



CITY CLERK'S OFFICE MEMORANDUM
#5-2021

DATE: May 24, 2021

TO: Honorable Mayor Meredith Leighty and City Council Members

THROUGH: Heather Geyer, City Manager 

FROM: Johanna Small, City Clerk 
Lisa Andrews, Deputy City Clerk – Licensing Specialist

SUBJECT: CB-1971 – Authorizing Marijuana Delivery

PURPOSE

To consider CB-1971, an ordinance on first reading to allow the City's licensed marijuana businesses to deliver marijuana.

BACKGROUND

House Bill 19-1234, regarding regulated marijuana delivery, was approved by Gov. Jared Polis on May 29, 2019. The bill allowed for delivery of medical marijuana beginning Jan. 2, 2020, and retail marijuana delivery beginning Jan. 2, 2021. Local jurisdictions must opt-in to allow marijuana delivery. Marijuana delivery is not permitted within the City unless Council adopts an ordinance to allow delivery of marijuana and marijuana products. The City may also, by ordinance, prohibit marijuana businesses located outside of the City's boundary from delivering marijuana to residents in Northglenn.

City Council previously discussed the issue of marijuana delivery at the Nov. 4, 2019; Nov. 2, 2020; and Dec. 7, 2020 study sessions. Following the discussions, it was the consensus of Council to consider a draft ordinance to opt-in to permit delivery for Northglenn marijuana businesses following additional opportunities for the public to provide input on the topic.

At the Dec. 7, 2020 study session, staff presented feedback from the City's marijuana licensees, which indicated the majority of licensees were in favor of allowing marijuana delivery. The survey responses noted a preference to limit delivery to the City's licensed marijuana businesses and to prohibit marijuana businesses outside of Northglenn from making deliveries into the City. CB-1971 would allow the City's licensed marijuana businesses to apply for a delivery permit to deliver marijuana to customers at private residences in the City, and prohibit outside businesses from making deliveries into Northglenn.

Marijuana delivery regulations are contained in Article 10 of Title 44 of the Colorado Revised Statutes and the State Marijuana Enforcement Division (MED) Rules. A copy of MED Rule 3-615 – Regulated Marijuana Delivery Permits is included as Attachment 1. CB-1971 requires deliveries to comply with the state regulations. In addition, the ordinance would enact local restrictions concerning the hours for delivery, which would mirror the hours allowed for businesses to operate, between 8 a.m. and 10 p.m., and would require delivery drivers to use an electronic ID scanner to verify the customer's identification before transferring marijuana to the customer.

Public Input

Information was provided to the public and input was solicited on the topic of marijuana delivery in the following ways:

- Via online form at www.northglenn.org/virtualtownhall from mid-November to Jan. 31, 2021
- Ward 4 virtual meeting held on Jan. 14, 2021
- Marijuana delivery story on City website
- Posted on social media – included three ways to provide input and link to web story
- Brief in December 2020 Connection

The public was also encouraged to provide input by contacting their Council members, by providing public comment at regular Council meetings, or by contacting staff. Public input received is included in Attachment 2.

Marijuana Delivery in Other Jurisdictions

Municipality	Allows Delivery Permits for City's Marijuana Businesses	Allows Delivery from Businesses Located in Other Jurisdictions
Aurora	Yes – retail only	Yes – retail only
Boulder	Yes	Yes
Broomfield	Yes – medical and retail	No
Commerce City	No	No
Denver	Yes – medical and retail	Yes
Federal Heights	No	No
Longmont	Yes – medical only	Yes – medical only
Superior	Does not allow marijuana businesses to operate within town limits	Yes
Thornton	Yes – retail only	No
Wheat Ridge	No	No

BUDGET/TIME IMPLICATIONS

If marijuana businesses are allowed to expand their business model to include marijuana delivery operations, additional sales tax revenue could be collected and remitted to the City for deliveries made to new customers in Northglenn. It is unknown how many of the City's marijuana businesses will apply for a marijuana delivery permit, if allowed.

