

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 891**

**AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING
CHAPTER 6, ARTICLE II OF THE MEAD MUNICIPAL CODE TO
CORRECT REFERENCES TO RECODIFIED STATE MARIJUANA LAWS**

WHEREAS, the Board of Trustees of the Town of Mead (“**Board of Trustees**”) has the authority pursuant to C.R.S. § 31-15-401 and its general police powers to pass and enforce regulations which may be necessary or expedient for the promotion of the health, safety and welfare of the citizens of the Town of Mead (“**Town**”); and

WHEREAS, the Colorado General Assembly enacted House Bill 18-1023, effective October 1, 2018, concerning the non-substantive relocation of laws related to regulation of marijuana from Title 12, Colorado Revised Statutes, to Title 44 (“**HB 18-1023**”); and

WHEREAS, the Board of Trustees desires to amend Chapter 6, Article II of the Mead Municipal Code (“**MMC**”) for the purposes of correcting references to the Colorado Revised Statutes, as amended by HB 18-1023.

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

Section 1. Section 6-2-130 of the MMC, titled “Medical marijuana,” subsection (a) is hereby amended as follows, with portions to be removed struck through and portions to be added in italics and underlined, with the remaining definitions of Section 6-2-130(a) to remain in full force and effect:

(a) Definitions. As used in this Section, the following definitions will apply:

Colorado Medical Marijuana Code shall mean Article 11 of Title 44 of the Colorado Revised Statutes, inclusive of promulgated rules, and as may be amended, ~~Section 12-43.3-101, et seq., C.R.S.~~

Section 2. Section 6-2-130 of the MMC, titled “Medical marijuana,” subsection (b) is hereby amended as follows, with portions to be removed struck through and portions to be added in italics and underlined:

(b) Uses prohibited. The operation of medical marijuana centers, optional premises cultivation operations and medical marijuana-infused products manufacturers licenses within the ~~Towns~~ Town’s boundaries, which might otherwise be authorized under the Colorado Medical Marijuana Code, are hereby prohibited as authorized and provided in Section 44-11-106~~Section 12-43.3-106~~, C.R.S. It is unlawful and a violation of this Code for any person to operate, cause to be operated or permit to be operated as a medical marijuana center, an optional premises cultivation operation or as a medical marijuana-infused products manufacturer.

Section 3. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 4. Remaining provisions. Except as specifically amended hereby, all other provisions of the Mead Municipal Code shall continue in full force and effect.

Section 5. Codification Amendments. The codifier of Mead's Municipal Code is hereby authorized to make such numerical, technical and formatting changes as may be necessary to incorporate the provisions of this Ordinance within the Mead Municipal Code.

Section 6. 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 7. 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 8. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.


INTRODUCED, READ, PASSED, AND ADOPTED THIS 28TH DAY OF MAY, 2019.

ATTEST:

By: 
Mary E. Strutt, Town Clerk



TOWN OF MEAD:

By: 
Colleen G. Whitlow, Mayor