

TOWN OF DE BEQUE ORDINANCE NO. 550

SERIES 2025

AN ORDINANCE AMENDING CHAPTER 5.22 RETAIL MARIJUANA LICENSING, SECTION 5.22.030 “DEFINITIONS” TO PERMIT THE TERM ACTIVE FACILITY TO INCLUDE FACILITIES THAT ARE OPERATED SEASONALLY

The following describes the intent and purpose of this Ordinance:

- a) The Town of De Beque (the Town) possesses the authority to amend the Municipal Code from time to time to clarify policies and procedures.
- b) The Town has adopted a comprehensive Retail Marijuana Licensing process contained in Chapter 5.22 of the De Beque Municipal Code. Additionally, Chapter 5.22.030 includes Definitions for Retail Marijuana Licensing.
- c) Currently, within Chapter 5.22.030, the definition of “Active Facilities” does not include seasonal operations of a Retail Marijuana Facility. However, some Retail Facilities would benefit from the option to operate on a seasonal basis within the Town. If not allowed to operate seasonally, these Facilities may have to close down completely, which would be to the detriment of the Town.
- d) The Board of Trustees determines that it is in the public interest that Chapter 5.22.030 of the Town Code is amended to reflect that the term “Active Facility” includes the seasonal operation of properly licensed Retail Marijuana Facilities.

Therefore, the Town of De Beque Municipal Code Section 5.22.030 is amended to read as follows:

All other sections within 5.22.030 are to remain the same, except for the sections specified below.

- A. Active Facility means a Marijuana Establishment that is open for business and operated continuously during regular business hours during the term of its license issued under this Chapter. Active Facilities shall include Seasonal Operations as described in section Y of this chapter.
- Y. Seasonal Operations will include Facilities operated seasonally, provided (i) the Facility has been approved by the Town to operate seasonally and (ii) the Facility is open for business no less than three (3) contiguous months during each calendar year during the term specified in its license.
- Z. State License shall mean the license granted by the Colorado Department of Revenue pursuant to the Codes and Permanent Rules for the operation of a Marijuana Establishment.

Approved by the Board of Trustees this 25th day of March, 2025. This Ordinance shall take effect thirty (30) days from the date of publication.

TOWN OF DE BEQUE BOARD OF TRUSTEES:

Shanelle Hansen 3-25-25
Shanelle Hansen, Mayor Date

ATTEST:
Lisa M. Rogers 3.25.25
Lisa Rogers, Town Clerk Date



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