State law mandates a \$1 surcharge on each delivery, which would be remitted to the City for local law enforcement costs related to marijuana enforcement.

If CB-1971 is approved on first reading, a public hearing and second reading of the proposed ordinance will be scheduled for June 14, 2021.

A resolution setting the City's marijuana delivery permit fees will be brought back to Council for approval if CB-1971 is adopted on second reading.

RECOMMENDATION

Staff recommends approval of CB-1971 on first reading.

STAFF REFERENCE

If Council members have any questions, please contact Johanna Small, City Clerk, at jsmall@northglenn.org or 303.450.8757.

ATTACHMENTS

1. Marijuana Enforcement Division Rule 3-615 – Regulated Marijuana Delivery Permits
2. Public input

3-615 – Regulated Marijuana Delivery Permits

A. Application, Qualification, and Eligibility for Delivery Permit.

1. Beginning January 2, 2020, a Medical Marijuana Store may apply for a delivery permit. The application shall be made on Division forms and in accordance with the 2-200 Series Rules. The delivery permit application can be submitted simultaneously with a Medical Marijuana Store initial or renewal application or it can be separate from a Medical Marijuana Store application but the application must identify the Medical Marijuana Store(s) seeking to obtain the delivery permit.
2. Beginning January 2, 2021, a Retail Marijuana Store, a Medical Marijuana Transporter, and a Retail Marijuana Transporter may apply for a delivery permit. The delivery permit application can be submitted simultaneously with a Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter initial or renewal application or it can be separate from a Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter application but the application must identify the Retail Marijuana Store(s), Medical Marijuana Transporter(s), or Retail Marijuana Transporter(s) seeking to obtain the delivery permit.
3. Prior to the State Licensing Authority issuing an Applicant a delivery permit, the Applicant must establish the Local Licensing Authority and/or Local Jurisdiction where the Applicant is located:
 - a. By ordinance or resolution has permitted delivery of Regulated Marijuana in the jurisdiction, and
 - b. Is currently accepting applications for delivery permits in the jurisdiction, if required.

4. Multiple Medical Marijuana Stores, Retail Marijuana Stores, Medical Marijuana Transporters, or Retail Marijuana Transporters with identical Controlling Beneficial Owners that are in the same local jurisdiction may obtain one delivery permit that allows all Medical Marijuana Stores, all Retail Marijuana Stores, all Medical Marijuana Transporters, or all Retail Marijuana Transporters in that jurisdiction to make deliveries to patients or consumers.
5. Delivery Permit Renewal.
 - a. A delivery permit must be renewed annually with the Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter license it accompanies. A Medical Marijuana Store or Retail Marijuana Store must disclose to the Division any online platform provider that the Licensee has utilized during the previous year at the time of renewal.
 - b. Length of Delivery Permit.
 - i. A delivery permit issued with an initial or renewal license application is valid for one year and will expire at the same time as the license for the associated Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter.
 - ii. A delivery permit that is not issued with an initial or renewal application will be valid for less than one year to align the license expiration date of the related Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter. In all years after the first year, such a delivery permit will be valid for one year.
 - c. In addition to any other basis for denial of renewal application, the State Licensing Authority may also consider the following facts and circumstances as an additional basis for denial of a delivery permit renewal application:
 - i. The Medical Marijuana Store or Retail Marijuana Store failed to collect the one-dollar surcharge on every delivery or failed to timely remit the one-dollar surcharge to the municipality where the Medical Marijuana Store or Retail Marijuana Store is located, or to the county if the Medical Marijuana Store or Retail Marijuana Store is in an unincorporated area.
- B. Delivery to Private Residence. Private residence includes, but is not limited to, a private premises where a person lives such as a private dwelling, place of habitation, a house, a multi-dwelling unit for residential occupants, or an apartment unit. Private residence does not include any premises located at a school, on the campus of an institution of higher education, public property, or any commercial property unit such as offices or retail space.
- C. Responsible Vendor Certification Required. A Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter must obtain a responsible vendor designation pursuant to sections 44-10-1201 or 44-10-1202, C.R.S., and the 3-500 Series Rules including the delivery curriculum prior to conducting its first delivery.
- D. Inventory Tracking System Required. A Regulated Marijuana Business possessing a valid delivery permit must use the inventory tracking system and transport manifests to track all Regulated Marijuana delivered to the intended patient or consumer as required by Rule 5-130. This includes the use of a transport manifest.

