SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S RESOLUTION RESOLUTION NO.

No. CR-51
Series of 2022 Series of 2022

A RESOLUTION MAKING FINDINGS OF FACT IN SUPPORT OF THE DECISION TO GRANT A NEW RETAIL MARIJUANA STORE LICENSE TO DISCRETE GREENS, LLC

WHEREAS, the City Council of the City of Northglenn acting as the City's Retail Marijuana Local Licensing Authority conducted a rehearing pursuant to Section 3-7-12 of the Northglenn Municipal Code on the request by Applicant Discrete Greens, LLC (the "Applicant" or "Discrete Greens") for a new Retail Marijuana Store License to be located at 12170 Claude Court, Northglenn, Colorado 80241, on January 24, 2022, pursuant to C.R.S. § 44-10-303(3) and Article 16 of Chapter 18 of the Northglenn Municipal Code, following a hearing on September 27, 2021 at which the City Council previously determined to deny the application for a new Retail Marijuana Store License;

WHEREAS, the Applicant through its legal counsel consented to the rehearing being conducted virtually based on the COVID-19 pandemic;

WHEREAS, the City Council at the January 24, 2022, rehearing took evidence and heard arguments regarding the criteria set forth in Section 18-6-7(h) of the Northglenn Municipal Code; and

WHEREAS, after hearing the evidence, hearing arguments, and deliberating on the evidence, the City Council directed in accordance with Section 3-7-11 of the Northglenn Municipal Code that findings of fact be drafted to approve a new Retail Marijuana Store License to Applicant.

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

- Section 1. The recitals set forth above are hereby incorporated herein by this reference.
- <u>Section 2</u>. The City Council hereby makes the following findings of fact:
- A. The members and agents of Applicant are not prohibited as licensees pursuant to Section 18-16-14 of the Northglenn Municipal Code;
- B. The location of the licensed premises complies with Section 18-16-13 of the Northglenn Municipal Code;
- C. The evidence presented at the rehearing showed that the number, type and availability of retail marijuana outlets and other pertinent factors as set forth in Article 16 of Chapter 18, specifically Section 18-16-7(h) of the Northglenn

Municipal Code, allows the issuance of a license to Discrete Greens LLC pursuant to Section 18-16-7(h) of the Northglenn Municipal Code as follows:

- 1. The City Council finds that the number, type, and availability of retail marijuana businesses within the boundaries of the City of Northglenn are not sufficient to serve the needs of the Northglenn community;
- 2. The City Council further finds that there is no increase in traffic congestion, a shortage of available parking, or other demonstrable negative impacts caused by the new retail marijuana establishment as compared to any other retail business operating at the proposed location of the new retail marijuana business; and
- 3. The City Council finds that Applicant's testimony regarding need including petitions circulated on Applicant's behalf by a third-party vendor, was sufficient to show that the number, type, and availability of retail marijuana businesses were not meeting the needs of the Northglenn community.
- <u>Section 3</u>. Based on the findings of fact in Section 2 above, the City Council therefore determines to APPROVE the application for a new Retail Marijuana Store License to be located at 12170 Claude Court, Northglenn, Colorado 80241, pursuant to Section 18-16-7(h) of the Northglenn Municipal Code.
- <u>Section 4</u>. THIS DECISION IS EFFECTIVE IMMEDIATELY, and the City staff is directed to send a copy of this decision via certified mail to the Applicant, and transmit the decision to the state licensing authority as required by law.

DATED, at Northglenn, Colorado, this	day of	, 2022.
	MEREDITH LEIGHTY Mayor	
	Mayor	
ATTEST:		
JOHANNA SMALL, CMC City Clerk		
APPROVED AS TO FORM:		
COREY Y. HOFFMANN City Attorney		