



**NORTHGLENN POLICE DEPARTMENT
COUNCIL MEMORANDUM #2018-04**

DATE: January 8, 2018

TO: Honorable Mayor Carol Dodge and City Council Members

FROM: James A. Hayes, AICP, City Manager 
James S. May, Jr., Chief of Police 

SUBJECT: CB-1902 – Marijuana Plant Limit in Residences

PURPOSE

City Council will be considering limiting the number of marijuana plants that may be grown in residential structures to no more than a total of twelve (12) plants per residence, amending Sections 10-19-2 and 10-20-2 of the Northglenn Municipal Code.

BACKGROUND

The proposed amendment allows the City to adopt the statewide limitation of the House Bill's 12-plant limit per residence as presented in House Bill 17-1220 ("HB 1220") which becomes effective January 1, 2018.

The City Attorney has approved this amendment as to form.

BUDGET IMPLICATIONS

None.

CITY COUNCIL OPTIONS

City Council can choose to leave the Northglenn Municipal Code Sections 10-19-2 and 10-20-2 in their current form which would not limit the cultivation of more than twelve (12) marijuana plants per residence.

STAFF RECOMMENDATION

Staff recommends approval of CB-1902 to amend Sections 10-19-2 and 10-20-2 of the Northglenn Municipal Code, limiting the HB 1220 12-plant limit per residence, whether for medical or for recreational use.

STAFF REFERENCE

If Council Members have any comments or questions, they may contact Chief James S. May, Jr., at 303-450-8967, jmay@northglenn.org.

ATTACHMENTS

Memorandum from City Attorney Corey Hoffman.

msn

SPONSORED BY: MAYOR DODGE

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1902
Series of 2017

Series of 2018

A BILL FOR AN ORDINANCE AMENDING SECTIONS 10-19-2 AND 10-20-2 OF THE NORTHGLENN MUNICIPAL CODE TO FURTHER LIMIT THE NUMBER OF PLANTS THAT MAY BE GROWN IN RESIDENTIAL STRUCTURES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:


Section 1. Section 10-19-2, subsection (b) of the Northglenn Municipal Code is amended to read as follows:

(b) Such marijuana plants are cultivated, produced or possessed within a licensed patient's or registered caregiver's primary residence, as defined by subsection (i) below, AND NO MORE THAN A TOTAL OF TWELVE (12) TOTAL PLANTS, WHETHER FOR MEDICAL OR FOR RECREATIONAL USE, MAY BE CULTIVATED WITHIN ONE PRIMARY RESIDENCE.

Section 2. Section 10-20-2, subsection (b) of the Northglenn Municipal Code is amended to read as follows:

(b) Such marijuana plants are possessed, grown or processed within the primary residence of the person possessing, growing, or processing the marijuana plants for personal use, as defined by subsection (h) below, AND NO MORE THAN A TOTAL OF TWELVE (12) TOTAL PLANTS, WHETHER FOR MEDICAL OR FOR RECREATIONAL USE, MAY BE CULTIVATED WITHIN ONE PRIMARY RESIDENCE.

INTRODUCED, READ AND ORDERED POSTED this 11th day of December, 2017.



CAROL A. DODGE
Mayor

ATTEST:



JOHANNA SMALL, CMC
City Clerk

PASSED ON SECOND AND FINAL READING this ____ day of _____,
2018.

CAROL A. DODGE
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:



COREY Y. HOFFMANN
City Attorney