

TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016-15

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO SETTING AN ELECTION DATE ON THE INITIATED ORDINANCE TO PROHIBIT THE OPERATION OF MARIJUANA CULTIVATION FACILITIES, MARIJUANA PRODUCT MANUFACTURING FACILITIES, MARIJUANA TESTING FACILITIES, AND RETAIL MARIJUANA STORES AND TO SET A BALLOT TITLE.

WHEREAS, the provisions of Article VI of the Town Charter and Article V, Section 1(1) of the Colorado Constitution provide the electors of the Town of Parachute the power to initiate ordinances to the Board of Trustees for the Town;

WHEREAS, in 2015, a Petitioners Committee was formed and the Committee submitted to the Town Clerk a Citizens' Initiated Petition with the following title:

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO PROHIBITING THE OPERATION OF MARIJUANA CULTIVATION FACILITIES, MARIJUANA PRODUCT MANUFACTURING FACILITIES, MARIJUANA TESTING FACILITIES, AND RETAIL MARIJUANA STORES; AND REPEALING IN ITS ENTIRETY ORDINANCE NO. 683 AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, REPEALING SECTION 11.08.150 OF THE PARACHUTE MUNICIPAL CODE PROHIBITING CRIMINALIZING THE OPERATION OF RETAIL MARIJUANA FACILITIES AND ADDING A NEW CHAPTER 6.11 TO TITLE 6 OF THE PARACHUTE MUNICIPAL CODE TO GOVERN LICENSING, AND OPERATION OF RETAIL MARIJUANA CULTIVATION FACILITIES, TESTING FACILITIES, PRODUCT MANUFACTURING FACILITIES, AND STORES

(the "Initiated Ordinance");

WHEREAS, the Initiated Ordinance was placed on the agenda for the Board of Trustees regular meeting on September 17, 2015, at which, the Board of Trustees voted to not adopt the Initiated Ordinance and for the Initiated Ordinance be placed on the ballot of the November 2016 general election, as prescribed by paragraph (5)(F) of Section 16 of Article XVIII of the Colorado Constitution;

WHEREAS, the Board of Trustees wishes to set the election date for the Initiated Ordinance and set the ballot title for the Initiated Ordinance; and

WHEREAS, the Board of Trustees finds that the adoption of this Resolution is necessary to conduct an initiative election, as prescribed by Colorado law.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Date of Election.

The Board of Trustees hereby sets November 8, 2016 as the date of an election on the Initiated Ordinance

Section 3. Ballot Title.

The Board of Trustees here by sets the following ballot title for the Initiated Ordinance to be placed on the ballot for the November 8, 2016 election:

“Shall the Town of Parachute prohibit the licensing and operation of retail marijuana cultivation facilities, retail marijuana product manufacturing facilities, retail marijuana testing facilities, and retail marijuana stores?”

Yes _____

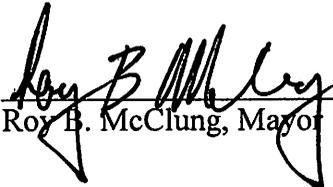
No _____

Section 4. Direction to Town Staff.

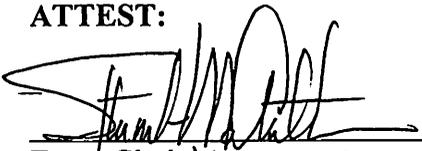
Town Staff is hereby authorized and directed to take such actions as are necessary and proper to conduct an initiative election, including but not limited to, preparing official ballots in accordance with C.R.S. § 31-11-101, *et seq*, conducting this election as part of a coordinated general election, and all other necessary and prudent actions and/or obligations of the Town to conduct an election in accordance with Colorado law.

INTRODUCED, PASSED, APPROVED, AND ADOPTED by a vote of 6 to 0 of the Board of Trustees of the Town of Parachute, Colorado at a special meeting held at the Town Hall in the Town of Parachute, Colorado on the 21 day of July, 2016 and approved by the Mayor on the 21 day of July, 2016.

**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By  _____
Roy B. McClung, Mayor

ATTEST:


Town Clerk MANAGER