

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 49-R-2021**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, REFERRING A
BALLOT QUESTION TO THE REGISTERED ELECTORS OF THE TOWN OF
MEAD CONCERNING THE ADOPTION OF AN INITIATED ORDINANCE
CONCERNING THE ADOPTION OF REGULATIONS PERMITTING THE
OPERATION OF MEDICAL AND RETAIL MARIJUANA BUSINESSES AT THE
NOVEMBER 2, 2021 COORDINATED SPECIAL ELECTION**

WHEREAS, the Town of Mead (the “Town”), is a Colorado statutory town duly organized and existing under the laws of the State of Colorado; and

WHEREAS, a petition seeking the removal of the prohibition against medical and retail marijuana enterprises in the Town of Mead and repealing and replacing Article VI of Chapter 6 of the *Mead Municipal Code* was submitted to the Town Clerk on July 23, 2021 (the “Initiative Petition”); and

WHEREAS, on August 2, 2021, the Town Clerk issued her initial statement of sufficiency in accordance with C.R.S. § 31-11-109(3), finding that a sufficient number of signatures were submitted on the Initiative Petition; and

WHEREAS, on or about August 17, 2021, the Town Clerk issued a statement regarding the final determination of petition sufficiency; and

WHEREAS, in accordance with C.R.S. § 31-11-104(1), the proposed Ordinance regarding the Initiative Petition was submitted to the Board of Trustees at the August 30, 2021 regular meeting and was not adopted by the Board; and

WHEREAS, C.R.S. § 31-11-104(1) requires that the Board publish the proposed Ordinance as other ordinances are published and also requires that the Board proceed to refer the proposed Ordinance, in the form petitioned for, to the registered electors of the Town at a regular or special election; and

WHEREAS, pursuant to C.R.S. § 31-11-104(1), the proposed Ordinance (regarding the Initiative Petition) shall not take effect unless a majority of the registered voters voting on the measure at the election vote in favor of the measure; and

WHEREAS, the Board of Trustees has determined it is in the best interests of the Town to refer the ballot question to Town voters at the November 2, 2021 special election.

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

Section 1. The Initiative Petition (2021- CI 1) captioned “AN INITIATIVE TO STRICTLY REGULATE, CONTROL AND PERMIT A LIMITED NUMBER OF STATE-AUTHORIZED MEDICAL / RETAIL BUSINESSES WITHIN THE TOWN OF MEAD AND TO ESTABLISH REASONABLE RESTRICTIONS ON THE SIGNAGE AND ADVERTISING ON THESE BUSINESSES TO MATCH STATE REGULATIONS” and repealing and replacing Article VI of Chapter 6 of the *Mead Municipal Code* with new regulations titled “Medical/Retail Marijuana” is, as

required by C.R.S. § 31-11-104(1), hereby referred by the Board of Trustees of the Town of Mead, Colorado, in the form set forth in the Initiative Petition, to the registered electors of the Town to be voted on at a special election to be held on November 2, 2021.

Section 2. As required by C.R.S. § 31-11-104(1), the Ordinance considered at the August 30, 2021 regular meeting, Ordinance No. 971 (AN INITIATIVE TO STRICTLY REGULATE, CONTROL AND PERMIT A LIMITED NUMBER OF STATE-AUTHORIZED MEDICAL/RETAIL MARIJUANA BUSINESSES WITHIN THE TOWN OF MEAD AND TO ESTABLISH REASONABLE RESTRICTIONS ON THE SIGNAGE AND ADVERTISING OF THESEBUSINESSES TO MATCH STATE REGULATIONS) shall be forthwith published as other ordinances are published in the Town of Mead. Specifically, the proposed Ordinance shall be published in accordance with the requirements of Sec. 1-3-60 of the *Mead Municipal Code*.

Section 3. The Board of Trustees hereby refers the following ballot question for submission to the voters to appear on the ballot for the special election to be held on November 2, 2021:

“BALLOT QUESTION _____

Shall the Town of Mead adopt an Ordinance in the specific form set forth in Citizens’ Initiative Petition (2021-CI 1) permitting the operation of medical and retail marijuana businesses with the boundaries of the Town and replacing Article VI of Chapter 6 of the Mead Municipal Code with regulations concerning the operation of such medical and retail marijuana businesses?

YES _____
NO _____”

Section 4. This Resolution shall serve to set the title and content for the ballot question set forth herein and the ballot title for such question shall be the text of the question itself.

Section 5. The Town Clerk is authorized to correct typographical errors and omissions and to cause to be entered into any blanks of the ballot question the appropriate ballot question number or letter upon designation of the ballot number or letter by the appropriate election official. The Town Clerk shall certify the ballot content for the regular election, including the ballot question set forth above no later than 60 days before the election, unless a written protest under oath is received by the Town Clerk within the 40-day protest set forth in C.R.S. § 31-11-110(1).

Section 6. The Town Manager, Town Attorney and Town Clerk are hereby authorized and directed to take all necessary and appropriate action to effectuate the provisions of this Resolution including the taking of all reasonable and necessary action to cause such approved ballot question to be printed and placed on the ballot for the coordinated special election.

Section 7. Effective Date. This resolution shall become effective immediately upon adoption.

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

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

INTRODUCED, READ, PASSED, AND ADOPTED THIS 30TH DAY OF AUGUST, 2021.

ATTEST:

By: _____

Mary E. Strutt, MME Town Clerk



TOWN OF MEAD

By: _____

Colleen G. Whitlow, Mayor