E. Delivery Motor Vehicle Requirements.

1. Any Delivery Motor Vehicle must be owned or leased by the Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, Retail Marijuana Transporter, or an Owner Licensee of the Regulated Marijuana Business that holds the delivery permit, must be registered in the State of Colorado, and must be insured.
2. Any Delivery Motor Vehicle must have a vehicle tracking system that is capable of real-time tracking and recording of the route taken by the Delivery Motor Vehicle while conducting deliveries that can be accessed remotely in real-time by the Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter. The vehicle tracking system may be an application installed on a mobile device. The real-time location of the Delivery Motor Vehicle shall not be displayed to any patients or consumers.
3. Any Delivery Motor Vehicle must not have any external markings, words, or symbols that indicate the Delivery Motor Vehicle is used for delivery of Regulated Marijuana or is owned or leased by a Medical Marijuana Business or a Retail Marijuana Business.
4. Regulated Marijuana must not be visible from outside the Delivery Motor Vehicle.
5. Delivery Motor Vehicle security requirements include but are not limited to:
 - a. A security alarm system, and
 - b. A secure, locked, opaque storage compartment that is securely affixed to the Delivery Motor Vehicle for the purpose of securing Regulated Marijuana.
6. Video Surveillance Requirements.
 - a. The Delivery Motor Vehicle must be equipped with video surveillance equipment that digitally records during all deliveries. The video surveillance shall record at least the secured, locked, opaque storage compartment containing the Regulated Marijuana and the front view of the Delivery Motor Vehicle (e.g. dash camera).
 - b. Video surveillance shall be kept for a minimum of 40 days, must be capable of being embedded with the date and time, must be reproducible upon request from law enforcement, the Division, a Local Licensing Authority or a Local Jurisdiction and must be archived in a format that ensures authentication and guarantees no alteration of the video.
7. An enclosed Delivery Motor Vehicle shall not contain more than \$10,000.00 in retail value of Regulated Marijuana. A Delivery Motor Vehicle that is not enclosed shall not contain more than \$2,000.00 in retail value of Regulated Marijuana.
8. A Delivery Motor Vehicle must not leave the State of Colorado while any amount of Regulated Marijuana is in the Delivery Motor Vehicle.
9. Only persons licensed by the State Licensing Authority and identified on the transport manifest may occupy a Delivery Motor Vehicle while conducting deliveries of Regulated Marijuana.

F. Delivery Order Requirements.

1. A Medical Marijuana Store or a Retail Marijuana Store that has a valid delivery permit may accept orders for delivery of Regulated Marijuana to patients who are at least 21 years of age, parents or guardians of patient under 18 years of age, or consumers who are at least 21 years of age at a Private Residence. Delivery orders to patients ages 18 to 20 are not permitted.
2. For a Medical Marijuana Store or a Retail Marijuana Store that utilizes an online platform provider:
 - a. The online platform provider must require that the patient or consumer choose a Medical Marijuana Store or Retail Marijuana Store before displaying the price of Regulated Marijuana to the patient or consumer; and
 - b. The Medical Marijuana Store or Retail Marijuana Store must receive verification that there has not already been a delivery of Regulated Marijuana to that Private Residence through the online platform provider that same business day.
3. All delivery orders must document the following information which must be maintained pursuant to Rule 3-905 by the Medical Marijuana Store or the Retail Marijuana Store:
 - a. The name and date of birth of the patient or consumer placing the delivery order;
 - b. The address of the Private Residence where the order will be delivered;
 - c. For Medical Marijuana delivery orders only, the registration number reflecting on the patient's registry identification card; and
 - d. For Medical Marijuana delivery orders only, if the patient is under 18 years of age, the parent or guardian designated as the patient's primary caregiver, and if applicable, the registration number of the primary caregiver.
4. A Medical Marijuana Store or a Retail Marijuana Store may accept payment for delivery orders using any legal method of payment, gift card pre-payments or payment on delivery, or pre-payment accounts established with a Medical Marijuana Store or Retail Marijuana Store except that any payment with an Electronic Benefits Transfer Services Card is not permitted.
 - a. A Local Licensing Authority or Local Jurisdiction may further restrict legal methods of payment not expressly permitted by section 44-10-203(2)(dd)(XV), C.R.S.
5. Regulated Marijuana must be weighed, packaged, prepared, and labeled for delivery on the Licensed Premises of a Medical Marijuana Store or Retail Marijuana Store or at their off-premises storage facility after receipt of a delivery order. Regulated Marijuana cannot be placed into a Delivery Motor Vehicle until after an order has been received and the Regulated Marijuana has been packaged and labeled for delivery to the patient or consumer as required by the 3-1000 Series Rules.

