

ORDINANCE

An Ordinance Adopting Policy Part 3, Chapter 3, Section 4 Prohibition of the Operation of Certain Marijuana Establishments.

BE IT ORDAINED by the Board of County Commissioners of Jefferson County, Colorado that the Policy 3.3.4 regarding Prohibition of the Operation of Marijuana Establishments is hereby rescinded and replaced as follows:

Title: Regulatory Policy Prohibition of the Operation of Certain Marijuana Establishments	Policy No. Part 3, Regulations Chapter 3, Business Section 4, Marijuana Establishments
	Effective Date January 1, 2016
Policy Custodian Board of County Commissioners	Adoption/Revision Date September 22, 2015

Adopting Ordinance: CC15-352

References (Statutes/Resos/Policies): Section 16(5)(f) of Article XVIII of the Colorado Constitution. CC14-462, CC15-328

Purpose: An Ordinance, pursuant to the authority granted by Section 16(5)(f) of Article XVIII of the Colorado Constitution, prohibiting the operation of certain marijuana establishments within unincorporated Jefferson County.

Policy: Marijuana Establishments

- A. Definitions. Unless otherwise specified or the context otherwise requires, any terms used herein shall have the same meanings as provided in Article XVIII, Section 16 of the Colorado Constitution. These definitions include, but are not limited to, the following:
1. "Marijuana" or "marihuana" means all parts of the plant of the genus cannabis whether growing or not, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marihuana concentrate. "marijuana" or "marihuana" does not include industrial hemp, nor does it include fiber produced from the stalks, oil, or cake made from the seeds of the plant, sterilized seed of the plant which is incapable of germination, or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product.
 2. "Marijuana cultivation facility" means an entity licensed to cultivate, prepare, and package marijuana and sell marijuana to retail marijuana stores, to marijuana product manufacturing facilities, and to other marijuana cultivation facilities, but not to consumers.

3. "Marijuana establishment" means a marijuana cultivation facility, a marijuana testing facility, a marijuana product manufacturing facility, or a retail marijuana store.
4. "Marijuana product manufacturing facility" means an entity licensed to purchase marijuana; manufacture, prepare, and package marijuana products; and sell marijuana and marijuana products to other marijuana product manufacturing facilities and to retail marijuana stores, but not to consumers.
5. "Marijuana products" means concentrated marijuana products and marijuana products that are comprised of marijuana and other ingredients and are intended for use or consumption, such as, but not limited to, edible products, ointments, and tinctures.
6. "Marijuana testing facility" means an entity licensed to analyze and certify the safety and potency of marijuana.
7. "Medical marijuana center" means an entity licensed by a state agency to sell marijuana and marijuana products pursuant to section 14 of this article and the Colorado Medical Marijuana Code.
8. "Retail marijuana store" means an entity licensed to purchase marijuana from marijuana cultivation facilities and marijuana and marijuana products from marijuana product manufacturing facilities and to sell marijuana and marijuana products to consumers.

B. Prohibition

Pursuant to the authority granted by Section 16(5)(f) of Article XVIII of the Constitution of the State of Colorado, the Board of County Commissioners of the County of Jefferson prohibits the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, and retail marijuana stores within unincorporated Jefferson County, Colorado.

C. Effective Dates

This ordinance shall remain in effect until further action is taken by the Board of County Commissioners of the County of Jefferson.