

**PALMER LAKE, COLORADO
ORDINANCE NO. 7 OF 2016**

**AN ORDINANCE AMENDING THE APPLICATION FEE
AND LICENSING FEE FOR MARIJUANA DISPENSARIES
AND CULTIVATION FACILITIES**

WHEREAS, BY ORDINANCE NO. 4 OF 2010 AND ORDINANCE NO. 6 OF 2014, THE TOWN OF PALMER LAKE COLORADO HAS AUTHORIZED THE OPERATION WITHIN ITS BOUNDARIES OF RETAIL MEDICAL MARIJUANA DISPENSARIES AND MEDICAL AND RECREATIONAL MARIJUANA CULTIVATION AND INFUSED PRODUCT WHOLESALE FACILITIES SUBJECT TO LICENSING AND OTHER REQUIREMENTS; AND

WHEREAS, BY ORDINANCE NO. 5 OF 2010 A NEW SECTION 5.30.340 WAS ADDED TO THE PALMER LAKE MUNICIPAL CODE TO LIST THE FEES FOR APPLICATIONS AND LICENSING OF SUCH FACILITIES; AND

WHEREAS, THE TOWN OF PALMER LAKE WISHES TO AMEND SECTION 5.30.340 TO ALLOW THE TOWN BOARD OF TRUSTEES TO SET THE FEES RELATED TO MARIJUANA FACILITIES OTHERWISE PERMITTED TO OPERATE WITHIN THE TOWN BY RESOLUTION.

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

Section 1. Section 5-30-340 of the Palmer Lake Municipal Code is amended to read as follows:

5.30.340 FEES:

- (a) Each license application for a marijuana dispensary, marijuana cultivation, wholesale, or infused product facility shall be accompanied by cash or certified funds in an amount to be set by the Board of Trustees by resolution as a non-refundable application fee.
- (b) The annual license fee for a marijuana dispensary, marijuana cultivation facility, wholesale, or infused product facility shall be in an amount to be set by the Board of Trustees by resolution.
- (c) The application fee for an applicant who is applying for a second license of the same type will be an amount to be set by the Board of Trustees by resolution.

Section 2. Severability. It is hereby declared to be the intention of the Board of Trustees of the Town of Palmer Lake, Colorado that the sentences, clauses and phrases of this ordinance are severable, and if any sentence, clause or phrase of this ordinance be declared unconstitutional or invalid by the valid judgment or decree of Court of competent jurisdiction, such

unconstitutionality or invalidity shall not affect any of the remaining sentences, clauses or phrases of this ordinance since the same would have been enacted by the Board of Trustees without the incorporation of any unconstitutional or invalid sentence, clause or phrase.

Section 3. Publication and Effective Date. The Town Clerk shall certify to the passage of this ordinance and cause notice of its contents and passage to be published or posted. This ordinance shall become effective thirty (30) days after the date of publication.

PASSED AND ADOPTED THIS 14th DAY OF JULY, 2016 BY A VOTE OF 6 FOR AND 0 AGAINST.

<p><i>on file</i> _____ JOHN CRESSMAN, MAYOR</p> <p>ATTEST:</p> <p><i>Tara Berreth</i> _____ TARA BERRETH, TOWN CLERK</p>	<p>Approved as to Form:</p> <p><i>on file</i> _____ MAUREEN JURAN, TOWN ATTORNEY</p>
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