6. Medical Marijuana Transporters and Retail Marijuana Transporters shall not take delivery orders but may deliver Regulated Marijuana on behalf of Medical Marijuana Stores and Retail Marijuana Stores pursuant to a contract with the Medical Marijuana Store or Retail Marijuana Store provided that the store also holds a valid delivery permit. The Medical Marijuana Store and Medical Marijuana Transporter must maintain copies of all contracts for delivery pursuant to Rule 3-905. The Retail Marijuana Store and Retail Marijuana Transporter must maintain copies of all contracts for delivery pursuant to Rule 3-905.

G. Regulated Marijuana Delivery Requirements.

1. A Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter shall not deliver Regulated Marijuana to patients, parents, guardians, or consumers while also transporting Regulated Marijuana between Licensed Premises in the same Delivery Motor Vehicle.
2. Delivery of Medical Marijuana and Retail Marijuana.
 - a. A Medical Marijuana Store and Retail Marijuana Store, both of which hold a valid delivery permit, and which have identical Controlling Beneficial Owners, may complete deliveries of Medical Marijuana and Retail Marijuana using the same Delivery Motor Vehicle and without returning to the Medical Marijuana Store or Retail Marijuana Store between deliveries.
 - b. A Medical Marijuana Transporter and Retail Marijuana Transporter, both of which hold a valid delivery permit, and which have identical Controlling Beneficial Owners may complete deliveries of Medical Marijuana and Retail Marijuana using the same Delivery Motor Vehicle and without returning to the Medical Marijuana Store or Retail Marijuana Store between deliveries.
 - c. A Medical Marijuana Transporter holding a valid delivery permit may make deliveries for multiple Medical Marijuana Stores that also hold valid delivery permits using the same Delivery Motor Vehicle and without returning to a Medical Marijuana Store between deliveries.
 - d. A Retail Marijuana Transporter holding a valid delivery permit may make deliveries for multiple Retail Marijuana Stores that also hold valid delivery permits using the same Delivery Motor Vehicle and without returning to a Retail Marijuana Store between deliveries.
3. An Owner Licensee or Employee Licensee delivering Regulated Marijuana shall not open any Container of Regulated Marijuana in the Delivery Motor Vehicle and is prohibited from packaging or re-packaging Regulated Marijuana once the Delivery Motor Vehicle has departed from the Licensed Premises of a Medical Marijuana Store or Retail Marijuana Store.
4. A Medical Marijuana Store or Retail Marijuana Store shall not accept delivery orders for Regulated Marijuana Product that is perishable unless the Delivery Motor Vehicle that will make the delivery has the ability to secure the Regulated Marijuana Product in climate-controlled storage.
5. A Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, or Retail Marijuana Transporter must maintain a transport manifest that documents the following:
 - a. The time of delivery;

