

CONDITIONAL USE PERMIT

FOR A MEDICAL MARIJUANA BUSINESS

CASE #CU-99-12-14

WHEREAS, the City Council of the City of Commerce City, Colorado finds that a conditional use permit for a medical marijuana business (“Conditional Use Permit”) should be granted pursuant to the Land Development Code of the City of Commerce City in Case #CU-99-12-14 for that property described in exhibit “A” attached hereto and made a part hereof, which is generally located at 5500 Colorado Boulevard, Commerce City, Colorado; and

WHEREAS, the City of Commerce City believes that this Conditional Use Permit is only appropriate if certain conditions are met; and

WHEREAS, the City of Commerce City desires to set to writing the conditions of the Conditional Use Permit.

NOW THEREFORE, the Conditional Use Permit applied for in Case #CU-99-12-14 is granted by the City of Commerce City subject to the following conditions:

CONDITIONS:

- A. The applicant shall provide a copy of their state license to the City after any renewal of the state license.
- B. The applicant shall be restricted to providing medical marijuana only.
- C. There shall be no growing operations on the subject property without an amendment to this Conditional Use Permit.

Failure to comply with the above conditions shall constitute basis for revocation by the City of Commerce City, after public hearing, of the Conditional Use Permit authorized for the above-described property, it being expressly determined by the City Council that the Conditional Use Permit granted by the City of Commerce City in Case #CU-99-12-14 is not proper in the absence of compliance with the conditions herein contained. The City may proceed with legal action in a civil court to enforce the conditions herein imposed or issue a summons and complaint in the Commerce City municipal court for violation of the aforesaid conditions, and in the event a summons and complaint is issued in the Commerce City municipal court, and upon finding a violation of the condition set forth in this Conditional Use Permit, the municipal court may impose any penalty authorized by the Municipal Code. The remedies herein provided for shall be considered cumulative and not mutually exclusive.

IN WITNESS WHEREOF, the undersigned have set their hands effective the 6th day of January, 2014.

CITY OF COMMERCE CITY, COLORADO

By: _____
Sean Ford, Mayor

ATTEST:

Laura J. Bauer, City Clerk

Exhibit "A"
Legal Description
Case #CU-99-12-14

PARCEL A:

A Parcel of land located in the Northwest ¼ of Section 18, Township 3 South, Range 67 West of the 6th Principal Meridian, County of Adams, State of Colorado, more particularly described as follows:

Commencing at the West ¼ corner of Section 18;
thence South 89°28' East along the South line of said Northwest 1/4 , 818.60 feet;
thence North 00°32' East, 30.00 feet to a point on the North line of 52nd Avenue;
thence North 32°47' East, 1532.48 feet to the True Point of Beginning;
from said True Point of Beginning thence North 57°13' West, 640.29 feet, more or less, to a point on the Southeasterly line of State Highway No. 2 as constructed;
thence North 40°58' East along the Southeasterly line of State Highway No. 2 as constructed, 295.00 to a point (said point being southeasterly, a distance of 180.00 feet from Station 115 + 00 of State Highway No. 2 as constructed);
thence North 35°44' East 120.00 feet;
thence South 57°13' East, 592.13 feet;
thence South 32°47' West, 411.84 feet, more or less, to the True Point of Beginning,
Also, the following tract of land also located in Adams County, Colorado.

PARCEL B:

A strip of land 20.00 feet wide, the same being the Northeasterly 20.00 feet of the following described parcel of land:

A parcel of land located in the Northwest ¼ of Section 18, Township 3 South, Range 67 West of the 6th Principal Meridian, being more particularly described as follows, to-wit:

Commencing at the West ¼ corner of said Section 18;
thence S89°28' East along the South line of said Northwest ¼, a distance of 818.60 feet;
thence North 00° 32' East, a distance of 30.00 feet to a point on the North line of 52nd Avenue;
thence North 32°47' East, a distance of 1224.40 feet to the True Point of Beginning;
from said True Point of Beginning thence North 57°13' West, a distance of 670.53 feet, more or less, to a point on the Southeasterly line of Sate Highway No. , as constructed;
thence North 36°06' East along the Southeasterly line of State Highway No. 2 as constructed, a distance of 165.85 feet (said point being South 54°16' East, a distance of 140.00 feet from the centerline Station 110 + 62.8 of State Highway No. 2 as constructed);
thence North 40°58; East along the Southerly line of State Highway No. 2 as constructed, a distance of 144.00 feet;
thence South 57°13' East, a distance of 640.29 feet;
thence South 32°47' West, a distance of 308.08 feet, more or less, to the Point of Beginning, State of Colorado.

Also known by street and number as: 5500 Colorado Blvd, Commerce City, CO 80022
Assessor's schedule or parcel number: 1823182000005