

**RECORD OF PRECEEDINGS
PUEBLO COUNTY LIQUOR AND MARIJUANA LICENSING BOARD
MONDAY, OCTOBER 10, 2022
6:00 P.M.
COMMISSIONERS' CHAMBERS AT PUEBLO COUNTY COURTHOUSE
215 WEST 10TH STREET**

The following are summarized statements from the Pueblo County Liquor and Marijuana Licensing Board members and County Staff. Please refer to the Pueblo County Facebook page to watch the full video of the meeting.

I. ATTENDANCE/EXCUSED

Members Present: Kim Archuletta, Brian Casaus, Gina Dutcher, Tom Emerson, Henry Reyes, Lucretia Robinson, Judith Stein

Staff Present: Carmen Howard, Director of Planning and Development (via Zoom); Gail Wallingford-Ingo, Deputy Director of Planning and Development (via Zoom); Kyle Aber, Deputy Director of Liquor and Marijuana Licensing; Sarah Long, Assistant County Attorney; Peter Blood, Senior Associate County Attorney (via Zoom); Tawnya Stringer, Licensing Manager; Bonnie Carter, Licensing Coordinator; AnaLinda Bermudez, Recording Secretary;

Chairperson Archuletta called the Pueblo County Liquor and Marijuana Licensing Board (LMLB) meeting to order at 6:03 P.M.

II. APPROVE THE MEETING MINUTES OF SEPTEMBER 12, 2022

Ms. Robinson motioned to approve the meeting minutes of September 12, 2022. Mr. Casaus seconded the motion. The motion passed with a 6/1 vote. Chairperson Archuletta abstained due to being absent for the September 12, 2022 LMLB meeting.

III. APPROVE AGENDA OF OCTOBER 10, 2022

Mr. Reyes motioned to approve the agenda of the October 10, 2022 meeting. Ms. Stein seconded the motion. The motion carried unanimously.

IV. CONSENT MEETING AGENDA ITEMS

Chairperson Archuletta requested the staff memorandums and any applicable Findings and Orders be made part of the record of proceedings.

Mr. Casaus motioned to approve the consent meeting agenda listed below. Ms. Robinson seconded the motion. The motion carried unanimously.

LIQUOR LICENSES

- Renewal Application for a Retail Liquor Store License located at 359 East Enterprise Drive, Suite 9, Pueblo West, Colorado 81007 submitted by I'll Drink to That "Cakes", LLC dba I'll Drink to That Cakes.

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- Renewal Application for a Retail Liquor Store License located at 27050 East Highway 50, Unit B-5, Pueblo, Colorado 81006 submitted by LaGree's Liquor Stores, LLC dba LaGree's Liquor Pueblo.
- Renewal Application for a Hotel and Restaurant Liquor License located at 283 South Joe Martinez Boulevard, Pueblo West, Colorado 81007 submitted by Tocayo Investment Group Corp. dba Tocayo Mexican Grill & Cantina.

MARIJUANA ESTABLISHMENT LICENSES

- Renewal Application for a Retail Marijuana Cultivation Facility located at 7791 Highway 78 West, Beulah, Colorado 81023 submitted by Beulah Valley Farms Corporation.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 6480 Galbreth Road, Pueblo, Colorado 81005 submitted by Canna Stix, LLC.
- Renewal Application for a Retail Marijuana Products Manufacturer located at 920 East Spaulding Avenue, Pueblo West, Colorado 81007 submitted by Cold Baked, LLC dba Concentrate Distribution Center.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 6183 Red Creek Springs Road West, Pueblo, Colorado 81005 submitted by Collected Sun, LLC dba Collected Sun.
- Renewal Application for a Retail Marijuana Store located at 4116 Nature Center Road, Pueblo, Colorado 81003 submitted by Garden Greens, LLC dba Strawberry Fields.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 6475 Galbreth Road, Pueblo, Colorado 81005 submitted by Prime Farms, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 6383 Galbreth Road, Pueblo, Colorado 81005 submitted by Seven Leaves, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 58764 East US Highway 50, Boone, Colorado 81025 submitted by Stealth Farms, LLC.
- Renewal Application for a Medical Marijuana Store and Medical Marijuana Cultivation Facility located at 3321 South Interstate 25, Pueblo, Colorado 81004 submitted by Stem Beach Dispensary, LLC dba Doctor's Orders.
- Renewal Application for a Retail Marijuana Store located at 74 North Component Drive, Suite 130, Pueblo West, Colorado 81007 submitted by The Cannabis Depot III, LLC.

