

NATURAL MEDICINE BUSINESS ORDINANCE

DISCUSSION/DIRECTION

TOWN COUNCIL
JULY 2, 2024



STATE OF COLORADO

November 2022 – Citizen-initiated ballot measure

- Colorado voters approved the Natural Medicine Health Act, a citizen-initiated measure intended to decriminalize the use of certain plants or fungi for people 21 years of age and older

May 2023 – Senate Bill 23-290

- “Natural Medicine Regulation and Legalization” act - clarifies and sets the regulatory framework for a regulated natural medicine program in Colorado
- Unlike retail and medical marijuana, the State Code does not give the option of “saying no” to “natural medicine” businesses. Local jurisdiction may regulate specific items.

NATURAL MEDICINE REGULATION AND LEGALIZATION BILL

The State Code allows municipalities to enact ordinances which:

- (i) Regulate the time, place and manner of the operation of natural medicine business licenses issued by the State;
- (ii) Limit the areas where the cultivation, manufacturing, testing, storage, distribution, transfer and dispensation of natural medicine and natural medicine product may be permitted; and
- (iii) Establish the distance restrictions for buildings where natural medicine services are provided within the vicinity of a child care center, preschool, elementary, middle, junior or high school, residential child care facility, or residential dwelling.

Section 44-50-104(5)(a), C.R.S.

NATURAL MEDICINE REGULATION AND LEGALIZATION BILL

Natural medicine business means any of the following entities licensed under the Regulatory Act and includes a natural medicine healing center, a natural medicine cultivation facility, a natural medicine products manufacturer, or a natural medicine testing facility, or another licensed entity created by the state licensing authority.

Natural medicine healing center means a facility where an entity is licensed by the state licensing authority that permits a facilitator as defined by the Regulatory Act, to provide and supervise natural medicine services for a participant as defined by the Regulatory Act, which includes a participant consuming and experiencing the effects of regulated natural medicine or regulated natural medicine product under the supervision of a facilitator.

RECOMMENDATION

Proposed Castle Rock ordinance would:

- Allow natural medicine businesses in Light Industrial (I-1) and General Industrial (I-2) zoned land, subject to the following restrictions:
 - A. 1,000 feet from **the property line** of a child care center; preschool; elementary, middle, junior or highschool; or a residential child care facility (schools)
 - B. 1,000 feet from **the property line** of single-family dwellings, duplexes, or multi-family dwellings (residential)
 - C. A & B do not apply to licensed facilities on land owned by the Town or State, or to licensed facilities that exist BEFORE a school or residence is built
- Restrict hours of operation between 8:00 am to 5:00 pm, Monday through Friday.

RECOMMENDATION

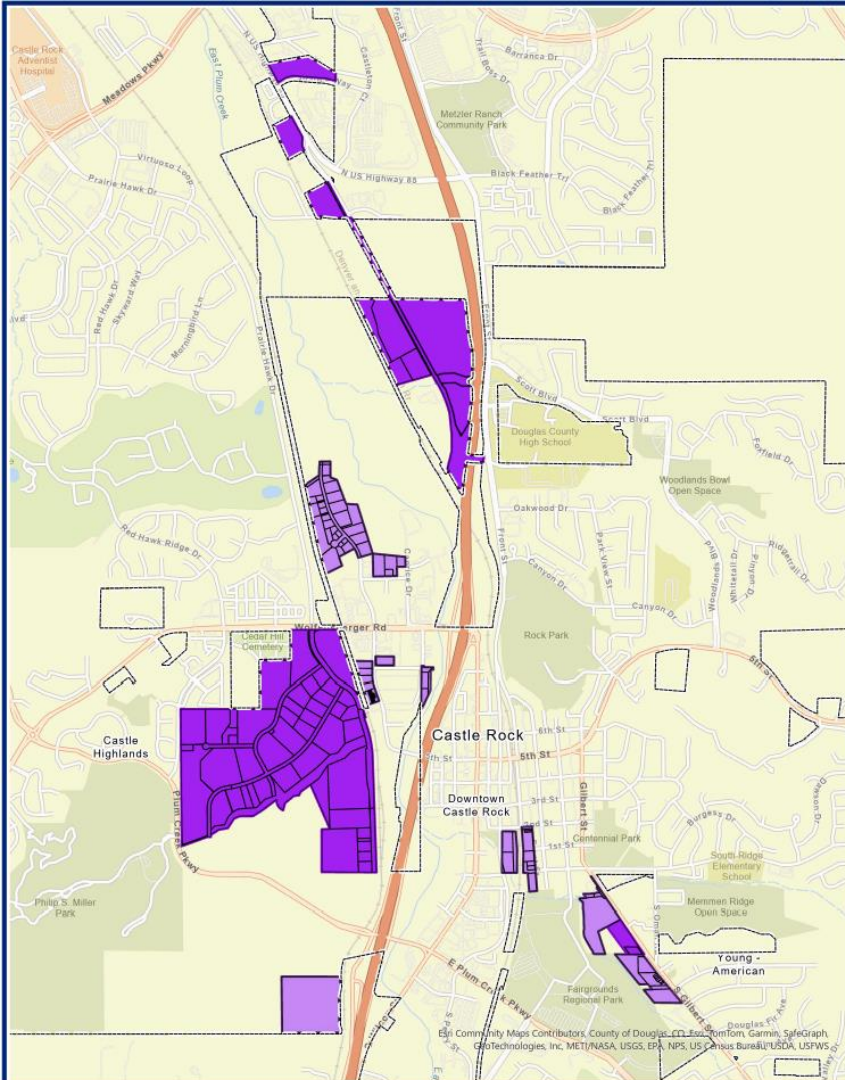
Additionally, the propose ordinance that would:

- Limit public view into businesses
- Require storage of materials within permanent building
- Require clearly illuminated facilities with downward facing security lighting
- Confine odors to the premises
- Require secure disposal of product remnants or by-product
- Prohibit processing of medicine with hazardous materials

LAND ZONED I-1 AND I-2

Existing I-1 and I-2 land shown in purple.











Town code does not allow any new land to be zoned I-1 or I-2 after June 1, 2022.













Legend

- ToCR Boundary
- ToCR Parcel Lines
- I-1
- I-2 Industrial

Legend

	Interstate		ToCR Parcel Lines		Residential 1000 ft Buffer
	Major Streets		DC Schools 1000 ft Buffer		Child Care 1000 ft Buffer
	ToCR Boundary		Daycares 1000 ft Buffer		
	I-1				
	I-2 Industrial				

- | | | |
|--|---|--|
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|  I-1 | | |
|  I-2 Industrial | | |

RECOMMENDATION

Staff recommends that Natural Medicine Businesses be regulated in the Town of Castle Rock and limited to the Industrial I-1 and I-2 zoning districts, subject to buffering from the property line of residential and school/daycare uses as presented.

PROPOSED MOTIONS

“I move to direct the Town Attorney to place the draft ordinance regulating natural medicine businesses on the agenda for the July 16th regular meeting.”

DISCUSSION/QUESTIONS



THANK YOU