

ORDINANCE NO. 21-1257

ORDINANCE AMENDING THE CITY OF GRANTS' OFFICIAL LAND USE CODE ORDINANCE AMENDING TABLE 3.2 TO ALLOW SPECIFIC USES AND AMENDING EXISTING SPECIFIC USE TYPE DESCRIPTIONS AND AMENDING USE REGULATIONS 3.3 TO ADD USE-SPECIFIC STANDARDS; AND FURTHER REPEALING CONFLICTING PROVISIONS IN ORDINANCE 12-1197;

WHEREAS, the Code Enforcement Office for the City of Grants proposed that the City of Grants Land Use Code, Ordinance No. 12-1197, (the "Land Use Code") be amended and that the following usages be added to the City of Grants Land Use Table, Table 3.2 and the following Use-Specific Standards be added to 3.3 Use Regulations;

Specific Use Type	A-1	A-R	R-1	R-T	R-MF	R-MHP	MR	MR-1	C-1	C-2	M-1	M-2	SU-1	Use Specific Standard
Cannabis Testing Laboratory											C			3.3.1 AF
Cannabis Manufacturer										C	C		C	3.3.1 AF
Cannabis Producer											C		C	3.3.1 AF
Cannabis Retailer										C			C	3.3.1 AF
Cannabis Research Laboratory											C		C	3.3.1 AF
Cannabis Consumption Area										C			C	3.3.1 AF 3.3.1 AG
Cannabis Medical										C			C	3.3.1 AF
Cannabis Producer Microbusiness										C			C	3.3.1 AF
Cannabis Courier										C			C	3.3.1 AF

3.3 USE REGULATIONS

3.3.1 Use-Specific Standard

AF. Cannabis- Santa Fe Commercial Corridor on Santa Fe Ave. from Old Hwy 66 (aka McBride Road) to South 53 is considered a No Cannabis Zone and no Cannabis business of any kind will be allowed.

AG. Cannabis Consumption Area allowed only with an approved Retail Establishment Permit.

WHEREAS, the Code Enforcement Office for the City of Grants proposed that the City of Grants Land Use Code, Ordinance No. 12-1197, (the "Land Use Code") be amended and that the following Specific Use Type descriptions be amended as follows:

Agricultural Activities to read **Agricultural Activities (Non-Cannabis)**

Greenhouse or Nursery; Landscaper to read **Greenhouse or Nursery; Landscaper (Non-Cannabis)**

WHEREAS, at a public hearing held on Wednesday September 8, 2021, the Planning and Zoning Commission of the City of Grants considered the Code Enforcement Office proposal to amend the Land Use Code and to add usages to the City of Grants Land Use Table, Table 3.2, to add Use-Specific Standards to 3.3 Use Regulations, and to amend Specific Use Types descriptions;

WHEREAS, at the public hearing held on September 8, 2021 the Planning and Zoning Commission recommended amendment of the Land Use Code table, finding that the proposed amendments will not adversely affect the implementation of the goals and policies of the City's Comprehensive plan; The proposed

amendment will not adversely impact the public health, safety or general welfare and will promote the original purposes of the Land Use Code. These findings fulfill the requirement stated in Section 6.3.2(D) of the Land Use Code;

WHEREAS, the City Council, after public hearing and review and consideration of the record in its entirety, including the relevant supporting materials, the staff report prepared by the Code Enforcement Officer, and the public testimony provided, accepts the recommendation of the Planning and Zoning Commission and adopts the findings made by the Planning and Zoning Commission; and

WHEREAS, capitalized terms used but not defined in this Ordinance have the meanings given to them in the Land Use Code.

NOW THEREFORE BE IT RESOLVED by the City Council that:

1. The City Council adopts the findings and recommendation of the Planning and Zoning Commission in their entirety;
2. The following amendments are hereby allowed to the City of Grants Land Use Code:

Specific Use Type	A-1	A-R	R-1	R-T	R-MF	R-MHP	MR	MR-1	C-1	C-2	M-1	M-2	SU-1	Use Specific Standard
Cannabis Testing Laboratory											C			3.3.1 AF
Cannabis Manufacturer										C	C		C	3.3.1 AF
Cannabis Producer											C		C	3.3.1 AF
Cannabis Retailer										C			C	3.3.1 AF
Cannabis Research Laboratory											C		C	3.3.1 AF
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Agricultural Activities to read **Agricultural Activities (Non-Cannabis)**

Greenhouse or Nursery; Landscaper to read **Greenhouse or Nursery; Landscaper (Non-Cannabis)**

3. The City Council hereby amends the Land Use Code and adopts these changes as part of the Land Use Code of the City of Grants;
4. Conflicting provisions contained in Ordinance 12-1197 are hereby repealed.

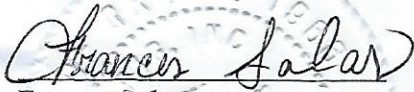
Effective Date. This Ordinance shall become effective on the 29th day of November, 2021.

PASSED, APPROVED AND ADOPTED this 18 day of November, 2021.



MARTIN W. HICKS, MAYOR
CITY OF GRANTS

ATTEST:



Frances Salas,
CITY CLERK