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- Renewal Application for a Retail Marijuana Cultivation Facility located at 7064 West State Highway 96, Pueblo, Colorado 81005 submitted by Voodoo Stylee Natural Farm, LLC dba Voodoo Stylee Natural Farm.
- Change of Ownership Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 37 North Silicon Drive, Unit A, Pueblo West, Colorado 81007 submitted by JP Labs II, LLC dba Robhots Edibles.
- Approval of Hearing Officer Findings and Order for Retail Marijuana Cultivation Facility located at 148 East Assembly Drive, Pueblo West, Colorado 81007 submitted by Nature's Gift Shop, LLC.

V. CONSENT HEARING AGENDA ITEMS

Chairperson Archuletta requested the staff memorandums and any applicable Findings and Orders be made part of the record of proceedings.

Mr. Casaus motioned to approve the consent hearing agenda listed below. Ms. Robinson seconded the motion. The motion carried unanimously.

LIQUOR LICENSES

- Application for a Special Events Permit for a Malt, Vinous and Spiritous Liquor License located at 7970 Highway 78 West, Beulah, Colorado 81023 submitted by Beulah Valley Arts Council for the date of October 29, 2022.

VI. REGULAR MEETING AGENDA ITEMS

MARIJUANA ESTABLISHMENT LICENSES

- Stipulation Agreement for a Retail Marijuana Cultivation Facility located at 2387 Little Burnt Mill Road, Pueblo, Colorado 81005 submitted by Ohana Mauna Gardens, LLC.

Mr. Blood explained due to untagged plants and violations a fine in the amount of \$4,000.00 would be be paid by the applicant within a 30-day period or a fine in the amount of \$3,500.00 if the applicant pays within a 10-day period upon approval from the Board.

Mr. Reyes motioned to approve the Stipulation Agreement for a Retail Marijuana Cultivation Facility located at 2387 Little Burnt Mill Road, Pueblo, Colorado 81005 submitted by Ohana Mauna Gardens, LLC. Ms. Robinson seconded the motion. The motion carried unanimously.

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- Renewal Application for a Retail Marijuana Cultivation Facility located at 3730 40th Lane, Avondale, Colorado 81022 submitted by Jun Zhang, Inc dba Coweeds Grow Ctr.

Mr. Aber explained the applicant went through a lengthy investigation which resulted in a stipulation, and they could possibly be transferring the license.

Discussion occurred

Ms. Robinson motioned to approve the Renewal Application for a Retail Marijuana Cultivation Facility located at 3730 40th Lane, Avondale, Colorado 81022 submitted by Jun Zhang, Inc dba Coweeds Grow Ctr. Ms. Stein seconded the motion. The motion carried unanimously.

- Renewal Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 37 North Silicon Drive, Unit A, Pueblo West, Colorado 81007 submitted by JP Labs II, LLC dba Robhots Edibles.

Ms. Dutcher motioned to approve the Renewal Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 37 North Silicon Drive, Unit A, Pueblo West, Colorado 81007 submitted by JP Labs II, LLC dba Robhots Edibles. Mr. Emerson seconded the motion. The motion carried unanimously.

- Renewal Application for a Retail Marijuana Cultivation Facility located at 2387 Little Burnt Mill Road, Pueblo, Colorado 81005 submitted by Ohana Mauna Gardens, LLC.

Ms. Robinson motioned to approve the Renewal Application for a Retail Marijuana Cultivation Facility located at 2387 Little Burnt Mill Road, Pueblo, Colorado 81005 submitted by Ohana Mauna Gardens, LLC. Mr. Casaus seconded the motion. The motion carried unanimously.

