

Chapter 8.38

Retail Marijuana Establishments Prohibited

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8.38.010 Definitions

The terms used in this Chapter, unless the context otherwise requires, shall have the same meanings defined in the Colorado Marijuana Code, Title 44, Article 10, Colorado Revised Statutes, as now existing or as hereafter amended by the state legislature (Ord. 17, §2, 2018; Ord. 4, 2022)

8.38.020 Retail Marijuana Establishments Prohibited

It is unlawful for any person to operate, cause to be operated, or permit to be operated, any retail marijuana establishment, including a retail marijuana store, marijuana cultivation facility, marijuana testing facility, or marijuana product manufacturing facility within the City limits, or within any area hereinafter annexed to the City, and also declares the same to be a public nuisance under Chapter 8.24.010 of the Delta Municipal Code.

8.38.030 Penalties

A. A violation of any provision of this Chapter shall be punishable by a fine in accordance with Chapter 1.08.

B. Each and every day a violation of the provisions of this Chapter is committed, exists or continues shall be deemed a separate offense.

C. The City is authorized to seek an injunction, abatement, restitution or any other remedy necessary to prevent, enjoin, abate, or remove the violation; and

D. Any remedies provided for herein shall be cumulative and not exclusive and shall be in addition to any other remedies provided by law or in equity. (Ord. 4, 2013; Ord. 4, 2022)