

**RESOLUTION NO. 6
SERIES 2014**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, REFERRING TWO BALLOT QUESTIONS TO THE REGISTERED ELECTORS OF THE CITY OF GUNNISON WHETHER THE OPERATION AND LICENSING OF MEDICAL MARIJUANA CENTERS, OPTIONAL PREMISES CULTIVATION OPERATIONS, AND MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURERS; AND THE OPERATION AND LICENSING OF RETAIL MARIJUANA STORES, RETAIL MARIJUANA CULTIVATION FACILITIES, RETAIL MARIJUANA PRODUCTS MANUFACTURING FACILITIES, AND RETAIL MARIJUANA TESTING FACILITIES SHOULD BE ALLOWED IN THE CITY OF GUNNISON.

WHEREAS, at the November, 2000, General Election, the voters of the State of Colorado adopted Amendment 20 to the Colorado Constitution, (Article XVIII, Section 14) which authorized the use and possession of medical marijuana for use in the treatment of debilitating medical conditions; and

WHEREAS, at the May, 2011, Regular Municipal Election, the voters of the City of Gunnison voted not to allow medical marijuana dispensaries, grow operations and associated medical marijuana product facilities in the City of Gunnison; and

WHEREAS, at the November 6, 2012, General Election, the voters of the State of Colorado adopted Amendment 64 to the Colorado Constitution, (Article XVIII, Section 16) which authorizes the use and possession of recreational marijuana and authorizes the cultivation, testing and sale of retail marijuana and marijuana products; and

WHEREAS, the City Council by Ordinance No. 6, Series 2013, prohibited the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, and retail marijuana stores with the boundaries of the City of Gunnison; and

WHEREAS, on September 9, 2013, the Colorado General Assembly adopted House Bill 13-1317, codified as the Colorado Retail Marijuana Code, Sections 12-43.4-101 et. seq., C.R.S., which contains provisions for licensing and regulating the cultivation and/or sale of retail marijuana, which provisions may be utilized by the City in establishing its own licensing requirements and regulations; and

WHEREAS, in order to obtain the current will of the registered electors of the City of Gunnison relating to the establishment of marijuana establishments as identified herein, the City Council of the City of Gunnison wishes to re-submit the question of whether to allow medical marijuana centers, optional premises cultivation operations, and medical marijuana-infused products manufacturers, and submit the question whether to allow retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities, and retail marijuana testing facilities within the boundaries of the City of Gunnison to the registered electors at the next Colorado General Election to be held on November 4, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, THAT:

Section 1. The following ballot questions shall be referred to a vote of the registered electors of the City of Gunnison at the Gunnison County-administered General Election to be held on November 4, 2014:

BALLOT QUESTION 2B

Should Medical Marijuana Centers (also known as Medical Marijuana Dispensaries), Optional Premises Cultivation Operations, and Medical Marijuana-Infused Products Manufacturers, as authorized by Article XVIII, Section 14 of the Colorado Constitution, be allowed in the City of Gunnison, Colorado, subject to such Rules, Regulations, Limitations and Restrictions as may be adopted by City Council?

YES _____

NO _____

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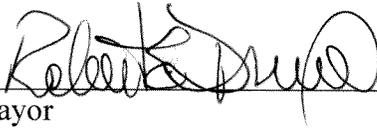
BALLOT QUESTION 2C

Should Retail Marijuana Stores, Retail Marijuana Cultivation Facilities, Retail Marijuana Products Manufacturing Facilities, Retail Marijuana Testing Facilities, as authorized by Article XVIII, Section 16 of the Colorado Constitution, be allowed in the City of Gunnison, Colorado, subject to such Rules, Regulations, Limitations and Restrictions as may be adopted by City Council?

YES _____

NO _____

INTRODUCED, READ, PASSED, AND ADOPTED at a regular meeting of the City Council of the City of Gunnison held this 26th day of August 2014.



Mayor

(SEAL)

ATTEST:



City Clerk