- b. The name, and identification number of the valid, acceptable identification (e.g. driver's license) presented by the patient or consumer;
 - c. Address of the Private Residence;
 - d. Acknowledgement of receipt of delivery by the person receiving the delivery;
 - e. If applicable, patient registry number;
 - f. If applicable, primary caregiver registry number of the patient's parent or guardian; and
 - g. For every Regulated Marijuana delivery that could not be completed, the reason the delivery could not be completed.
6. Proof of Patient Medical Registry and Identification.
- a. Prior to transferring possession of the order, the Owner Licensee or Employee Licensee delivering Medical Marijuana to a patient or a patient's parent or guardian must:
 - i. Inspect the patient's or parent's or guardian's identification and registry identification card;
 - ii. Verify the possession of a valid registry identification card;
 - iii. Verify that the information provided at the time of order match the name and age on the patient's or parent or guardian's identification; and
 - iv. Verify that the identification and registry identification card belong to the person receiving the delivery.
 - b. The Owner Licensee or Employee Licensee must refuse delivery of Medical Marijuana if the person attempting to accept the delivery order cannot establish all of the requirements of subparagraph (F)(6)(a)(i) through (iv) above.
7. Proof of Consumer Identification.
- a. The Owner Licensee or Employee Licensee delivering Retail Marijuana to a consumer must first verify that the natural person accepting the delivery has an acceptable form of identification demonstrating the person is at least 21 years of age and that the person is the same as the person that placed the order for delivery with the Retail Marijuana Store.
 - b. The Owner Licensee or Employee Licensee must refuse delivery of Retail Marijuana if the natural person attempting to accept the delivery order cannot establish all the requirements of subparagraph (F)(5)(a) above.
8. Daily Delivery Limits.
- a. A Medical Marijuana Store or Medical Marijuana Transporter must not deliver individually or in any combination, more than two ounces of Medical Marijuana, 40 grams of Medical Marijuana Concentrate, or Medical Marijuana Products containing more than 20,000 milligrams of THC to a patient in a single business day.

- b. A Medical Marijuana Store or Medical Marijuana Transporter must not deliver to a patient, parent, or guardian or Private Residence where the Licensee knows or reasonably should know that the patient, parent or guardian, or Private Residence has already received a delivery during that same business day. This does not prohibit delivery to more than one patient at the same time and private residence.
 - c. A Retail Marijuana Store or Retail Marijuana Transporter must not deliver individually or in any combination, more than one ounce of Retail Marijuana, 8 grams of Retail Marijuana Concentrate, or Retail Marijuana Products containing more than ten 80 milligram servings of THC to a customer in a single business day.
 - d. A Retail Marijuana Store or Retail Marijuana Transporter must not deliver to a consumer or Private Residence where the Licensee knows or reasonably should know that the consumer or Private Residence has already received a delivery during that same business day. This does not prohibit delivery to more than one consumer at the same time and private residence.
9. An Owner Licensee or Employee Licensee who cannot complete a delivery order for any reason must return the Regulated Marijuana to the Medical Marijuana Store, Retail Marijuana Store, or off-premises storage facility from which the delivery order originated. If the Container is unopened and has not been tampered with, the Medical Marijuana Store, Retail Marijuana Store, or off-premises storage facility may return the Regulated Marijuana into its inventory and reconcile it with the Inventory Tracking System by the close of business that same day. Otherwise, the Regulated Marijuana must be destroyed in accordance with this Rule and Rule 3-235.
- H. Confidentiality of Patient and Consumer Personal Identifying Information. A Medical Marijuana Store, a Retail Marijuana Store, a Medical Marijuana Transporter, a Retail Marijuana Transporter, and their respective Owner Licensees and Employee Licensees must keep all personal identifying information and any health care information obtained from patients and consumers confidential and must not disclose such personally identifiable information and any health care information to any person other than those who need that information to take, process, or deliver the order or otherwise as required by the Marijuana Code, or Title 18, or Title 25 of the Colorado Revised Statutes.

www.northglenn.org/virtualtownhall

Marijuana Delivery Public Input: Should marijuana delivery be allowed in Northglenn?

Individual Registered Statements

Name not available

November 23, 2020, 8:27 PM

Honestly, I can not even understand why this is a question. You allow alcohol deliveries right? How about asking should we allow Chief May to surround himself with his buddies and call it an oversight board?

