

2020 Regulation Amendments Marijuana Hospitality Businesses Public Outreach Meeting

Thank you for joining our virtual meeting.
A presentation will begin shortly.

Adams County
Community and Economic Development Department
June 18, 2020



Background

- May 29, 2019 HB19-1230 Marijuana Hospitality Establishments signed into law
 - Marijuana Hospitality Establishments
 - An entity licensed to permit the use or consumption of marijuana with a Consumption Area
 - Retail Marijuana Hospitality and Sales Establishments
 - An entity licensed to (1) purchase Retail Marijuana from Retail Marijuana Business, (2) Transfer Retail Marijuana to consumers, and (3) permit the use or consumption of Retail Marijuana transferred to a consumer within the Restricted Access Area.

Background

- Study Sessions with Board of County Commissioners
 - July 23, 2019 & November 12, 2019
 - Present general information
 - Direction given to research possible licensing options
 - January 21, 2020 & April 28, 2020
 - Present MED Rulemaking
 - Direction given to move ahead with regulation amendments and licensing structure

Background

- Public Hearings with Board of County Commissioners
 - March 10, 2020 & May 12, 2020
 - Regulations amendments
 - Direction given to move forward with regulation amendments and licensing structure

Overview

- Text amendments to Development Standards & Regulations
 - Chapter 3 – Zone District Regulations
 - Chapter 4 – Design Requirements and Performance Standards
 - Chapter 11 - Definitions
- Text amendments to the Marijuana Licensing Regulations
- Lottery System for available hospitality licenses
- Timeline & Next Steps
- Location of Draft Regulations & Comments

Chapter 3 – Zone District Regulations

Marijuana Hospitality Businesses

and

Marijuana Hospitality and Sales Businesses

Proposed to be permitted in the following zone districts:

Commercial	Industrial
C – 3	I – 1
C – 4	I – 2
C – 5	I – 3

Zone Districts & Setbacks

Facility Type	Zone District	School/ Daycare	Community Facilities	Residential Uses
Retail Store	C-3, C-4, C-5 I-1, I-2, I-3	1,000 ft	100 ft	50 ft
Hospitality	C-3, C-4, C-5 I-1, I-2, I-3	1,000 ft	100 ft	50 ft
Manufacturing	I-1, I-3, I-3	1,000 ft	100 ft	50 ft
Cultivation	A-3 C-3, C-4, C-5 I-1, I-2, I-3	1,000 ft	100 ft	50 ft

- 750 ft minimum separation between stores
- **5-mile minimum separation between hospitality businesses**
- **500 ft minimum setback if outdoor consumption is allowed**

Marijuana Licensing Regulations

Section 04.01 Application Procedures

04.01.04.04 Operating Plan

- b. Location of proposed designated hospitality area where the privileges of the hospitality license may be exercised;
- c. Proof of possession or permission detailing the applicant's right to use the designated hospitality area for the purpose of permitting marijuana consumption;
- f. A detailed description as to how the applicant's employees and agents would prevent underage persons from entering the designated hospitality area;

Marijuana Licensing Regulations

Section 04.01 Application Procedures

04.01.04.04 Operating Plan cont.

- g. The applicant's employee training manual or employee policy addressing issues related to the consumption of both alcohol and marijuana, as applicable, as well as strategies and procedures for identifying and responding to the potential over-intoxication of consumers;
 - 1. Employees shall be trained regarding the various products sold at the Retail Hospitality and Sales Business, including potency of the products, absorption time, and effects of the products;
 - 2. Employees shall educate all customers as to the items mentioned in subsection (1) in an effort to ensure responsible consumption;

Marijuana Licensing Regulations

Section 04.01 Application Procedures

04.01.04.04 Operating Plan

- h. A description of the proposed hours of operation;
- i. A health and sanitation plan for Hospitality Businesses and Retail Hospitality and Sales Businesses that demonstrates how rental marijuana consumption accessories will be cleaned and sanitized prior to each rental, if the applicant intends to provide rental marijuana consumption accessories to consumers within designated hospitality areas;

