



PETITION STATEMENT OF SUFFICIENCY

IO 2022-005 Petition Title:

**AN ORDINANCE PERTAINING TO
A SPECIAL RETAIL/RECREATION MARIJUANA SALES TAX**

Section 1. The ordinances of the City Code of Colorado Springs are amended to:

- (a) In addition to paying any other tax imposed on the sale of Retail/Recreation Marijuana and notwithstanding any provision of the Colorado Springs City Code ("City Code") that may be interpreted to prohibit a special Retail/Recreation Marijuana Sales Tax including section 2.2.101.B of the City Code, every purchaser of Retail/Recreation Marijuana from a Retail/Recreation Marijuana Store shall pay a City tax of five percent (5%) of the amount of the sale (referred to in this ordinance as the "Retail/Recreation Marijuana Sales Tax").
- (b) For purposes of this ordinance:
 - (i) "Retail/Recreation Marijuana" means "marijuana" and "marijuana products," as those terms are defined in and authorized by state law including section 16(2)(f) and 16(2)(k) of article XVIII of the Colorado Constitution.
 - (ii) "Retail/Recreation Marijuana Business" means a licensed Retail/Recreation Marijuana Store, a licensed Retail/Recreation Marijuana cultivation facility, a licensed Retail/Recreation Marijuana products manufacturer, a licensed Retail/Recreation Marijuana testing facility, a licensed Retail/Recreation Marijuana Business operator, a licensed Retail/Recreation Marijuana transporter, and any other marijuana enterprise that is authorized by state statute or rule and/or City ordinance or rule and licensed to conduct business regarding Retail/Recreation Marijuana as defined in this ordinance.
 - (iii) "Retail/Recreation Marijuana Store" means an entity licensed to purchase Retail/Recreation Marijuana from marijuana cultivation facilities and marijuana and marijuana products from marijuana product manufacturing facilities and to sell marijuana and marijuana products to consumers, in the same manner as a "retail marijuana store" as provided in section 16(2)(n) of article XVIII of the Colorado Constitution.
- (c) The revenue from the Retail/Recreation Marijuana Sales Tax shall be appropriated in amounts, subject to the City Council's discretion, only for the following purposes:
 - (i) public safety programs;

(ii) mental health services; and

(iii) post-traumatic stress disorder treatment programs for veterans.

(d) Each year after this ordinance becomes effective and the City has collected the Retail/Recreation Marijuana Sales Tax, the revenue from that tax shall be subject to an independent citizen audit by a three-person panel, appointed by the mayor, of persons familiar with generally accepted accounting practices and municipal government. Such audit shall be made readily available to the public.

Section 2. All Retail/Recreation Marijuana Sales Tax revenue shall be a voter-approved revenue change, exempt from all spending and revenue limits including but not limited to section 7-90 of article VII of the City Charter and section 20 of article X of the Colorado Constitution.

Section 3. The provisions of Article 7 (The City of Colorado Springs Sales and Use Tax Code) of Chapter 2 of the Colorado Springs Municipal Code shall apply to this ordinance, provided that this section shall not prohibit enactment of amendments to Article 7 of Chapter 2 of the Colorado Springs City Code not in conflict with this ordinance.

Section 4. If approved by a majority of voters of the City of Colorado Springs who cast ballots at the statewide general election held in November 2022, this ordinance shall be effective on and after April 1, 2023.

Petitioner's Committee: Karlie Van Arnam, Renze Waddington, William Martin, Abbagail Kelly and Anthony Carlson

Petition Name: Special Retail/Recreational Marijuana Sales Tax
Election: 2022 Coordinated Election
Election Date: November 8, 2022

Date on which the petition was submitted for verification: June 17, 2022

| | |
|---|--------|
| Total number of signature lines submitted: | 51,862 |
| Total number of signature lines not accepted: | 31,004 |
| Total number of signature lines accepted: | 20,858 |
| Total number of valid signature lines required: | 19,245 |

Petition signature requirements are hereby determined to be: **SUFFICIENT**.

Signed this 15th day of July, 2022.



Sarah B. Johnson
City Clerk

Petition: Special Retail/Recreational Marijuana Sales Tax

Petition Verification Signature Line Summary

Verified

20858
Total: 20858

Rejected

| | | |
|-----|---------------------------|--------------|
| NIC | Not in City | 5300 |
| WA | Wrong Address | 3264 |
| NL | Not Legible | 1303 |
| DUP | Duplicate Signature | 2557 |
| PO | Post Office Box Used | 134 |
| | Date Signed after Date on | |
| DT | Notary Jurat | 181 |
| SO | Strike-Out | 451 |
| NR | Not a Registered Voter | 15813 |
| INC | Incomplete | 2001 |
| | Total: | 31004 |

Blank

113138
Total: 113138

Total Petition Signature Lines: 165000

Petition Verification Packet Summary

Verified

1454
Total: 1454

Petition: Special Retail/Recreational Marijuana Sales Tax

Returned

30
Total: 30

Rejected

| | | |
|----|-------------------------|-----------|
| | Circulator Affidavit | |
| CA | Incomplete | 2 |
| NJ | Notary Jurat Incomplete | 19 |
| | Total: | 21 |

Not Returned

145
Total: 145

Total Petition Packets: 1650