Name not available

January 6, 2021, 5:43 AM

Even as a citizen who does smoke this is pushing it too far. What regulations would be put in place to ensure the correct person received the order instead of a minor in the household. If you want to smoke weed, get off your lazy stoned ass and go get some at the many dispensaries already trashing our community. Homeless and trash surround all these businesses specifically the green solution on Malley Dr and "callies" on 104th and Huron. We need to tighten up our laws on it if anything.

Name not available

January 9, 2021, 8:58 PM


Delivery and transport of Drugs of this nature is unwise. Creating an increase in sales that can not be monitored and an increase in illegal distribution with lack of accountability. Allowing the sale and distribution of this drug and other illegal drugs literally out the back door of some van to any shady deal location.

More over using the guise as MJ delivery other illegal narcotics can be distributed inside the packages of the MJ distribution system. People who pay the right amount for secrecy and criminal coverup will be able to transport multiple illegal narcotics. Foreign Drug Cartels will have an open market again in the USA and will operate illegal distribution systems in the state of Colorado much more easily by flashing a certificate they are transporting legal distribution when in fact they have illegal product in the vehicles. Flashing these licenses to Law Enforcement would mean these vehicles may receive immunity to search for illegal substances and thus circumvent the law.


This is counter productive to the reason of initial legalization in the state and essentially justifies and enables organized crime becoming an even larger problem in the city of Northglenn. As if it's not bad enough already with the Draconian Dystopian Laws Mullica, Winters and Democrats keeps supporting in state legislation.

I'm concerned greatly by the rise of legalized criminal activity and the fact the innocent citizens are the one ultimately having to live in fear and pay the price as corruption becomes a fact of law these days in Colorado. With the Democrat Secretary of State and Democrat Legislators wanting to allow felony criminals to vote and have their felonies expunged is an outrage and insult to the good people of Northglenn. Yet who cares? As criminals outnumber the good law abiding and take over our nation. I'm just wasting my time writing this.

Facebook – Public input received:

 **Michael Jamsay**
YOU LIKE THE TAXES YOU COLLECT..NO BRAINER..


Like · Reply · Message · 6d

 **Raymond Kemena**
Ya, vote no! Stop enabling drug use please!

Like · Reply · Message · 5d

 **Janice Stickley Baker**
NO

Like · Reply · Message · 6d

 **Greg Livingston**
Nope, no, not a good idea.

Like · Reply · Message · 5d


 **Brenna Wann**




Like · Reply · Message · 5d

Write a comment...


NextDoor – Public input received:

 **Lonnie G.** · Wyco Park
Bad idea

6 days ago [Like](#) [Reply](#)

 **Teresa H.** · Leroy
Nope, don't want it to happen.

5 days ago [Like](#) [Reply](#)

 **Tierney S.** · Webster Lake
I'm a big proponent of this idea.

4 days ago [Like](#) [Reply](#)



Add a comment...

Voice Mail Received

J. Subry, Feb. 1, 2021, 3:42 p.m.

Yes, I am a City or I am a resident in the City of Northglenn and I know in your little paper you had a deal on potential marijuana delivery. You may have already made a decision on this, I don't know, but I just wanted to voice my opinion on it. I think it's fine if you do it for medical purposes, but for recreational marijuana I am not for that. I am against delivery of recreational marijuana because it does alter a person's reactions and we don't need more problems with driving, etc. So that is my comment.

F. Veltrie, Feb. 4, 2021, 11:42 a.m.

Yes, this is Frank Veltrie at 268 Emery Road in Northglenn and I just wanted to voice my opinion that I don't think it's a good idea to have marijuana delivered to people. For medical reasons, it's okay, but the recreational purposes I don't agree with that. I just wanted to voice that opinion and see if we can stop the recreational marijuana from being delivered. Only medical marijuana, for medical reasons to be delivered. So anyway, give me a call back and let me know if there's anything I can do and how it's going to go forward.