Marijuana Licensing Regulations

Section 04.01 Application Procedures

04.01.04.05 Community Engagement Plan

- a. Name, telephone number, and email of person responsible for neighborhood outreach and engagement
- b. Outreach plan to contact and engage residents and businesses in the local neighborhood where any license is located
- c. Plan to create positive impacts (community service, volunteer) to the neighborhoods where license is located

Marijuana Licensing Regulations

Section 04.01 Application Procedures

04.01.04.05 Community Engagement Plan

- a. Written policy/procedure to timely address any concerns or complaints expressed by residents/businesses
- b. Written policy/procedure to promote/encourage full participation in the regulated marijuana industry by people previously disproportionately harmed by marijuana prohibition and enforcement to positively impact those communities

Marijuana Licensing Regulations

Section 05.02 Operation Standards

05.02.07 A Marijuana Business shall be equipped with a proper absorbing ventilation and exhaust system that filters the odor of marijuana generated inside of the Marijuana Business so that it is not detected outside the property or lease area boundaries, or anywhere on adjacent property or public rights-of-way, or within any other unit located within the same building as the marijuana use. A Marijuana Hospitality Business and Retail Marijuana Hospitality and Sales Business shall ensure the hospitality area is a well-ventilated private area that is partitioned off from access to all other areas of the business and is designed to prevent the flow of smoke to any other area of the business.

Marijuana Licensing Regulations

Section 05.02 Operation Standards

05.02.09 Marijuana Hospitality Businesses and Retail Marijuana Hospitality and Sales Businesses shall do the following to encourage appropriate patron conduct:

1. Make an announcement at closing requesting patrons to respect the residents of any adjacent residential neighborhoods by being quiet when leaving;
2. Post signs at locations clearly visible within the hospitality area and at any on-site parking areas, requesting patrons to respect residents of any adjacent residential neighborhoods by being quiet when leaving;
3. Cut off service to impaired patrons and provide information regarding car services.

Licensing Regulations

Section 05.02 Operation Standards

05.02.10 Marijuana Hospitality Businesses and Retail Marijuana Hospitality and Sales Businesses shall post signs on the exterior of the building near the entrance with the name and phone number of an on-site community relations employee to notify if there are operational problems with the business. In addition, the name and phone number of the community relations employee shall also be provided to the Local Licensing Authority and law enforcement.

Licensing Regulations

Section 10.01 Operating and Renewal Fees

10.01.01.01 Initial Operating Fees

- h. Retail Marijuana Hospitality and Sales Business: \$25,000.00
- i. Marijuana Hospitality Business: \$15,000.00

10.01.01.03 Annual Renewal Fees

- h. Retail Marijuana Hospitality and Sales Business: \$25,000.00
- i. Marijuana Hospitality Business: \$15,000.00

Licenses

5 Total Marijuana Hospitality Licenses

- 2 License Types
 - Marijuana Hospitality Business License
 - Stand alone business & Mobile
 - Maximum of 2 Mobile Licenses
 - Marijuana Hospitality & Sales Business License
 - Hospitality License paired with a Retail Store
- Administration via Lottery System

Lottery System

- All Marijuana Hospitality Licenses will be administered via the Lottery System
- Complete the Lottery Application and submit to the Licensing Administrator
- Applicant will receive an email confirming receipt of their Application along with their lottery number
- Lottery Registration will be July 29 – Aug 7
- Lottery will be held August 12th, streamed on YouTube
- 10 additional numbers will be drawn for a wait list

Timeline & Next Steps

- June 18th 2nd Public Outreach Meeting
- July 2nd Comments Due
- July 9th Planning Commission Public Hearing
- July 28th BoCC Public Hearing
- July 29 – Aug 7 Lottery Registration
- August 12th Lottery

Regulation Drafts

- www.adcogov.org/regulation-amendments
 - 2020 Text Amendments – Marijuana Hospitality
- www.adcogov.org/planning/currentcases
 - PLN2020-00005
- Send comments to:
 - Andrea Berg
 - aberg@adcogov.org

Questions?

