

EXHIBIT "A"

Pueblo County Code - Title 17 - Chapter 17.04 GENERAL PROVISIONS AND DEFINITIONS

17.04.040 Definitions.

"Medical Marijuana" means marijuana that is grown, manufactured, stored, and/or sold pursuant to the provisions of these regulations; the Colorado Medical Marijuana Code and Section 14 of Article XVIII of the Colorado Constitution.

"Medical Marijuana Center" means a person licensed pursuant to this Title and pursuant to C.R.S. 12-43.3-101, et seq., to operate a business as described in the Licensing Regulations and as is further described in C.R.S. 12-43.3-402 that sells medical marijuana to registered patients or primary caregivers as defined in Section 14 of Article XVIII of the Constitution of the State of Colorado, but is not a primary caregiver.

"Medical Marijuana Establishment" means a Medical Marijuana Center, Medical Marijuana Infused-Products Manufacturing Operation, Medical Marijuana Optional Premise Cultivation Operation, or a Storage Warehouse.

"Medical Marijuana-Infused Product" means a product infused with medical marijuana that is intended for use or consumption other than by smoking, including, but not limited to edible products, ointments, and tinctures.

"Medical Marijuana-Infused Products Manufacturer" means a person licensed pursuant to this Title and to C.R.S. 12-43.3-101, et seq. to operate a business as described in the Licensing Regulations and as also described in C.R.S. 12-43.3-404.

"Medical Marijuana Optional Premises" means the premises specified in an application for a Medical Marijuana Center license with related growing facilities in Pueblo County, Colorado, for which the licensee is authorized to grow and cultivate marijuana for a purpose authorized by Section 14 of Article XVIII of the Constitution of the State of Colorado.

"Medical Marijuana Optional Premises Cultivation Operation" means a person licensed pursuant to this Title and to C.R.S. 12-43.3-101, et seq. to operate a business as described in the Licensing Regulations and as further described in C.R.S. 12-43.3-403.

"Medical Marijuana Contiguous Optional Premises Cultivation Operation" means a licensed Medical Marijuana Optional Premises Cultivation Operation located in the B-4, Community Business Zone District, B-1, Neighborhood Business Zone District, I-1/I-2/I-3, Industrial Zone Districts, Planned Unit Development (PUD) Zone District, or R-5, Multiple-Residential and Office Zone District within the same building, or in another building on the same parcel of land as the licensed Medical Marijuana Center or licensed Medical Marijuana-Infused Products Manufacturer is located, or in a separate building located on a separate but adjacent parcel of land which shares at least 50% of a common lot line with the parcel upon which the licensed Medical Marijuana Center or licensed Medical Marijuana-Infused Products Manufacturer is located.

"Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation" means a licensed Medical Marijuana Optional Premises Cultivation Operation located in the a) A-1/A-2, Agricultural Zone Districts in a building, greenhouse, or outside cultivation, OR b) in the I-1/I-2, Industrial Zone Districts in a building or greenhouse, OR c) I-3, Heavy Industrial Zone District, located in a building, OR d) in the Planned Unit Development (PUD) Zone District in a building, greenhouse, or outside cultivation. Non-Contiguous means the marijuana cultivation operation is not on the same property or in the same building with a Medical Marijuana Center or Medical Marijuana-Infused Products Manufacturer.

"Retail Marijuana" means marijuana that is grown, tested, manufactured, stored and/or sold pursuant to the provisions of these regulations, the Colorado Retail Marijuana Code and by Section 16 of Article XVIII of the Colorado Constitution.

“Retail Marijuana Contiguous Cultivation Facility” means a licensed Retail Marijuana Cultivation Facility located in the B-4, Community Business Zone District, B-1, Neighborhood Business Zone District, I-1/I-2/I-3, Industrial Zone Districts, Planned Unit Development (PUD) Zone District, or R-5, Multiple-Residential and Office Zone District within the same building, or in another building on the same parcel of land as the licensed Retail Marijuana Store or licensed Retail Marijuana-Infused Products Manufacturer is located, or in a separate building located on a separate but adjacent parcel of land which shares at least 50% of a common lot line with the parcel upon which the licensed Retail Marijuana Store or licensed Retail Marijuana-Infused Products Manufacturer is located.

“Retail Marijuana Cultivation Facility” means a person licensed pursuant to this Chapter and to C.R.S. § 12-43.4-403, to operate a business as described in these regulations and any rules adopted pursuant thereto.