Ward 4 Meeting – Jan. 14, 2021

Staff presentation – Proposed Marijuana Delivery Permits (Copy of presentation attached)

No opposition was voiced during the Ward 4 meeting. Attendees were encouraged to provide input during the meeting, by contacting Council or staff, or by using the online virtual town hall platform.

Chat comments:

From Lauren: All sounds great, clearly a lot of thought put into it.

From Tiffany and Scott Banks: What are neighboring communities doing (Thornton, Westminster?) What do Northglenn PD think? Should be limited to existing patients (I.E. First contact with dispensary should not be a delivery order)

From Lauren: In favor!

From Tiffany and Scott Banks: Everything sounds great and we appreciate the research done!!!

Option 1! Thank you!

From spoonkins: Will drivers be armed?

From spoonkins: In favor

From Tim Long: What is the estimated financial tax increases to the City for providing these services?

From Teresa: What is the expected income revenue to Northglenn and how will the city use it?

From Teresa: That's great. Thank you. In Favor.

From Johanna Small: www.northglenn.org/virtualtownhall is another online platform for feedback until Jan. 31. Thank you for all of your questions and input!

Proposed Marijuana Delivery Permits

Ward 4 Meeting – Jan. 14, 2021
Resident Feedback Opportunity

Johanna Small, City Clerk

jsmall@northglenn.org

Marijuana Delivery Options

1. Allow Northglenn marijuana businesses to apply for a permit to deliver marijuana to customers in Northglenn and do not allow marijuana businesses outside the City to deliver marijuana to customers in Northglenn.
2. Allow Northglenn marijuana businesses to apply for a permit to deliver marijuana and also allow marijuana businesses outside the City to deliver marijuana within Northglenn.
3. Do not allow marijuana delivery within the City.

Proposed Marijuana Delivery Permits

- **Who can apply for a delivery permit?**

Medical and retail marijuana businesses

Medical and retail marijuana transporters

- Northglenn has 6 marijuana businesses and 0 transporters

- **When can deliveries occur?**

Only during regular operating hours of the business (8am – 10pm)

- **Who can receive deliveries?**

A customer, patient, or parent/guardian of a patient age 21 or older

Proposed Marijuana Delivery Permits

- **Age Verification**

Delivery drivers must check a customer's ID before transferring marijuana to the customer

Additional City Requirement: Delivery drivers must utilize ID scanners to verify customer's age and validity of ID

- **How much marijuana can be delivered to customers?**

Medical Sales Limits

2 ounces
40 grams concentrate
products with more than 20,000 mg THC

Retail Sales Limits

1 ounce
8 grams concentrate
products with more than 800 mg THC

Proposed Marijuana Delivery Permits

- **Where can marijuana be delivered?**
 - Private residences in Northglenn
 - Private residences in other Colorado jurisdictions that allow marijuana delivery
- **Where is marijuana delivery prohibited?**
 - Within any Colorado jurisdiction that does not affirmatively allow marijuana delivery
 - Schools or campuses
 - Public property
 - Commercial property
 - To a private residence where the licensee knows or reasonably should know that the customer has already received a delivery that same day

Proposed Marijuana Delivery Permits

Security

- **Video surveillance must record the locked marijuana storage compartment and the front of the vehicle**
- **Delivery manifests with detailed information required**
- **Employee training required**
- **Limits for marijuana in vehicles**
- **Vehicles must have GPS tracking and alarms**
- **Vehicles cannot have external words or symbols indicating its use**
- **No marijuana can be put in a vehicle unless an order has been placed**

Proposed Marijuana Delivery Permits

Resident Feedback

- Yes, please!
- Thoughts after tonight?

Online form at www.northglenn.org/virtualtownhall *(by Jan. 31)*

City Council Meetings

Call-in information posted on all agendas

Public comment (via phone, email, voice mail)

More info under Public Documents on www.northglenn.org

Reach out to your Council members or staff

SPONSORED BY: MAYOR LEIGHTY

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1971
Series of 2021

Series of 2021

A BILL FOR AN ORDINANCE AMENDING ARTICLE 14 AND ARTICLE 16 OF CHAPTER 18 OF THE NORTHGLENN MUNICIPAL CODE TO ALLOW FOR THE DELIVERY OF MARIJUANA

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

Section 1. Article 14 of the Northglenn Municipal Code is amended with the addition of a new Section 18-14-45 entitled "Medical Marijuana Delivery" to read as follows:

Section 18-14-45. Medical Marijuana Delivery.

