

**ORDINANCE NO. \_\_\_\_-19**  
**Series of 2019**

**AN ORDINANCE AMENDING CHAPTER 16 OF THE DILLON MUNICIPAL CODE TO PERMIT MEDICAL MARIJUANA CENTERS IN COMMERCIAL (C) AND THE MIXED USE (MU) ZONE DISTRICTS.**

**WHEREAS**, the Town Council of the Town of Dillon (the “Town Council”) desires to add medical marijuana centers to the list of permitted uses in the Commercial (C) and Mixed Use (MU) and zone districts, consistent with Chapter 6, Article VII of the Dillon Municipal Code (the “Code”); and

**WHEREAS**, pursuant to Section 16-1-60 of the Code, the Dillon Planning and Zoning Commission (“Planning Commission”) has held a duly-noticed public hearing on such amendment, at which hearing evidence and testimony were entered into the record, and the Planning Commission has forwarded to the Town Council its recommendation that such amendment be adopted; and

**WHEREAS**, the Town Council has held a duly-noticed public hearing on such amendment, at which hearing evidence and testimony were entered into the record, and finds the amendment should be adopted and the zoning code updated accordingly; and

**WHEREAS**, the Town Council deems the amendment of the Code to be in the best interests of the Town of Dillon and to be necessary to protect the health, safety and welfare of the citizens of the Town.

**NOW, THEREFORE, BE IT ORDAINED, BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, AS FOLLOWS:**

**Section 2.** Subsection (2) of Section 16-3-160 of the Dillon Municipal Code, titled “Commercial (C) Zone”, is hereby amended to read as follows (words added are underlined; words deleted are ~~stricken through~~):

(2) *Permitted uses.* The following uses and their accessory uses are permitted and may be allowed by the Town when in conformance with the provisions of this Chapter.

- a. Automobile services.
- b. Medical or dental clinic.
- c. Entertainment.
- d. Personal services.
- e. Offices.

- f. Restaurants.
- g. Retail stores.
- h. Hotels, motels, inns or other similar uses at a density established in the RH zoning district.
- i. Accessory uses to any permitted use in the C zone, including but not limited to decks; patios; outdoor seating; outdoor food and beverage service; outdoor entertainment; playgrounds; temporary structures; off-street parking or loading; drive-in windows; storage and display of nursery plants, shrubs or trees; and displays of new or used automobiles, trailers, trucks, boats or other mobile equipment.
- j. Retail marijuana stores in accordance with Chapter 6 of this Code.
- k. Medical marijuana centers in accordance with Chapter 6 of this Code.

**Section 2.** Subsection (2) of Section 16-3-170 of the Dillon Municipal Code, titled “Mixed Use (MU) Zone”, is hereby amended to read as follows (words added are underlined; words deleted are ~~stricken through~~):

(2) *Permitted uses.* In the MU zone, the following uses and their accessory uses are permitted, and may be allowed by the Town when in conformance with the provisions of this Code and approved utilizing the processes outlined in this Code:

- a. Retail stores.
- b. Offices.
- c. Multi-family residential units in mixed-use developments when in compliance with the provisions of Subsection (5) below.
- d. Child care facilities.
- e. Medical or dental offices or clinics.
- f. Entertainment facilities.
- g. Hotels, motels or inns.
- h. Personal services.
- i. Restaurants.

j. Retail marijuana stores in accordance with Chapter 6 of this Code.

k. Medical marijuana centers in accordance with Chapter 6 of this Code.

**Section 3.** Severance Clause. If an article, section, paragraph, sentence, clause or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts thereof, irrespective of the fact that any one part or parts may be declared invalid or unconstitutional.

**Section 4.** Effective Date. This Ordinance shall take effect five days after publication following final passage.

**INTRODUCED, READ AND ORDERED PUBLISHED BY TITLE ONLY THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2019.**

**PASSED, ADOPTED AND APPROVED AND ORDERED PUBLISHED BY TITLE ONLY THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2019.**

**TOWN OF DILLON,**  
a Colorado municipal corporation

By: \_\_\_\_\_  
Carolyn Skowyra, Mayor

**ATTEST:**

\_\_\_\_\_  
Adrienne Stuckey, Town Clerk

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