



**TOWN OF LARKSPUR, COLORADO
ORDINANCE NO. 3.108**

**AN ORDINANCE TO SUBMIT TO A VOTE OF THE REGISTERED
ELECTORS OF THE TOWN OF LARKSPUR, COLORADO
AT ITS REGULAR ELECTION OF APRIL 8, 2014, A QUESTION
OF WHETHER TO PERMIT MARIJUANA CULTIVATION FACILITIES,
MARIJUANA PRODUCT MANUFACTURING FACILITIES,
MARIJUANA TESTING FACILITIES, AND RETAIL MARIJUANA
STORES PURSUANT TO THE AUTHORITY GRANTED BY
ARTICLE XVIII, SECTION 16 OF THE COLORADO CONSTITUTION**

WHEREAS, on November 6, 2012 the voters of the State of Colorado approved Amendment 64 adding Section 16 to Article XVIII of the Colorado Constitution a limited exemption from criminal liability under Colorado law for people 21 and over to possess and cultivate marijuana for recreational use, and to establish the licensing and regulation of marijuana establishments in a manner similar to alcohol as described in Amendment 64; and

WHEREAS, on 20 December, 2012, the Larkspur Town Council adopted Ordinance No. 6.23, an ordinance imposing a temporary moratorium until November 4, 2014, prohibiting the application for and the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, and retail marijuana stores pursuant to the authority granted by Article XVIII, Section 16 of the Colorado Constitution, and

WHEREAS, in response to requests from the public the Larkspur Town Council has determined that a question should be placed on the ballot at its April 8, 2014 regular municipal election, asking the voters of the Town whether they want to permit such marijuana facilities.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN
COUNCIL OF THE TOWN OF LARKSPUR, COLORADO:**

1. The following question shall be submitted to a vote of the registered electorate of the Town of Larkspur, Colorado at the regular municipal election on April 8, 2014:

RECREATIONAL MARIJUANA QUESTION

**SHALL THE TOWN OF LARKSPUR, COLORADO PERMIT
MARIJUANA CULTIVATION FACILITIES, MARIJUANA PRODUCT
MANUFACTURING FACILITIES, MARIJUANA TESTING FACILITIES,
AND RETAIL MARIJUANA STORES**

YES _____

NO _____

2. The Town Clerk is authorized and directed to prepare and issue notice of such ballot question, as provided by law.

3. Severability. If any 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 Board of Trustees hereby declares that it would have passed this Ordinance and each part hereof irrespective of the fact that any one part or parts are declared unconstitutional or otherwise invalid.

4. Repeal. Existing ordinances or parts of ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance. Except as specifically amended by this ordinance, all other provisions of the Larkspur Town Code shall remain in full force and effect.

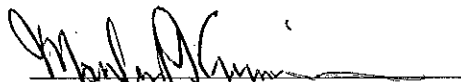
INTRODUCED, PASSED AND ADOPTED AT A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF LARKSPUR, COLORADO THIS 23rd DAY OF JANUARY, 2014.

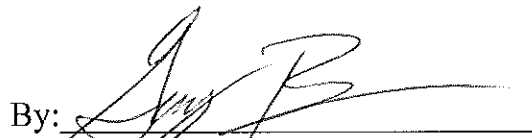
Votes Approving:	<u>5</u>
Votes Opposed:	<u>0</u>
Absent:	<u>2</u>
Abstained:	<u>0</u>



ATTEST:

TOWN COUNCIL OF THE TOWN OF LARKSPUR, COLORADO


 Manfred Krimmer
 Town Clerk

By: 
 Gerry Bean
 Mayor