



**City of Fort Lupton
Marijuana Licensing Authority
Agenda
Tuesday, May 3, 2022
6:00 PM
130 South McKinley Avenue**

**Zo Stieber-Hubbard,
Mayor**
Valerie Blackston, Ward 1
Chris Ceretto, Ward 2
Carlos Barron, Ward 3
David Crespín, Ward 1
Claud Hanes, Ward 2
Bruce Fitzgerald, Ward 3

**You may join in person or join remotely by clicking on:
<https://global.gotomeeting.com/join/851983253>**

Call to Order

Pledge of Allegiance

Roll Call

Public Hearings Public Hearings allow members of the audience to present comments and questions to the City Council on the item being presented. Comments and questions may be limited to three (3) minutes - Mayor Stieber-Hubbard

- a.** AM 2022-007 Consideration by the City of Fort Lupton City Council Acting as the Local Licensing Authority ("Authority") on an Application Submitted by Centaurus Farms, LLC, for a Retail Marijuana Business to be Located at 13400 County Road 10
- b.** AM 2022-008 Consideration by the City of Fort Lupton City Council Acting as the Local Licensing Authority ("Authority") on an Application Submitted by Centaurus Farms, LLC for a Medical Marijuana Business to be Located at 13400 County Road 10

Adjourn



SUBJECT FOR DISCUSSION

Consideration by the Fort Lupton City Council Acting as the Marijuana Local Licensing Authority (“Authority”) on an Application Submitted by Centaurus Farms, LLC, for a Retail Marijuana Business to be Located at 13400 County Road 10, Fort Lupton

SUMMARY STATEMENT/BACKGROUND DISCUSSION

Centaurus Farms, LLC, submitted a complete application for a retail marijuana business. Staff reviewed the application and found that it met zoning requirements, setbacks, and possession of the premises. A background investigation was conducted on the Controlling Beneficial Owner, John Paolella. Mr. Paolella appears to be of good moral character. The application review included the floor plan/security diagram, locks and doors, alarm system, lighting, cameras and DVD Recording, parking lot, and waste disposal plan. Although there didn’t seem to be any issues that would prevent the applicant from obtaining a license, there are a few modifications that will need to be done before obtaining a license. It is recommended the applicant clarify the locks being used to ensure they are commercial grade locks. The applicant should specify the alarms systems as well as the camera resolution and camera retention of the video on the DVR.

The applicant also submitted an application for a medical marijuana store as dual operation with the retail marijuana store. Because they are separate licenses, each license will have its own hearing. A licensee may operate both a medical marijuana store and a retail marijuana store as a “dual operation” provided they meet the requirements of the Colorado Marijuana Code and the Fort Lupton Municipal Code. *Co-located marijuana establishment* means both a licensed retail marijuana store and a medical marijuana store operating contiguously and located within the same building, and under exclusive control of the same licensee. *Dual Operation* means a regulated marijuana business that operates as both a licensed medical marijuana store and a licensed retail marijuana store in accordance with the Code.

The applicant was successful in the lottery held before the City Council on February 15, 2022, and is now before the Authority in the public hearing process.

The application is being provided to the Authority for review electronically.

All notification requirements have been met including publication in the newspaper and posting of a sign on the premises ten (10) days prior to the hearing.

Approval of the business license does not constitute approval of the land use process and building components. If the applicant hasn’t already, the applicant will also need to submit a Pre-Application Review Questionnaire to discuss requirements for potential land use applications and building permits with the Planning and Building Department. It is highly likely that permits and procedures in addition to this marijuana business license will be required.

FINANCIAL CONSIDERATIONS

N/A

LEGAL/POLITICAL CONSIDERATIONS

N/A

Certification of Council Approval:

Ordinance No. _____

Resolution No. _____

City Clerk

Date

ALTERNATIVES/OPTIONS

1. The Authority may approve the business license for retail marijuana.
2. The Authority may refuse to issue a regulated marijuana business license if the application does not meet the requirements of the municipal code or any other applicable law, rule, or regulation, or contains false or incomplete information.
3. The Authority may refuse to issue a regulated marijuana business for good cause, as defined Section 6-352, of the municipal code subject to judicial review.
4. The Authority may delay a response on the application if further investigation is needed, but no later than 30 days, the city clerk shall notify the applicant of the Authority's findings based on investigation.

STAFF RECOMMENDATIONS

Staff seeks recommendation.

Attachments: a. Location Map

Retail Marijuana Business





SUBJECT FOR DISCUSSION

Consideration by the Fort Lupton City Council Acting as the Marijuana Local Licensing Authority ("Authority") on an Application Submitted by Centaurus Farms, LLC, for a Medical Marijuana Business to be Located at 13400 County Road 10, Fort Lupton

SUMMARY STATEMENT/BACKGROUND DISCUSSION

Centaurus Farms, LLC, submitted a complete application for a medical marijuana business. Staff reviewed the application and found that it met zoning requirements, setbacks, and possession of the premises. A background investigation was conducted on the Controlling Beneficial Owner, John Paoella. Mr. Paoella appears to be of good moral character. The application review included the floor plan/security diagram, locks and doors, alarm system, lighting, cameras and DVD Recording, parking lot, and waste disposal plan. Although there didn't seem to be any issues that would prevent the applicant from obtaining a license, there are a few modifications that will need to be done before obtaining a license. It is recommended the applicant clarify the locks being used to ensure they are commercial grade locks. The applicant should specify the alarms systems as well as the camera resolution and camera retention of the video on the DVR.

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The application is being provided to the Authority for review electronically.

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Approval of the business license does not constitute approval of the land use process and building components. If the applicant hasn't already, the applicant will also need to submit a Pre-Application Review Questionnaire to discuss requirements for potential land use applications and building permits with the Planning and Building Department. It is highly likely that permits and procedures in addition to this marijuana business license will be required.

FINANCIAL CONSIDERATIONS

N/A

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ALTERNATIVES/OPTIONS

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