VII. REGULAR HEARING AGENDA ITEMS

LIQUOR LICENSES

- New Application for a Hotel and Restaurant with Optional Premises Liquor License located at 27050 Highway 50 East, Suite B1, Pueblo, Colorado 81006 submitted by AJ Foods, LLC dba Chelsey's.

Chairperson Archuletta opened the hearing.

Mr. Aber indicated at the time staff created the memo for this proceeding, the applicant had not submitted the required petition with signatures for staff to recommend approval.

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James Hawkes, 9008 Pine Avenue, Beulah, Colorado 81023, stated he had walked the neighborhood to collect signatures for the petition and brought those documents to the meeting with him to present to the Board.

Chairperson Archuletta entered the petition with signatures as Exhibit A.

Discussion occurred

IN FAVOR

No one spoke in favor.

IN OPPOSITION

There was no opposition.

REBUTTAL

There was no rebuttal.

Chairperson Archuletta closed the hearing.

MOTION

Mr. Casaus motioned to approve the New Application for a Hotel and Restaurant with Optional Premises Liquor License located at 27050 Highway 50 East, Suite B1, Pueblo, Colorado 81006 submitted by AJ Foods, LLC dba Chelsey's. Ms. Stein seconded the motion. The motion carried unanimously.

MARIJUANA ESTABLISHMENT LICENSES

- Re-Opened Hearing for an Extension Request on the Parking Plan for a Retail Marijuana Products Manufacturer located at 36 North Fabrication Drive, Unit C, Pueblo West, Colorado 81007 submitted by Gas and Grass, LLC dba Rollup.

Chairperson Archuletta opened the hearing.

Mr. Aber indicated staff recommend a fine in the amount of \$500.00 a day to remain consistent with the fine amount ordered by the Liquor and Marijuana Licensing Board for other applicants with the same issue.

Mr. Stuart Knight, attorney registration number 50076, 555 17th Street, Suite 3200, Denver, Colorado 80202, appeared via Zoom and indicated there had been an Off-Street Parking Plan submitted and asked for clarification on if there had been anything else the Planning and Development Department had been waiting on.

Discussion occurred

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Mr. Sherard Rodgers, owner of Gas and Grass, LLC dba Rollup, 8771 Miralago Way, Parkland, Florida 33076, appeared via Zoom.

Ms. Wallingford-Ingo, appeared via Zoom and stated the submission of the required letter had been a copy and not the original document. Due to the parking lot being shared, the Planning and Development Department would require the original letter from RG Custom Grow.

Discussion occurred

Chairperson Archuletta closed the hearing.

MOTION

Ms. Robinson motioned to amend the Hearing Officer's Findings and Order for a penalty of \$500.00 per day from July 10, 2022 until completion of the Off-Street Parking Plan or until January 9, 2023 for a Retail Marijuana Products Manufacturer located at 36 North Fabrication Drive, Unit C, Pueblo West, Colorado 81007 submitted by Gas and Grass, LLC dba Rollup. Ms. Stein seconded the motion. The motion passed with a 4-3 vote.

The votes were as follows:

Mr. Casaus – Yes
Mr. Emerson – No
Mr. Reyes – No
Ms. Dutcher – Yes
Ms. Robinson – Yes
Ms. Stein – Yes
Chairperson Archuletta – No

Ms. Robinson motioned to delegate authority to the Chair or Vice Chair to sign an updated Findings and Order for a Retail Marijuana Products Manufacturer located at 36 North Fabrication Drive, Unit C, Pueblo West, Colorado 81007 submitted by Gas and Grass, LLC dba Rollup. Mr. Casaus seconded the motion. The motion carried unanimously.

ADJOURN

There being no further regular business before the LMLB, the meeting was adjourned at 6:48 P.M. The next LMLB meeting is scheduled to be held on Monday, November 14, 2022, at 6:00 P.M. in the Commissioners' Chambers at the Pueblo County Courthouse, 215 West 10th Street.

Respectfully submitted,



AnaLinda Bermudez, Recording Secretary
Department of Planning and Development