STATE OF COLORADO) **RESOLUTION 2024-002**
) ss.
COUNTY OF ROUTT)

A RESOLUTION SETTING THE APPLICABLE FEES FOR MEDICAL AND RETAIL MARIJUANA BUSINESS LICENSES

WHEREAS, Ordinance No. 622 and Ordinance No. 624 of the Town of Oak Creek provide that the Town Board of Trustees (Board) shall, by a resolution of the Town Board, impose operating fees for the costs of processing licensing applications and any other costs related to implementation, administration and enforcement including unannounced compliance checks of Chapter 5.06~~2~~, Medical Marijuana, and Chapter 5.10, Local Retail Marijuana Establishments Code, Oak Creek Municipal Code, and these fees shall include, but are not limited to, fees for operating, renewals, change of location, inspections, background checks, changes of ownership and modification of premises; and

WHEREAS, the Board has determined that it is necessary to set and collect fees for operating, renewals, inspections, background and compliance checks, changes of ownership and any re-inspection necessary due to an enforcement action for marijuana businesses located within the Town to assure the costs associated with protecting the health, safety, order, comfort, convenience and general welfare of the residents of the Town and operators of marijuana businesses and their customers are collected; and

WHEREAS, the Board adopted Resolution 2016-010 setting the applicable fees for medical and retail marijuana business licenses and has recently consulted with the Oak Creek Police Department, Oak Creek Public Works Department, Town administration ~~and owners/operators of marijuana businesses~~ to determine the ~~associated~~ direct and indirect costs ~~of protecting the health, safety, order, comfort, convenience and general welfare of the residents of the Town and owners/operators of marijuana businesses and their customers are collected~~to issue marijuana business licenses and desires to adjust the Town's license fees accordingly.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF OAK CREEK THAT:

A. Applicable Fees – Medical Marijuana Dispensaries/Centers & Retail Marijuana Stores:

Item	**Amount**
Annual Operating Fee – Initial & Renewal	$~~5910~~1665
Fingerprinting & Criminal History/Background Check – Per Applicant, Officer(s), Director(s), Member(s), Stockholder(s), Owner(s) & Employees, as applicable	$100/ea
Inspection Fee - Follow-up to Non-Compliance Finding	$1000
Modification of Premises	Applicable Fees Under Land Use

	Code
Change of Ownership	$~~5910~~1665

B. Applicable Fees – Medical Marijuana-Infused Product Manufacturer, Optional Premises Cultivation Operation, Retail Marijuana Cultivation Facility & Retail Marijuana Product Manufacturing Facility

Item	**Amount**
Annual Operating Fee – Initial & Renewal	$~~5910~~1665
Operational Size Factor (Average Active Sq. Ft. @ 50% Factor) - Example: 300 sq. ft. x $0.50 = $150.00	Case-by-case
Fingerprinting & Criminal History/Background Check – Per Applicant, Officer(s), Director(s), Member(s), Stockholder(s), Owner(s) & Employees, as applicable	$100/ea
Inspection Fee - Follow-up to Non-Compliance Finding	$1000
Modification of Premises	Applicable Fees Under Land Use Code
Change of Ownership	$~~5910~~1665

C. Applicable Fees – Retail Marijuana Testing Facility & Off-Premises Storage

Item	**Amount**
Annual Operating Fee – Initial & Renewal	$~~2500~~1665
Fingerprinting & Criminal History/Background Check – Per Applicant, Officer(s), Director(s), Member(s), Stockholder(s), Owner(s) & Employees, as applicable	$100/ea
Inspection Fee - Follow-up to Non-Compliance Finding	$1000
Modification of Premises	Applicable Fees Under Land Use Code
Change of Ownership	$~~2500~~1665

D. These fees shall be applicable for any new or renewing license with an effective date on or after ~~August 12, 2016~~January 31, 2024.

READ AND ADOPTED THIS this 11th day of January, 2024.

Attest: **TOWN OF OAK CREEK**

_____ _____

David Torgler
Town Administrator/Clerk

Nikki Knoebel, Mayor