballot issue the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official.

Section 4. The Designated Election Official and Town's Attorney are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Resolution including all reasonable and necessary action to cause such approved ballot issue to be printed and placed on the ballot for the election.

Section 5. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining issues of this Resolution.

Section 6. This Resolution shall take effect upon its approval.

APPROVED AND ADOPTED ON THIS 9th DAY OF AUGUST, 2018, BY A MAJORITY VOTE OF THE TOWN BOARD OF TRUSTEES.

 _____ JOHN CRESSMAN, MAYOR ATTEST:  _____ VERLA BRUNER, TOWN CLERK	Approved as to Form:  _____ MAUREEN JURAN, TOWN ATTORNEY
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AFFIDAVIT OF PUBLICATION

STATE OF COLORADO
COUNTY OF El Paso

I, Kelly Perkins, being first duly sworn, deposes and says that she is the Legal Sales Representative of The Colorado Springs Gazette, LLC., a corporation, the publishers of a daily/weekly public newspapers, which is printed and published daily/weekly in whole at the city of Colorado Springs in the County of El Paso, and the State of Colorado, and which is called Colorado Springs Gazette; that a notice of which the annexed is an exact copy, cut from said newspaper, was published in the regular and entire editions of said newspaper 1 time(s) to wit 07/28/2018

That said newspaper has been published continuously and uninterruptedly in said County of El Paso for a period of at least six consecutive months next prior to the first issue thereof containing this notice; that said newspaper has a general circulation and that it has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879 and any amendment thereof, and is a newspaper duly qualified for the printing of legal notices and advertisement within the meaning of the laws of the State of Colorado.

Kelly Perkins
Sales Center Agent

Subscribed and sworn to me this 07/30/2018, at said City of Colorado Springs, El Paso County, Colorado.

My commission expires March 30, 2022.

Sandra King
Notary Public
The Gazette

SANDRA KING
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20184014369
MY COMMISSION EXPIRES MARCH 30, 2022

Document Authentication Number

PALMER LAKE, COLORADO
POLICE OF FIRE RESTRICTIONS

A WATER EMERGENCY AND STAGE 2 WATER RESTRICTIONS WERE DECLARED BY THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO, BY RESOLUTION 2018-9 ADOPTED JULY 26, 2018

Due to the loss of one of its pumps that has resulted in the Town's inability to pump one of its two wells, Stage 2 Water Restrictions are in effect within the Town of Palmer Lake. No public water of the Town of Palmer Lake may be used in violation of these restrictions.

A. Irrigation of landscaped areas is absolutely prohibited.

B. Use of water to wash any motor vehicle, motorbike, boat, trailer or other vehicle is absolutely prohibited.

C. The following uses of water are defined as non-essential and are prohibited:

1. Wash down of any sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surfaced areas;
2. Use of water to wash down buildings or structures for purposes other than immediate fire protection;
3. Flushing gutters or permitting water to run or accumulate in any gutter or street;
4. Failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

D. Use of water to fill, refill or add to any indoor or outdoor swimming pools or Jacuzzi-type pools is prohibited.

E. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.

F. All restaurants are prohibited from serving water to patrons except upon request by the patron.

G. Use of water hydrants shall be limited to fire-fighting, related activities or other activities necessary to maintain public health, safety and welfare. Use of water from fire hydrants for construction purposes is prohibited.

H. No application for new, additional, expanded or increased-in-size water service connections, meters, service lines, pipeline extensions, mains or water service facilities of any kind shall be approved and time limits for approval of such applications are hereby suspended for such time as the Stage 2 Water Restrictions shall be in effect.

RESOLUTION NO. 9 OF 2018

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PALMER LAKE, COLORADO, DECLARING A WATER EMERGENCY AND IMPOSING STAGE 2 WATER RESTRICTIONS

Published in the CS Gazette July 28, 2018