“Retail Marijuana Establishment” means a Retail Marijuana Store, a Retail Marijuana Cultivation Facility, a Retail Marijuana Product Manufacturing Facility, a Retail Marijuana Testing Facility, or a Storage Warehouse as set forth in Section 16 of Article XVIII of the Colorado Constitution and as may be more fully defined in the Colorado Retail Marijuana Code.

“Retail Marijuana-Infused Products Manufacturer” means a person licensed pursuant to this Chapter and the Colorado Retail Marijuana Code.

“Retail Marijuana Non-Contiguous Cultivation Facility” means a licensed Retail Marijuana Cultivation Facility located in the a) A-1/A-2, Agricultural Zone Districts in a building, greenhouse, or outside cultivation, OR b) I-1/I-2, Industrial Zone Districts in a building or greenhouse, OR c) I-3, Heavy Industrial Zone District in a building, OR d) in the Planned Unit Development (PUD) Zone District in a building, greenhouse, or outside cultivation. Non-Contiguous means the marijuana cultivation facility is not on the same property or in the same building with a Retail Marijuana Store or Retail Marijuana-Infused Products Manufacturer.

“Retail Marijuana Store” means a person licensed pursuant to this Chapter and the Colorado Retail Marijuana Code.

“Retail Marijuana Testing Facility” means a person licensed pursuant to this Chapter and the Colorado Retail Marijuana Code.

“Storage Warehouse” means a building in which the storage of Medical Marijuana or Retail Marijuana is conducted as the sole use of the building.

Pueblo County Code - Title 17 - Chapter 17.64 COMMUNITY BUSINESS DISTRICT (B-4)

17.64.020 Uses by right.

Medical Marijuana Center located 250 feet or greater from any existing residence/mobile home, Medical Marijuana-Infused Products Manufacturer, and Medical Marijuana Contiguous Optional Premises Cultivation Operation as defined in [Section 17.04.040](#), Definitions and subject to [Sections 17.120.200](#), [17.120.210](#) and [17.120.220](#), respectively, in this Title.

Retail Marijuana Store located 250 feet or greater from any existing residence/mobile home, Retail Marijuana-Infused Products Manufacturer, Retail Marijuana Contiguous Cultivation Operation Facility, and Retail Marijuana Testing Facility as defined in [Section 17.04.040](#), Definitions and subject to [Sections 17.120.200](#), [17.120.210](#), [17.120.220](#), and [17.120.240](#), respectively, in this Title.

17.64.030 Uses by review.

A use by review is any of the following uses which are permitted only upon issuance of a Special Use Permit by the Planning Commission.
Amusement facility;

Any retail or service use which incorporates the production, fabrication, warehousing, bulk storage, repair or maintenance of merchandise;
Automobile storage yard;
Bed and breakfast;
Equestrian arena, commercial/club;
Equestrian arena, personal;
Food processing;
Golf course, miniature;
Hotel;
Medical Marijuana Center located within 250 feet from any existing residence/mobile home as defined in [Section 17.04.040](#), Definitions and subject to [Section 17.120.200](#) in this Title;
Mini-warehouse;
Mobile home park;
Motel;
Private Social Club, Marijuana Permitted;
Recreation camp;
Residences;
Retail Marijuana Store located within 250 feet from any existing residence/mobile home as defined in [Section 17.04.040](#), Definitions and subject to [Section 17.120.200](#) in this Title;
Sports complex;
Tourist court;
Winery.

Pueblo County Code - Title 17 - Chapter 17.72 LIGHT INDUSTRIAL DISTRICT (I-2)

17.72.020 Uses by right.

Medical Marijuana-Infused Products Manufacturer, Medical Marijuana Contiguous Optional Premises Cultivation Operation, and Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation as defined in [Section 17.04.040](#) Definitions and subject to [Sections 17.120.210](#), [17.120.220](#), and [17.120.230](#), respectively, in this Title;

Retail Marijuana-Infused Products Manufacturer, Retail Marijuana Contiguous Cultivation Facility Operation, Retail Marijuana Non-Contiguous Cultivation Facility, and Retail Marijuana Testing Facility as defined in [Section 17.04.040](#) Definitions and subject to [Sections 17.120.210](#), [17.120.220](#), [17.120.230](#), and [17.120.240](#), respectively, in this Title;

Pueblo County Code - Title 17 - Chapter 17.120 SUPPLEMENTARY REGULATIONS

17.120.190 Marijuana Establishments

A. Prior to the operation of any Marijuana Establishment, a license must be obtained from the State of Colorado and from Pueblo County and a Zoning Compliance Review must be obtained from the Pueblo County Planning and Development Department. For purposes of this Section, an approved Zoning Compliance Review Marijuana shall expire six (6) months from the date of approval unless an application for Licensure under Chapter 5.12 of the Pueblo County Code has been submitted.

