

**TOWN OF GRAND LAKE
BOARD OF TRUSTEES
ORDINANCE NO. 06-2023**

**AN ORDINANCE ESTABLISHING ARTICLE 5 CHAPTER 6 REGARDING
REGULATED MARIJUANA BUSINESSES AND REPEALING ARTICLES 5
AND 11 OF CHAPTER 7 OF THE GRAND LAKE MUNICIPAL CODE**

WHEREAS, the Board of Trustees of the Town of Grand Lake, Colorado (the “Board of Trustees”), pursuant to Colorado Statute and the Grand Lake Municipal Code (the “Code”) is vested with the authority of administering the affairs of the Town of Grand Lake, Colorado (the “Town”); and

WHEREAS, on November 8, 2022, the voters of Grand Lake approved Town of Grand Lake Ballot Question 2C, “allow[ing] the operation of marijuana businesses in the town and amending the municipal code by the addition of new sections permitting, subject to regulations to be adopted by ordinances of the town, certain activities relating to marijuana, and by so doing repeal[ing] Article 5 of Chapter 7 and Article 11 of Chapter 7, or other sections of the Grand Lake Municipal Code, to the extent they are inconsistent with such authorization”; and

WHEREAS, the Town hired an attorney with experience draft and implementing rules and regulations regarding marijuana licensing to propose a licensing, enforcement, and regulating scheme (the “Regulated Marijuana Businesses Provisions”) attached hereto as Exhibit A; and

WHEREAS, the Board of Trustees finds adopting the Regulated Marijuana Businesses Provisions attached hereto as Exhibit A is in the best interest of the health, safety and welfare of the residents of the Town of Grand Lake and implements the Ballot Question approved by the electors.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES
OF THE TOWN OF GRAND LAKE AS FOLLOWS:**

1. Article 5 of Chapter 7 of the Grand Lake Municipal Code is hereby repealed in its entirety.
2. Article 11 of Chapter 7 of the Grand Lake Municipal Code is hereby repealed in its entirety.

3. Article 5 of Chapter 6 of the Grand Lake Municipal Code is hereby adopted to read in its entirety as set forth in **Exhibit A**, attached hereto and incorporated herein.

4. **Validity.** If any part of this ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have approved this ordinance and each part or parts thereof irrespective of the fact that any one or more parts be declared unconstitutional or invalid.

5. **Repeal.** Existing Town code provisions, ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all Town code provisions, ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent pursuit or prosecution for violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE AND SIGNED THIS 12th DAY OF JUNE, 2023.

Votes Approving: _____
Votes Opposed: _____
Absent: _____
Abstained: _____

ATTEST:

BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO

Alayna Carrell
Town Clerk

By: _____
Stephan Kudron
Mayor