

**TOWN OF PARACHUTE  
ORDINANCE NO. 718-2017**

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**AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING CHAPTER 6.11 OF THE PARACHUTE MUNICIPAL CODE CONCERNING RETAIL AND MEDICAL MARIJUANA ESTABLISHMENTS**

**WHEREAS**, Chapter 6.11 governs the licensing of Retail Marijuana Establishments and Medical Marijuana Establishments;

**WHEREAS**, the Town may enact ordinances which govern the time, place, manner, and number of Retail and Medical Marijuana Establishments;

**WHEREAS**, to allow for more appropriate clustering of cultivation, manufacturing, and testing marijuana establishments, the Board of Trustees wishes to amend the location limitations contained in Chapter 6.11;

**WHEREAS**, the Board of Trustees find that the amendments in this Ordinance benefit the business and residential communities in the Town, and are in the best interests of the Town.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:**

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Section 6.11.050 of the Parachute Municipal Code is hereby amended as follows, with additions shown in **bold, underlined text** and ~~strike-through language~~ deleted:

**6.11.50 Location limitations of medical and retail marijuana establishments.**

A. Medical marijuana establishments and retail marijuana establishments authorized by this chapter shall only be located in ~~permitted-zone districts, as set forth in the schedule of uses in zone districts contained in PMC~~ **Title 1515.03.215**. Prior to receiving a license pursuant to this chapter for a medical marijuana establishment or retail marijuana establishment, applicant shall be required to demonstrate or obtain approval for ~~the proposed licensed premises as described~~ **location of the establishment as set forth** in PMC Title 15.

B. No medical marijuana establishment or retail marijuana establishment shall be located: **within five hundred feet (500') of any existing public or private school.**

~~1. Within five hundred feet (500') of any existing public or private school; or~~

~~2.C. Within~~ **No medical marijuana establishment or retail establishment shall be located within one hundred fifty feet (150') of another medical marijuana establishment or retail marijuana establishment, except:**

**a.1. For a shared licensed premises licensed as a dual business operation by the State of Colorado pursuant to the Retail Marijuana Regulations and Medical Marijuana Regulations.**

**2. For a co-located licensed premises operation permitted by the Medical Marijuana Regulations or Retail Marijuana Regulations;**

**3. For medical marijuana-infused products manufacturer, optional premises cultivation operation, medical marijuana testing facility, retail marijuana cultivation facility, retail marijuana products manufacturing facility, and retail marijuana testing facility establishments located in the General Industrial (GI) and Light Industrial (LI) Zone Districts.**

**a.4.** If one (1) medical marijuana-infused products manufacturer, one (1) optional premises cultivation operation, one (1) medical marijuana testing facility, one (1) retail marijuana store, one (1) retail marijuana cultivation facility, one (1) retail marijuana products manufacturing facility, and/or one (1) retail marijuana testing facility with distinct licensed premises are located on a single parcel. Under such circumstance, each license shall not be required to be held by a single licensee.

**3.D.** The distances described in this section shall be measured using a route for direct pedestrian access, measured as a person would walk safely and properly, without trespassing, with right angles at crossing and with the observance of traffic regulations and lights, from the nearest property line of the school or other medical marijuana establishment or retail marijuana establishment property to the nearest public entrance of the structure of the proposed licensed premises.

**Section 3.** If any provision of this Ordinance is found to be unconstitutional or unlawful, such finding shall only invalidate that part of portion found to violate the law. All other provisions shall be deemed severable and shall continue in full force and effect.

**INTRODUCED, READ, PASSED, ADOPTED, AND ORDERED PUBLISHED BY TITLE ONLY** by a vote of 5 to 0 of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 16<sup>th</sup> day of February, 2017 and approved by the Mayor on the 16<sup>th</sup> day of February, 2017.

**PUBLIC NOTICE**

Public notice is hereby given that an Ordinance entitled:

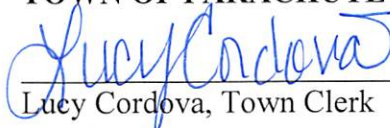
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was introduced before the Board of Trustees on February 16, 2017; that a copy of said Ordinance is posted at Town Hall; and that the Ordinance was approved at a regular meeting of the Board of Trustees held on February 16, 2017, and approved by the Mayor on February 16, 2017.

Copies of the adopted ordinance are available for inspection at the Town Hall, Parachute, Colorado and available on the internet at <http://www.parachutecolorado.com>.

Dated this 16 day of February, 2017.

**TOWN OF PARACHUTE**

  
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Lucy Cordova, Town Clerk



**BOARD OF TRUSTEES OF THE TOWN  
OF PARACHUTE, COLORADO**

By: Roy McClung  
Roy McClung, Mayor

**ATTEST:**

Lucy Cordova  
Lucy Cordova, Town Clerk