



**BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO. 2014-20**

**A RESOLUTION AMENDING THE GOLD BASIN INDUSTRIAL PARK SPECIAL AREA
REGULATIONS TO ADD MARIJUANA CULTIVATION, MANUFACTURING, AND TESTING
FACILITIES AS A PERMITTED USE**

WHEREAS, pursuant to Section 14 of Article XVIII of the Colorado Constitution, Article 43.3 of Title 12, C.R.S. (Colorado Medical Marijuana Code) and Article 43.4 of Title 12, C.R.S. (the Colorado Retail Marijuana Rules) local jurisdictions can create regulations to further regulate marijuana related businesses and can be more restrictive than the above mentioned state regulations.

WHEREAS, on July 1, 2014, the Board of County Commissioners of the County of Gunnison, Colorado ("Board of County Commissioners") adopted Resolution No: 2014-20, "A Resolution Creating Licensing Regulations For Marijuana Cultivation, Manufacturing, And Testing Facilities" and Resolution No: 2014-20, "A Resolution Amending The Gunnison County, Colorado Land Use Resolution With The Addition Of Section: 9-104 To Regulate Marijuana Cultivation, Manufacturing, And Testing Facilities"; and

WHEREAS, to be consistent with the above and Section 12 of the "Gold Basin Industrial Park Special Area Regulations" ,adopted on May 15, 2005 as amended("Special Area Regulations"), the Gunnison County Community Development Department has prepared an amendment to include the addition of paragraph 20, "Marijuana cultivation, manufacturing and testing" under Section 5.B titled "Operations and Use" of the Special Area Regulations, as identified in Attachment "A" attached hereto and incorporated herein by reference ("Amendment"); and

WHEREAS, the Gunnison County Planning Commission has completed review and approved the Amendment and on June 27, 2014, forwarded its written recommendations to the Board of County Commissioners regarding the Amendment; and

WHEREAS, on July 1, 2014, the Board of County Commissioners conducted a duly noticed public hearing for the adoption of the Amendment; with consideration of the following criteria:

- Consistency with the Colorado Medical Marijuana Code and the Colorado Retail Marijuana Rules;
- Consistency with the Criteria for Text Amendments in Section 12 of the Gold Basin Industrial Park Special Area Regulations;
- Effect of the proposed amendments on the natural environment;
- Community needs;
- Development pattern;
- Public health, safety and welfare; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Gunnison, Colorado that Section 5.B titled "Operations and Use of the "Gold Basin Industrial Park Special Area Regulations" adopted May 5, 2005 as amended, shall be and hereby is amended to include the addition of paragraph 20. "Marijuana cultivation, manufacturing and testing", as identified in Attachment "A." hereto.

**BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO**


Paula Swenson, Chairperson


Phil Chamberland, Commissioner


Jonathan Houck, Commissioner

ATTEST:


Deputy County Clerk





Attachment "A"

Section 5: Operations and Use

B. PERMITTED USES ON LEASEHOLD AREAS. Any Leasehold Area within the Gold Basin Industrial Park Special Area shall be used only for the following uses:

- 20. Marijuana cultivation, manufacturing and testing