STATE OF COLORADO }
} SS.
County of Grand }

At a regular meeting of the Board of County Commissioners for the Grand County, Colorado, held at the Grand County Administration Building in Hot Sulphur Springs on Tuesday, the 13th day of January, 2015 there were present:

James L. Newberry, Commissioner Chairman
Merrit Linke, Commissioner
Kristen Manguso, Commissioner
Anthony J. DiCola, County Attorney
Lurline Underbrink Curran, County Manager
Sara L. Rosene, Clerk of the Board

when the following proceedings, among others, were had and done, to wit:

RESOLUTION NO. 2015-1-47

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO APPROVING AN OPTIONAL PREMISES CULTIVATION OPERATION LICENSE TO IGADI, LTD. LOCATED AT 72399 U.S. HIGHWAY 40, UNIT C, TABERNASH, COUNTY OF GRAND, STATE OF COLORADO

WHEREAS, IgadI, Ltd., "the Applicant and Licensee," has applied for the issuance of an Optional Premises Cultivation Operation License for use at 72399 U.S. Highway 40, Unit C, Tabernash, County of Grand, State of Colorado ("the Premises"); and

WHEREAS, the Applicant has submitted the application and license fee necessary for the Optional Premises Cultivation Operation License; and

WHEREAS, the Applicant has been issued a conditional license from the State of Colorado, conditional on the issuance of the local license; and

WHEREAS, the Premises is zoned as Business, and the proposed use is consistent with the zoning pursuant to the Grand County Zoning Regulations; and

WHEREAS, the Licensee, its officers, directors, stockholders, partners, members and/or employees appear to be of good moral character as indicated by a check of criminal records history; and

WHEREAS, the Licensee is entitled to possession of the premises for which this application is made and the applicable zoning laws permit such use; and

WHEREAS, the licensee has provided proof of adequate water necessary to operate the facility; and

WHEREAS, the premises is not located within 1000 feet of any church, educational facility, licensed child care establishment or alcohol and drug treatment facility; and

WHEREAS, the Clerk and Recorder provided notice to the Department of Community Development, the Sheriff's Department and the Local Fire District and the Department of Community Development provided input as provided in the record and no comments were received from the Sheriff's Department or the Local Fire District; and

WHEREAS, Notice of the Public Hearing was published in the Middle Park Times on January 1, 2015, and was posted on the premises on January 2, 2015; and

WHEREAS, a courtesy notification was sent to any landowner within 1000 feet

of the premises; and

WHEREAS, the neighborhood is defined as a two (2) mile radial boundary consistent with the issuance of liquor licenses; and

WHEREAS, the reasonable requirements of the neighborhood support the issuance of a license; and

WHEREAS, the desires of the adult inhabitants of the neighborhood support the issuance of a license: Petitions submitted by the Applicant indicate that, within the two mile radius of the premises, 48 inhabitants where in favor of the facility, 6 were opposed and 1 was neutral; and

WHEREAS, the Board has considered the number and availability of other marijuana establishments in or near the neighborhood and whether the issuance would result in or add to an undue concentration of marijuana establishments and has determined that the facility would not require the use of additional law enforcement resources; and

WHEREAS, the applicant has met, or has not violated or failed to comply with, any and all of the terms, conditions or provisions of the Colorado Medical Marijuana Code or any rule or regulation promulgated thereto, or Grand County Resolution 2014-1-26 and Ordinance 14 or any rule or regulation pursuant to this resolution and ordinance, and

WHEREAS, the Board has considered the exhibits and testimony presented at the January 13, 2015 Public Hearing, has considered the reasonable requirements of the neighborhood and the desires of the adult neighborhood inhabitants, and has determined that approving the issuance of the Optional Premises Cultivation Operation License would not adversely impact the health, welfare or public safety of the neighborhood.

NOW THEREFORE, be it resolved by the Board of County Commissioners of the County of Grand, State of Colorado that the issuance of the Optional Premises Cultivation Operation License to IgadI, Ltd. for use at 72399 U.S. Highway 40, Unit C, Tabernash, County of Grand, State of Colorado be and is hereby Approved for a period of one year beginning on the date the license is signed by the Board subject to the following terms and conditions:

1. The Applicant shall manage odor emissions such that odor emissions shall not be detected at or beyond the property boundary of the licensed premises;
2. The applicant shall provide all security, financial controls and banking, and inventory tracking as provided in the application and as testified by its witnesses and in conformance with the Colorado Constitution, the Colorado Medical Marijuana Code and any rules or regulations promulgated pursuant thereto and Grand County Resolution 2014-1-26 and Ordinance 14;
3. The Applicant shall operate the facility in conformance with the Colorado Constitution, the Colorado Medical Marijuana Code and any rules or regulations promulgated pursuant thereto, Grand County Resolution 2014-1-26 and Ordinance 14 and any other laws which may affect marijuana establishments including, but not limited to the Grand County Zoning Regulations;
4. Applicant must provide proof of training of employees as identified in staff training section of the Applicant's Marijuana Management Plan prior to renewal of the County license;
5. Applicant must provide proof of Community Outreach as identified in the community outreach section of the Applicant's Marijuana Management Plan prior to renewal of the County license;
6. The lighting on the exterior of the building shall be downward facing;
7. All employees of IgadI, Ltd. must complete a background

check with the Grand County Sheriff's Office including a fingerprint background check prior to beginning work and at the annual renewal of the County license; and

8. Upon employment, applicant must provide the appropriate application for the employee as well as the state issued card as identified below:
   a. Red Card: Colorado Associated Key Marijuana License Application is for the owner of a business and must be renewed annually,
   b. Green Card: Medical Marijuana Key Employee License Application is for managers of the business, can be used anywhere in the state and is renewed every two years,
   c. Blue Card: Medical Marijuana Support Employee License Application is for support workers, can be used anywhere in the state, and is renewed every two years, or
   d. Yellow Card: Retail Marijuana Occupational Employee License Application is for retail only support, can be used anywhere in the state, and is renewed every year.

BE IT FURTHER RESOLVED, this license shall not issue until the Applicant has received a Certificate of Occupancy from the Department of Community Development. In the event the applicant fails to obtain a Certificate of Occupancy or for any other reason fails to obtain a validly issued local license by October 21, 2015, this resolution shall be void and of no further force and effect.

BE IT FURTHER RESOLVED, the Chairman of the Board of County Commissioners is authorized to execute the Optional Premises Cultivation Operation License upon the Applicant receiving a Certificate of Occupancy from the Department of Community Development, said license being effective on the date the Board executes the license.

Upon motion duly made the foregoing resolution was adopted by the following vote:

Merrit Scribe ..... Aye
James L. Newby ..... Aye
Kristen Manguso ..... Aye

Commissioners

STATE OF COLORADO }
} SS.
County of Grand }

I, ..., County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Grand County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Hot Sulphur Springs, this ..... day of ..... A.D. 20.....

County Clerk and ex-officio Clerk of the Board of Commissioners.

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