

STATE OF COLORADO)
) ss.
County of Otero)

At a Regular Meeting of the Board of County Commissioners for Otero County, Colorado, held at the Courthouse in La Junta, Colorado, on the 15th day of October, A.D., 2012, there were present:

☐
☒
☒
☒
☒

Kevin K. Karney, Chairman
Keith Goodwin, Commissioner
Jim Baldwin, Commissioner
Sharon Sisroy, Clerk to the Board
Jean Hinkle, County Administrator

when the following proceedings were had and done, to-wit:

Resolution #2012-019

A RESOLUTION OPPOSING AMENDMENT 64 “LEGALIZATION OF MARIJUANA FOR RECREATIONAL USE”.

WHEREAS, the “Colorado Marijuana Legalization Amendment, also known as Amendment 64” would make Colorado the first state in the United States to legalize marijuana for recreational purposes; and

WHEREAS, Amendment 64 would allow anyone twenty-one years or older to possess and consume up to one ounce of marijuana; and

WHEREAS, on November 2, 2010, Otero County voters considered the following ballot issue:

PURSUANT TO THE AUTHORITY GRANTED BY SECTION 12-43.3-106, COLORADO REVISED STATUTES, SHALL MEDICAL MARIJUANA CENTERS, OPTIONAL PREMISES CULTIVATION OPERATIONS AND MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURERS’ LICENSES, AS THOSE TERMS ARE DEFINED IN SECTION 12-43.3-104, COLORADO REVISED STATUTES, BE PROHIBITED WITHIN THE UNINCORPORATED BOUNDARIES OF OTERO COUNTY, COLORADO?

and

WHEREAS, a majority of the registered and eligible electors of Otero County voted to prohibit Medical Marijuana Centers, Optional Premises Cultivation Operations and Medical Marijuana-Infused Products Manufacturers’ Licenses within Otero County; and

WHEREAS, on February 22, 2011, the Otero County Board of Commissioners signed Resolution #2011-006 prohibiting the issuance of licenses for the operation of Medical Marijuana Centers, Optional Premises Cultivation Operations and Medical Marijuana-Infused Products Manufacturers within Otero County; and

WHEREAS, on July 25, 2011, the Otero County Board of Commissioners signed Resolution #2011-010 amending the “Otero County Land Use Code” at Article 3, Zoning, Division 3, Use Regulations, by adding Section 3-312, Prohibited Uses which reads as follows:

Section 3-312 Prohibited Uses

A. Medical Marijuana. The issuance of licenses for the operation of Medical Marijuana Centers, Optional Premises Cultivation Operations, and Medical Marijuana-Infused Products Manufacturers is prohibited within the unincorporated boundaries of Otero County, Colorado. (See Resolution No. 2011-006 adopted February 22, 2011.)

and

WHEREAS, Amendment 64 conflicts with federal law and jeopardizes federally-funded projects because drug-free workplace requirements may not be met; and

WHEREAS, passage of Amendment 64 would result in increased use of marijuana, harming our children and the educational environment in Colorado; and

WHEREAS, passage of Amendment 64 would harm Colorado’s image as a healthy place to live, work and raise a family; and

WHEREAS, passage of Amendment 64 would undermine workplace safety programs, expose workers to an increased risk of injury and increase liability to employers; and

WHEREAS, passage of Amendment 64 would put Coloradoans in danger of increased impaired driving; and

WHEREAS, passage of Amendment 64 would make Colorado the first state to try to profit from legalization of marijuana at the expense of its children;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Otero, Colorado, that:

1. The Otero County Board of Commissioners *opposes* Amendment 64 and the legalization of marijuana for recreational use and supports the “**No on 64**” campaign to defeat this harmful measure on the November 2012 ballot.