(a) The City Council, acting as the Local Licensing Authority, hereby authorizes the City Clerk to administratively approve the issuance of a medical marijuana delivery permit to any City-licensed medical marijuana center or City-licensed medical marijuana transporter. The permitting procedure shall comply with C.R.S. § 44-10-501(11).

(b) Only City-licensed medical marijuana centers and City-licensed medical marijuana transporters with a valid marijuana delivery permit may deliver medical marijuana and medical marijuana infused products to private residences inside or outside the City; provided that such delivery complies with C.R.S. § 44-10-502(11) and 1 CCR 212-3. Delivery by medical marijuana centers or medical marijuana transporters located outside of the City is prohibited.

(c) A licensed medical marijuana center with a valid permit may accept orders for delivery 24 hours a day, Monday through Sunday; however, may not make or complete deliveries of medical marijuana between the hours of 10:00 p.m. and 8:00 a.m., Monday through Sunday.

(d) Marijuana delivery permittees shall use an electronic scanner to verify the identification of the person to whom medical marijuana or medical marijuana infused products are being delivered at the point of transferring any regulated marijuana to the customer.

(e) The expiration date of the permit will be the same as the expiration date of the medical marijuana center or medical marijuana transporter license respectively. In situations where the initial permit is for a term less of one year, the permit fee shall be pro-rated.

(f) A licensed medical marijuana center with a valid permit shall assess a one-dollar (\$1.00) fee on all delivery orders. The center shall remit the fee to the City on a monthly basis, which fee shall offset the costs of the City in administering the delivery permit process, and associated enforcement by the City.

Section 2. Article 16 of the Northglenn Municipal Code is amended with the addition of a new Section 18-14-42 entitled "Retail Marijuana Delivery" to read as follows:

Section 18-14-42. Retail Marijuana Delivery.

(a) The City Council, acting as the Local Licensing Authority, hereby authorizes the City Clerk to administratively approve the issuance of a retail marijuana delivery permit to any City-licensed retail marijuana store and City-licensed retail marijuana transporter. The permitting procedure shall comply with C.R.S. § 44-10-601(13).

(b) Only City-licensed retail marijuana stores and City-licensed retail marijuana transporters with a valid marijuana delivery permit may deliver retail marijuana and retail marijuana infused products to private residences inside or outside the City; provided that such delivery complies with C.R.S. § 44-10-601(13) and 1 CCR 212-3. Delivery by retail marijuana stores or retail marijuana transporters located outside of the City is prohibited.

(c) A licensed retail marijuana store may accept orders for delivery 24 hours a day, Monday through Sunday; however, may not make or complete deliveries of retail marijuana between the hours of 10:00 p.m. and 8:00 a.m., Monday through Sunday.

(d) Marijuana delivery permittees shall use an electronic scanner to verify the identification of the person to whom retail marijuana or retail marijuana infused products are being delivered at the point of transferring any regulated marijuana to the customer.

(e) The expiration date of the permit will be the same as the expiration date of the retail marijuana store or retail marijuana transporter license respectively. In situations where the initial permit is for a term less of one year, the permit fee shall be pro-rated.

(f) A licensed retail marijuana store with a valid permit shall assess a one-dollar (\$1.00) fee on all delivery orders. The store shall remit the fee to the City on a monthly basis, which fee shall offset the costs of the City in administering the delivery permit process, and associated enforcement by the City.

INTRODUCED, READ AND ORDERED POSTED this ____ day of _____,
2021.

MEREDITH LEIGHTY
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

PASSED ON SECOND AND FINAL READING this ____ day of _____,
2021.

MEREDITH LEIGHTY
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney