

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO, FINDING THAT A MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR A LICENSE AND PERMIT TO OPERATE ANY MARIJUANA FACILITIES IN UNINCORPORATED OURAY COUNTY IS NECESSARY; AND ORDERING THE MORATORIUM EFFECTIVE APRIL 28, 2021 TO REMAIN UNTIL NEW REGULATIONS ARE ADOPTED OR FOR SIX MONTHS UNLESS EXTENDED FOR GOOD CAUSE

WHEREAS, on April 28, 2021 during a special meeting held by the Ouray Board of County Commissioners (BOCC), sitting as the Local Licensing Authority, to discuss a possible marijuana application moratorium, the BOCC found that Ordinance No. 2019-001, which regulates all marijuana licensing and permitting within unincorporated Ouray County, requires extensive revisions to remove redundancy and uncertainty as well as providing clarity for applicants on BOCC expectations in an application.

WHEREAS the BOCC found that the Land Use department has limited staff resources and the current marijuana permitting process is cumbersome and time consuming.

WHEREAS the BOCC found that the enforcement and complaint system for marijuana permit violations is inefficient and ineffective.

WHEREAS the BOCC found it must identify additional funding for enforcement.

WHEREAS the BOCC found that the amount of building permits being processed through the Land Use department has increased significantly and the priority for staff time must be on processing building permits.

WHEREAS the BOCC found that it has an ambitious schedule of work sessions to address many important issues such that it needs at least six (6) months to adopt a revised ordinance.

WHEREAS there are two applications for marijuana that were in process at the time the moratorium was voted on and these two applicants shall be allowed to proceed through the application process.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO THAT:


1. The unanimous vote held on April 28, 2021 by the BOCC after making the material findings set forth in the recitals above, is hereby ratified and Land Use staff are directed to accept no marijuana applications for licensing and permitting in unincorporated Ouray County until Ordinance 2019-001 is repealed and replaced or after six (6) months from the date of this resolution, whichever occurs first.
2. The findings set of the in the recitals above constitute good cause to enter this moratorium.
3. The BOCC finds good cause to except the two applications that were currently in progress on April 28, 2021 from this moratorium and allows these applicants to proceed through the process.

APPROVED AND ADOPTED THIS 25th DAY OF MAY, 2021

Voting for: *COMMISSIONERS TISDEL, PADGETT + NIECE*
Voting against: *NONE*

Attest:

Hollenbeck
Michelle Nauer, Clerk and Recorder
By: Hannah Hollenbeck, Deputy Clerk of the Board



BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO

[Signature]
Ben Tisdell, Chair

[Signature]
Lynn M. Padgett, Vice-Chair

[Signature]
Jake Niece, Commissioner

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Michelle Nauer, Clerk & Recorder
Ouray County, CO
05-27-2021 11:05 AM Recording Fee \$0.00

