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Debra A Green
Park County Clerk

**PARK COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS
Resolution No. 2018-25**

A RESOLUTION MAKING FINDINGS OF FACT, CONCLUSIONS AND ENTERING AN ORDER CONDITIONALLY GRANTING THE APPLICATION OF OLD SOUL MOUNTAIN, INC. DBA ROCKY MOUNTAIN BOB FOR MEDICAL MARIJUANA INFUSED PRODUCTS MANUFACTURING AND RETAIL MARIJUANA PRODUCTS MANUFACTURING LICENSES.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF PARK (the "Board") that the following findings of fact, conclusions and order are hereby adopted.

FINDINGS OF FACT, CONCLUSIONS AND ORDER

FINDINGS

1. This matter comes on for hearing upon the application of Old Soul Mountain, Inc. dba Rocky Mountain Bob ("Applicant") for Medical Marijuana Infused Products Manufacturing Facility and Retail Marijuana Products Manufacturing licenses at the subject site.

2. The application is complete and contains all the information required by Park County Ordinance Nos. 2016-1 and 2016-3 as amended. The Board further finds that the Applicant, its officers and shareholders are of good moral character.

3. Notice of a public hearing on the application was given in the manner prescribed by Ordinance.

4. A public hearing was held on the application on June 14, 2018, at which the Applicant and all interested parties were allowed to present testimony and evidence regarding the application and particularly the criteria for issuance of a license set forth in Ordinance Nos. 2016-1 and 2016-3.

5. At the commencement of the hearing the Chair read an opening statement and gave all interested persons the opportunity to object to the jurisdiction of the Board and to the procedure to be followed during the hearing. No objection to the Board's jurisdiction or to the procedure was made by anyone, including the Applicant.

6. The Applicant presented testimony and witnesses regarding the proposed marijuana establishment.

7. Persons in interest appeared to testify against the application.
8. While, as a courtesy one person who was not an inhabitant of the designated neighborhood was allowed to testify at the hearing the Board finds that such testimony was not relevant and the Board has not considered such testimony in arriving at its decision in this matter.
9. Prior to the hearing, canvassing of the adult inhabitants of the designated neighborhood was conducted pursuant to Subsection 7(h) of Ordinance No. 2016-1. 11 responses were received in opposition to the issuance of the licenses.

CONCLUSIONS

1. Based on the evidence adduced at the public hearing the Board concludes that there is sufficient evidence to allow it to conclude that the reasonable requirements of the neighborhood are not currently being met by existing retail marijuana establishments. Ordinance No. 16-01 § 7(h).
2. The Board further concludes, that while there was evidence that the desires of the adult inhabitants of the neighborhood oppose issuance of the license the sampling was so small as to render this data statistically unhelpful and that many if not all of the concerns of those inhabitants were addressed at the hearing and are mitigated by the conditions imposed below.
3. The Board concludes that, considered as a whole, the requirements for the issuance of Park County Medical Marijuana Infused Products Manufacturing Facility and Retail Marijuana Products Manufacturing licenses at the subject site are met. Ordinance Nos. 16-01 § 7(h) and 16-03(j).

ORDER

Based on the Findings and Conclusions set forth above, the application is GRANTED subject to the following conditions:

1. Applicant shall ensure that all requirements of the Park County Land Use regulations are met (e.g. sign code requirements, lighting, etc.).
2. Applicant shall abide by all Park County and State of Colorado licensing requirements.
3. Applicant shall work with Park County Environmental and Public Health departments to ensure that all related requirements are met.
4. Applicant shall install a commercial well and complete HASP Lease Agreement or shall submit water hauling receipts annually.

5. All representations and statements made by the Applicant in its application or at the public hearing on June 14, 2018, are incorporated into and made conditions of this License.
6. No signage identifying the premises as a marijuana establishment or facility is allowed.
7. Applicant shall participate in the cost of maintaining the private road providing access to the subject premises on an equitable basis.

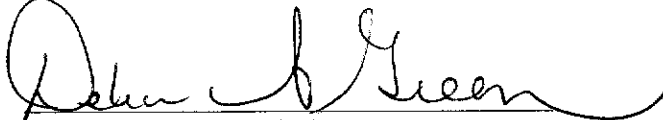
Moved, seconded, and approved this 21st day of June, 2018.

**PARK COUNTY BOARD OF COUNTY
COMMISSIONERS**



Mike Brazell, Chairman

ATTEST:



County Clerk

