

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-83
Series of 2016

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A RESOLUTION MAKING FINDINGS OF FACT IN SUPPORT OF THE DECISION TO GRANT A RETAIL MARIJUANA LICENSE TO WASHINGTON POINT MANAGEMENT LLC d/b/a GROWHOUSE NORTHGLENN

WHEREAS, the City Council of the City of Northglenn acting as the City's Retail Marijuana Local Licensing Authority conducted a hearing on the request by Applicant Washington Point Management, LLC d/b/a Growhouse Northglenn ("Applicant") for a new Retail Marijuana License to be located at 11919 Washington Street, Northglenn, Colorado 80233, on July 11, 2016, pursuant to C.R.S. § 12-43.4-302 and Article 16 of Chapter 18 of the Northglenn Municipal Code;

WHEREAS, the City Council at the July 11, 2016, hearing took evidence and heard arguments regarding the criteria set forth in Article 16 of Chapter 18 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 grant a Retail Marijuana 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.

Section 2. 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 hearing showed that the number, type and availability of retail marijuana outlets and other pertinent factors as set forth in the Colorado Retail Marijuana Code, C.R.S. § 12-43.4-101, *et seq.*, and Article 16 of Chapter 18, specifically Section 18-16-7(h) of the Northglenn Municipal Code allows for the issuance of a license to Washington Point Management, LLC d/b/a Growhouse Northglenn 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.

Section 3. Based on the findings of fact in Section 2 above, the City Council therefore determines to GRANT the application for a new Retail Marijuana Business License to be located at 11919 Washington Street, Northglenn, Colorado 80233.

Section 4. 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 _____, 2016.

JOYCE DOWNING
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney