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**MEMORANDUM**

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**TO: MAYOR AND TOWN COUNCIL**  
**FROM: STACEY NELL, TOWN CLERK**  
**RE: SB24-076 & BIENNIAL RENEWAL PERIODS FOR MARIJUANA LICENSES**  
**DATE: SEPTEMBER 24, 2024**

**Summary:** Frisco’s Town Code 180-5.2.6(D) establishes the Town Clerk as the Local Licensing Authority for Marijuana Licensing in the Town of Frisco. During today’s Work Session, I am seeking direction from Town Council to extend the licensing period for both Retail and Medical Marijuana Licenses from a period of one year, to two years, after the passing of [Senate Bill 24-076](#).

**Background:** Amendments 20 and 64 to the Colorado Constitution were passed by voters on the Colorado General Election ballots in 2000 and 2012, respectively. In 2000, medical marijuana was legalized. In 2012, the sale, possession, and consumption of recreational marijuana was legalized in Colorado. During the 2024 Colorado Legislative Session, [Senate Bill 24-076](#) titled “Streamline Marijuana Regulation” passed in the State legislature, and was signed into law by Governor Polis on June 5. There are many facets to this legislation, but today staff seeks direction from Council regarding the amendment of C.R.S. 44-10-313(6)(b)(I) to allow State Marijuana Licenses to extend to a two-year renewal period at the State level, and allows Local Licensing Authorities (such as the Town of Frisco), to exercise our home rule authority and determine if our Town-issued licenses should also move to a two-year licensing period. Businesses who sell Marijuana who are located in Colorado must hold a State-issued Marijuana License. Businesses who sell Marijuana located in the Town of Frisco, additionally need to hold a Town-issued Marijuana License.

**Analysis:** The current breakdown of Marijuana Licenses in the Town of Frisco is below.

There are currently 3 Marijuana licenses issued in the Town of Frisco:

- RJJ Frisco LLC DBA Native Roots – Medical
- RJJ Frisco LLC DBA Native Roots – Retail
- Tumbleweed Frisco LLC DBA Tumbleweed – Retail

Renewal fees for Town-issued Marijuana Licenses in the Town of Frisco are as follows:

- Medical Marijuana License: \$1,500.00 per year
- Retail Marijuana License: \$3,000.00 per year

Renewal fees for State-issued Marijuana Licenses are based on the State of Colorado Marijuana Enforcement Division's Regulation 2-205. Both Medical and Retail Marijuana Licenses are currently listed as \$4,840.00 per year.

**Financial Impact:** If Council decides to require that Marijuana Licensees pay their renewal fees for two years at a time, the only financial impact would be a positive difference on the revenue side of the Town's budget. Otherwise, there would be no change.

**Alignment with Strategic Plan:** The efficient administration of all types of licenses is a Quality Core Service that the Town Clerk is proud to facilitate for Frisco's business community. By doing so, the Town Supports a Thriving Economy in Frisco by communicating with businesses what their responsibilities are under Town Code to maintain compliance. By moving to an extended licensing time period, business' expiration dates of their Marijuana Licenses will remain consistent between the State and Town, keeping things streamlined for businesses who hold Marijuana Licenses in the community.

**Environmental Sustainability:** No anticipated significant Environmental Sustainability impacts.

**Staff Recommendation:** Moving to a two-year Marijuana licensing period does not remove the Town's ability at any time throughout the licensing period to cause a disciplinary hearing or impose disciplinary action on a Town-issued Marijuana license. Moving to a two-year Marijuana licensing period will alleviate a significant amount of detailed administrative efforts of the Town Clerk's office, and the Community Development Department's Building Inspection, Planning, and Code Enforcement Divisions. Staff still plan on remaining in communication with these businesses, especially within the Police Department and Town Clerk's office, to continue to foster a productive working relationship between Town staff and these local businesses. Moving to a two-year Marijuana licensing period also alleviates administrative work for our local businesses. Staff recommends that Council approve the Town Clerk to issue Marijuana licenses for a two-year licensing period and collect Town fees for the same period of time.

**Reviews and Approvals:**

Thad Renaud, Town Attorney

**Attachments:**

Attachment 1 – SB24-076 "Streamline Marijuana Regulation"

Attachment 2 - Frisco Town Code 180.52 (Marijuana Sections Only)