17.120.200 Medical Marijuana Center and Retail Marijuana Store

- A. Permitted Zone District. Medical Marijuana Center and Retail Marijuana Store are only permitted in the B-4, Community Business Zone District as a use-by-right if the Center or Store is located 250 feet or greater from any existing residence/mobile home; in the B-4 Community Business Zone District as a use-by-review if the Center or Store is located within 250 feet from any existing residence/mobile home; the B-1, Neighborhood Business Zone District as a use-by-review; R-5, Multiple-Residential and Office Zone District as use-by-review; and in the Planned Unit Development (PUD) Zone District subject to the definitions set forth in this Title.
- B. Definition of Medical Marijuana Center and Retail Marijuana Store as defined in Section 17.04.040 Definitions.
- C. Location. No Medical Marijuana Center or Retail Marijuana Store shall be located within 1,000 feet of any existing public or private elementary, middle, junior high or high school as measured from property line of the school to the wall of the Medical Marijuana Center or Retail Marijuana Store.
- D. Location. No Medical Marijuana Center or Retail Marijuana Store shall be located within 250 feet of the following:
 - 1. Any existing church or religious institution in any district except the B-4 district,
 - 2. Any existing licensed childcare facility,
 - 3. Any existing alcohol or drug rehabilitation facility,
 - 4. Any existing group home for the developmentally disabled, or
 - 5. Any existing halfway house or correctional facility.
--Existing means existing and in operation at the time of the licensing of the Marijuana use.
 - 6. For any Medical Marijuana Center or any Retail Marijuana Store located within 250 feet of any existing residence/mobile home, the Center or Store shall be a use by review in the B-4 Zone District therefore required to apply for a Special Use Permit with the Department of Planning and Development to be heard by the Pueblo County Planning Commission.
 - 7. For any Medical Marijuana Center or any Retail Marijuana Store located 250 feet or greater of from any existing residence/mobile home, the Center or Store shall be a use by right in the B-4 Zone District.
- E. Location. No Medical Marijuana Center or Retail Marijuana Store shall be located within 1,000 feet from any other existing Licensed Medical Marijuana Center or Retail Marijuana Store, whether such business is located within or outside of the county, unless the business is part of a dual operation with the License at issue, as measured from the nearest wall of the proposed Medical Marijuana Center or proposed Retail Marijuana Store to the nearest portion of the wall of the existing Medical Marijuana Center or existing Retail Marijuana Store. An existing Licensed Medical Marijuana Center or Retail Marijuana Store is allowed to construct an addition onto the existing building and/or move into an adjoining suite pursuant to this Section or Chapter 5.12 of the Pueblo County Code.
- F. The requirements of Section 17.120.200 E. shall not apply to a premise that has been previously approved pursuant to a Zoning Compliance Review Marijuana application for a Medical Marijuana Center or Retail Marijuana Store. In such cases where a premise has an approved Zoning Compliance Review Marijuana application and is Licensed under Chapter 5.12 of the Pueblo County Code, the requirements of Section 17.120.200 E shall not apply, subject to the Medical Marijuana Center or Retail Marijuana Store at the premise having been continuously Licensed under Chapter 5.12 or a new application for a Medical Marijuana Center or Retail Marijuana Store is submitted to the local licensing authority within thirty (30) days of revocation, surrender or change of location of the existing license.

17.120.210 Medical Marijuana-Infused Products Manufacturer and Retail Marijuana-Infused Products Manufacturer

- A. Permitted Zone District. Medical Marijuana-Infused Products Manufacturer and Retail Marijuana-Infused Products Manufacturer are only permitted in the B-4, Community Business Zone District as a use-by-right; in the I-1/I-2, Industrial Zone Districts as a use by right; I-3, Heavy Industrial Zone District as a use-by-review; and in the Planned Unit Development (PUD) Zone District subject to the definitions set forth in this Title.
- B. Definition of Medical Marijuana-Infused Products Manufacturer and Retail Marijuana-Infused Products Manufacturer as defined in Section 17.04.040 Definitions.
- C. Location. No Medical Marijuana-Infused Products Manufacturer and Retail Marijuana-Infused Products Manufacturer shall be located within 1,000 feet of any existing public or private elementary, middle, junior high or high school as measured from property line of the school to the wall of the Medical Marijuana-Infused Products Manufacturer and Retail Marijuana-Infused Products Manufacturer.
- D. Location. No Medical Marijuana-Infused Products Manufacturer and Retail Marijuana-Infused Products Manufacturer shall be located within 250 feet of the following:
 - 1. Any existing licensed childcare facility,
 - 2. Any existing alcohol or drug rehabilitation facility,
 - 3. Any existing group home for the developmentally disabled, or
 - 4. Any existing halfway house or correctional facility.--Existing means existing and in operation at the time of the licensing of the Marijuana use.

