

**TOWN OF SILT  
RESOLUTION NO. 34  
SERIES OF 2020**

**A RESOLUTION APPROVING THE 3<sup>RD</sup> RENEWAL OF A SPECIAL USE PERMIT FOR THE HIGH Q RETAIL MARIJUANA STORE ON A PROPERTY KNOWN AS LOTS 17-19 (PORTIONS), BLOCK 20, ORIGINAL TOWNSITE, ALSO KNOWN AS PARCEL # 217910215010, AND COMMONLY KNOWN AS 730 MAIN STREET, TOWN OF SILT, GARFIELD COUNTY, STATE OF COLORADO**

**WHEREAS**, on or about July 29, 2014, High Q LLC, 319 AABC, Unit D, Aspen, Colorado, 81611 (“Applicant”) filed a retail marijuana store application with the Town of Silt (“Town”), such establishment proposed on a property known as Lots 17-19 (portion), Block 20, also known as Parcel # 217910215010, and commonly known as 730 Main Street, Town of Silt, Garfield County, state of Colorado (“Subject Property”); and

**WHEREAS**, on or about July 29, 2014, the Applicant filed a special use permit (“SUP”) for the proposed retail marijuana store, as the Subject Property is located in a B-1 General Business District; and

**WHEREAS**, pursuant to Titles 5 and 17 of the Silt Municipal Code (“Code”), the Town processed the applications as required by the code, and forwarded the SUP Application as well as staff comments about the Application in various memoranda to the Town Planning & Zoning Commission (“Commission”); and

**WHEREAS**, the Applicant submitted to the Town, and the Town documented the return receipts for the September 22, 2014 Board of Trustee public hearing to consider the applications; and

**WHEREAS**, on or about September 2, 2014, the Commission recommended to the Board of Trustees (“Board”) approval of the High Q LLC Retail Marijuana Store Special Use Permit, with conditions as stated in the staff report and this resolution; and

**WHEREAS**, on or about September 22, 2014, the Board held a public hearing to consider the High Q LLC Retail Marijuana Store Special Use Permit Application at the Board’s regularly scheduled meeting; and

**WHEREAS**, on or about September 22, 2014, the Board made a motion, but the motion did not have the affirmative votes to pass; and

**WHEREAS**, on or about September 26, 2014, the applicant requested the Board of Trustees reconsider the SUP again during the October 13, 2014 regular Board of Trustees meeting; and

**WHEREAS**, on or about October 7, 2014, the Planning and Zoning Commission reaffirmed their unanimous recommendation of the SUP to the Board of Trustees; and

**WHEREAS**, on or about October 13, 2014, the Board of Trustees approved Resolution 37, Series of 2014, approving the High Q LLC Retail Marijuana Store Special Use Permit; and

**WHEREAS**, on or about September 12, 2016, the Board of Trustees approved Resolution 31, Series of 2016, approving the renewal of the High Q LLC Retail Marijuana Store Special Use Permit for another two years; and

**WHEREAS**, on or about October 9, 2018, the Board of Trustees approved Resolution No. 30, Series of 2018, approving the renewal of the High Q LLC Retail Marijuana Store Special Use Permit for another two years; and

**WHEREAS**, upon proper consideration and review of the High Q LLC Retail Marijuana Store Special Use Permit 3<sup>rd</sup> renewal request, the Board has determined that renewal of the special use permit is in the best interests of the Town and its residents; and

**WHEREAS**, the Board finds that the Applicant has substantially met the requirements of Silt Municipal Code Chapters 5.32 and 17.78 and other sections and that renewal of the High Q LLC Retail Marijuana Store Special Use Permit should be approved and issued.

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE TOWN OF SILT, COLORADO, THAT** the 3<sup>rd</sup> renewal of the High Q LLC Retail Marijuana Store Special Use Permit is hereby approved and shall be issued on that property known as 730 Main Street, otherwise known as Parcel Number 217910215010, Lots 17-19 (Portion), Block 20, Original Town Site, within the Town of Silt, Garfield County, state of Colorado subject to the following conditions:

- 1) That all statements made by the applicant both in the application and in meetings before the Board of Trustees, be considered conditions of approval, unless modified in the following conditions:
- 2) That the Applicant abide by all those conditions as imposed by Resolution 37, Series of 2014;
- 3) That the Applicant pays all fees associated with the Town's review and approval of renewal of the special use permit, including but not limited to attorney, engineering, planning, administrative and other related costs;
- 4) That the Applicant (or his heirs, successors, or assigns), if she wishes to continue utilizing the property in the above stated manner, submits a written request to the Board of Trustees not fewer than twenty (20) days prior to the end date of the renewal of the SUP, such request to be considered by the Board of Trustees in a regular meeting. Such written request must state the reason for the

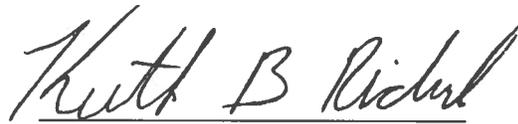
SUP extension request. The Applicant (or its heirs, successors, or assigns), shall be in good standing with the Town with regards to payment of utility bills and maintenance of the property; and

- 5) That the Board of Trustees reviews the High Q Special Use Permit every two (2) years, beginning on the date of approval by the Board of Trustees, and continuing thereafter until or unless such occupancy is discontinued, and determines in its sole discretion, that continuation of this Special Use Permit is in the best interests of its citizens.

**INTRODUCED, READ, PASSED AND ADOPTED** at a regular meeting of the Board of Trustees of the Town of Silt, Colorado held on the 14<sup>th</sup> day of September, 2020.

TOWN OF SILT

ATTEST:



Mayor Keith B. Richel

  
Town Clerk Sheila M. McIntyre, CMC