

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 1072**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, APPROVING CERTAIN
AMENDMENTS TO THE *MEAD MUNICIPAL CODE* ESTABLISHING DEVELOPMENT
STANDARDS FOR NATURAL MEDICINE BUSINESSES**

WHEREAS, Section 16-3-160(d) of the Town of Mead Municipal Code ("**MMC**") sets forth that any amendments to the text of Chapter 16 of the MMC ("**Land Use Code**") may be initiated by the Board of Trustees, the Planning Commission, Town Staff, or the written application of any property owner or resident of the Town, and certain of such text amendments shall be reviewed and considered by the Planning Commission, prior to consideration by the Board of Trustees for enactment by ordinance; and

WHEREAS, pursuant to Proposition 122, approved by Colorado voters at the November 2022 general election ("**Prop122**"), limited use of certain psychedelic substances, or "**natural medicine**," as that term is defined in Colorado statutes, is decriminalized; and

WHEREAS, the State legislature enacted Senate Bill 23-290 (§ 44-50-101, et seq., C.R.S.) ("**Colorado Natural Medicine Code**") to create a regulatory structure for the operation and licensing of facilities involved in natural medicine services as permitted by Prop122, including use, cultivation, manufacture, and testing of natural medicines; and

WHEREAS, the Colorado Natural Medicine Code, as well as Prop122, prohibits local governments from banning licensed facilities, services, and use of natural medicines permitted by Prop122, while allowing local governments to regulate the time, place, and manner of operation of licensed facilities; and

WHEREAS, Town Staff has prepared amendments to Chapter 16 of the MMC, including the addition of Article XVI – Development Standards for Natural Medicine Businesses, as detailed in **Exhibits A and B**, attached to this Resolution and incorporated herein ("**Amendments**"), to establish development standards for natural medicine businesses in the Town of Mead; and

WHEREAS, the criteria by which text amendments to the Land Use Code are evaluated are set forth in Section 16-3-160(f) of the MMC; and

WHEREAS, the Planning Commission conducted a duly noticed public hearing on December 18, 2024, to consider the Amendments and passed Resolution No. 04-PC-2024, which made a recommendation to the Board of Trustees to approve the Amendments; and

WHEREAS, in accordance with applicable requirements of the MMC, the Town Clerk has caused a notice of the Board of Trustees public hearing on the Amendments to be published no later than fifteen (15) days prior to the hearing in a newspaper of general circulation; and

WHEREAS, the Board of Trustees conducted the duly noticed public hearing on January 27, 2025, to consider the Amendments; and

WHEREAS, based upon evidence set forth in the Agenda Item Summary that was presented to the Board of Trustees and other evidence offered and accepted at the public hearing, the Board of Trustees has determined that the Amendments satisfy the approval criteria set forth in Sec. 16-3-160(f)(2) and (3) of the MMC and will provide for changes in administrative practices necessary to accommodate

changing community needs, and assist with the accommodation of innovations in land use and development practices that were not contemplated at the adoption of the Town's existing Code.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Trustees of the Town of Mead, Colorado, that:

Section 1. Recitals incorporated. The recitals contained above are incorporated herein by reference and are adopted as findings and determinations of the Board of Trustees.

Section 2. Findings. The Board of Trustees finds and determines that it reviewed the Amendments in accordance with the procedure set forth in Sec. 16-3-160 of the MMC and that the public hearing on the Amendments was held, conducted, and concluded in accordance with Sec. 16-3-160 of the MMC.

Section 3. Approval. The Amendments are hereby approved as reflected in **Exhibits A and B** attached hereto.

Section 4. Effective Date. This Ordinance shall be published and become effective as provided by law.

Section 5. Remaining provisions. Except as specifically amended hereby, all other provisions of the MMC shall continue in full force and effect.

Section 6. Codification Amendments. The codifier of the Mead Municipal Code (MMC) is hereby authorized to make such numerical, technical and formatting changes as may be necessary to incorporate the provisions of this ordinance within the MMC.

Section 7. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause or phrase is declared invalid.

Section 8. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 9. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted ordinance available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED AND ADOPTED THIS 27TH DAY OF JANUARY, 2025.

ATTEST:

TOWN OF MEAD:

By: _____
Mary E. Strutt, MMC, Town Clerk

By: _____
Colleen G. Whitlow, Mayor

EXHIBIT A

Amendments to Mead Municipal Code
Section 16-3-40 – Use regulations.

[To begin on the next page. Additions are shown underlined and in red.]