

ORDINANCE NO. 2023-03

**AN ORDINANCE AMENDING ARTICLE IV – MARIJUANA  
BUSINESSES OF CHAPTER 8 – BUISNESSES AND BUISNESS  
LICENSES TO CREATE SEC. 8-111 – SERVICE WINDOWS OF  
MARIJUANA BUSINESSES OF THE LOG LANE VILLAGE  
MUNICIPAL CODE**

WHEREAS, the Town of Log Lane Village, has received requests by marijuana businesses to have service windows also known as a drive thru; and

WHEREAS, the Town of Log Lane Village Municipal Code does not currently address service windows of marijuana business; and

WHEREAS, the Town of Log Lane Village, has determined that it is in the best interest of the Town to allow service windows at marijuana businesses; and

WHEREAS, the Board of Trustees has determined that it is appropriate to amend the Log Lane Village Municipal Code, Chapter 8 Businesses and Business Licenses, Article IV Marijuana Businesses to include Sec. 8-111 Service Windows of Marijuana Businesses;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LOG LANE VILLAGE, COLORADO AS FOLLOWS:

**Section 1. Definitions.**

*Bullet-resistant glass* - means acrylic, polycarbonate, or other durable material capable of absorbing the impact of a bullet in order to minimize the likelihood of breakage

*Security Shutters* - means interior or exterior accordion, rolling, or bifold shutters made of steel or aluminum.

*Service Window* – means a window where customers of a medical and/or retail marijuana store can walk up, drive up, or both for the purpose of purchasing cannabis.

**Section 2. Service Window Requirements.**

In addition to the requirements in the Colorado Marijuana Code and any rules or regulations adopted pursuant thereto, medical and retail marijuana stores offering a service window(s) must comply with the following regulations:

2.1 Medical or retail marijuana stores offering a service window shall comply with the following signage and lighting requirements:

(a) The licensee shall post one informational sign at each service window, in a place visible to customers and patients utilizing the service window. The informational sign must be clear and

readable, not less than 22 inches wide and 26 inches in height. The informational sign must contain the following statements:

- (1) You must be 21 or older to purchase retail marijuana.
- (2) You must be 18 or older and possess a valid medical marijuana registry card to purchase medical marijuana.
- (3) It is against the law to provide marijuana to a person under 21 years of age.
- (4) It is against the law to use or be under the influence of marijuana while driving.
- (5) It is against the law to consume marijuana in public.
- (6) Marijuana will not be sold to a visibly intoxicated person.

(b) The licensee shall not display a menu of products available for purchase at or near the service window. The licensee may provide customers and patients with a handheld menu or an online menu that customers and patients can access through a handheld electronic device.

(c) No additional signage is permitted, unless the signage is purely directional, indicating to customers and patients where to enter, turn, or exit to access service window lanes, but in any case, may not contain any advertising.

(d) The licensee shall have lighting that promotes the safety of customers and patients accessing a service window.

2.2 Marijuana businesses offering a service window shall comply with the following transfer requirements:

(a) Prior to accepting an order at a service window, the licensee must physically inspect the identification for each customer or patient making a purchase. The licensee must verify that each identification is valid using an electronic ID scanner and that each customer or patient is of age to purchase cannabis.

(b) The licensee shall not sell regulated marijuana to a person who is visibly intoxicated.

2.3 Any medical or retail marijuana store offering a service window shall comply with the following safety requirements:

(a) For transfers of cannabis through a service window to customers or patients in a motor vehicle, the video surveillance must record the front and back of the vehicle, including the license plate(s) on the vehicle such that the license plate number can be clearly identified.

(b) A service window must be composed of bullet-resistant glass. The service window must be securely closed at all times except when opened to take an order or complete a transaction. The window must not be left open when unattended. When the service window is closed to the public, the window must be secured using security shutters.

2.4 Prior to operating a service window, medical and retail marijuana businesses shall submit a modification of premises application to the Town. The modification of premises application shall contain an updated floor plan identifying the service window and any other required features.

Section 3. Severability. Should any one or more sections or provisions of this Ordinance or of any of the primary or secondary codes adopted by reference be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance or the codes adopted by reference hereby, the intention being that the various sections and provisions are severable.

Section 4. Interpretation. This Ordinance shall be so interpreted and construed as to effectuate its general purpose.

Section 5. Effective Date. This ordinance shall take effect thirty (30) days after publication as provided by law.

PASSED, ADOPTED AND APPROVED THIS 14<sup>th</sup> DAY OF JUNE, 2023.

TOWN OF LOG LANE VILLAGE

BY:   
MAYOR

ATTEST:

  
TOWN CLERK