17.120.220 Medical Marijuana Contiguous Optional Premise Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility

Medical Marijuana Contiguous Optional Premise Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility shall only be allowed as a contiguous location of the licensed premises of the person's corresponding Medical Marijuana Center, Retail Marijuana Store or the person's Medical Marijuana-Infused Products Manufacturer or Retail Marijuana-Infused Products Manufacturer.

- A. Permitted Zone District. Medical Marijuana Contiguous Optional Premises Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility are only permitted in the B-4, Community Business Zone District as a use-by-right; in the B-1, Neighborhood Business Zone District as a use-by-review; in the I-1/I-2, Industrial Zone Districts as a use-by-right; in the I-3, Heavy Industrial Zone District as a use-by-review; R-5, Multiple-Residential and Office Zone District as a use-by-review; and in the Planned Unit Development (PUD) Zone District subject to the definitions set forth in this Title.
- B. Definition of Medical Marijuana Contiguous Optional Premises Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility as defined in Section 17.04.040 Definitions.
- C. Location. No Medical Marijuana Contiguous Optional Premises Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility shall be located within 1000 feet of any existing public or private elementary, middle, junior high or high school as measured from property line of the school to the wall or fence if an outdoor cultivation of the Medical Marijuana Contiguous Optional Premises Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility.
- D. Location. No Medical Marijuana Contiguous Optional Premises Cultivation Operation and Retail Marijuana Contiguous Cultivation Facility shall be located within 250 feet of the following:

1. Any existing residence/mobile home in the following zone districts: A-3, A-4, R-A, R-1, R-2, R-3, R-4, R-7, R-8, and PUD where the principal use is residential,
 2. Any existing licensed childcare facility,
 3. Any existing alcohol or drug rehabilitation facility,
 4. Any existing group home for the developmentally disabled,
 5. Any existing halfway house or correctional facility.
 - Existing means existing and in operation at the time of the licensing of the Marijuana use.
- E. The requirements of this subsection 17.120.220 shall not be applied to a premise where any person was previously issued a license pursuant to this article or section 5.12 of the Pueblo County Code.

17.120.230 Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation and Retail Marijuana Non-Contiguous Cultivation Facility

- A. Permitted Zone District. Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation and Retail Marijuana Non-Contiguous Cultivation Facility are only permitted in the A-1/A-2, Agricultural Zone Districts as a use-by-right; in the I-1/I-2, Industrial Zone Districts as a use-by-right; in the I-3, Heavy Industrial Zone District, as a use-by-review; and in the Planned Unit Development (PUD) Zone District subject to the definitions set forth in this Title.
- B. Definition of Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation and Retail Marijuana Non-Contiguous Cultivation Facility as defined in Section 17.04.040 Definitions.
- C. Location. No Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation or Retail Marijuana Non-Contiguous Cultivation Facility shall be located within 1000 feet of any existing public or private elementary, middle, junior high or high school as measured from property line of the school to the wall or fence if an outdoor cultivation of the Medical Marijuana Non-Contiguous Optional Premises Cultivation Operation or Retail Marijuana Non-Contiguous Cultivation Facility.
- D. Location. No medical marijuana non-contiguous optional premises cultivation operation and retail marijuana non-contiguous cultivation facility shall be located within 250 feet of the following:
 1. Any existing residence/mobile home in the following zone districts: A-3, A-4, R-A, R-1, R-2, R-3, R-4, R-7, R-8, and PUD where the principal use is residential,
 2. Any existing licensed childcare facility,
 3. Any existing alcohol or drug rehabilitation facility,
 4. Any existing group home for the developmentally disabled,
 5. Any existing halfway house or correctional facility. --Existing means existing and in operation at the time of the licensing of the Marijuana use.
- E. The requirements of this subsection 17.120.230 shall not be applied to a premise where any person was previously issued a license pursuant to this article or Section 5.12 of the Pueblo County Code.

Pueblo County Code - Title 17 - Chapter 17.132 FEE SCHEDULES

17.132.030 Zoning, subdivision and other land use development applications--Fee schedule.

Zoning Compliance Review Marijuana Establishment \$350.00