

CITY OF CRAIG

ORDINANCE NO. 1166 (2025)

**AN ORDINANCE OF THE CITY OF CRAIG IMPOSING A MORATORIUM ON
THE SUBMISSION, ACCEPTANCE,
PROCESSING, AND APPROVAL OF APPLICATIONS FOR THE ESTABLISHMENT
OF BUSINESS THAT CULTIVATES, PROCESSES, OR DISPENSES NATURAL
MEDICINE OR THE ESTABLISHMENT OF ANY BUSINESS, OCCUPATION, OR
OPERATION FOR HEALING CENTERS**

WHEREAS, the City of Craig, Colorado is duly organized and validly exists as a Home Rule City under Article XX, Section 6 of the Colorado Constitution and the City Charter; and

WHEREAS, voters for the State of Colorado voted to adopt Proposition 122, which amended Title 12 of the Colorado Revised Statutes to include Article 170, which is now designated as the "Natural Medicine Health Act of 2022" (Act); and

WHEREAS, C.R.S. § 12-170-104(12)(a)(I)-(II) establishes that "natural medicine" currently applies to psilocybin and psilocin; and

WHEREAS, C.R.S. § 12-170-104(8) defines "healing center" as a facility licensed by the state licensing authority that permits a facilitator to provide and supervise natural medicine services for a participant; and

WHEREAS, C.R.S. § 12-170-101, *et seq.* establishes regulated access by adults 21 years of age and older to natural medicines and authorizes the State Department of Regulatory Agencies (DORA) and the State Department of Revenue (DOR) to promulgate and enact regulations pertaining to the Act including, but not limited to, licensing and training provisions pertaining to the administration and use of natural medicine; and

WHEREAS, pursuant to C.R.S. § 12-170-112, a municipality shall not prohibit a properly licensed facilitator from providing natural medicine services within its boundaries nor shall it adopt ordinances that are unreasonable or in conflict with the Act; and

WHEREAS, pursuant to C.R.S. § 12-170-115, a municipality shall not adopt, enact, or enforce any ordinance, rule, or resolution that is otherwise in conflict with the provisions of Title 12, Article 170 of Colorado Revised Statutes; and

WHEREAS, the City's Code contains Land Use and Development standards enacted to protect the health, safety, and welfare of residents of the City; and

WHEREAS, under the City's current Land Use and Development standards, the operation of Natural Medicine facilities and operations and Healing Centers are not permitted land uses and the City has not approved any such land use; and

WHEREAS, the City does not currently have any zoning regulations addressing Healing Centers and Natural Medicine facilities and operations; and

WHEREAS, DORA and DOR have recently issued regulations pertaining to the Natural Medicine Act and the City requires an appropriate amount of time to thoroughly review such regulations to determine what, if any, additional regulations can and/or need to be adopted by the City; and

WHEREAS, the City requires additional time to research, prepare and propose for adoption any and all other regulations within its authority including, but not limited to, time, place, and manner of operation regulations for Healing Center and Natural Medicine facilities and operations; and

WHEREAS, the moratorium imposed by this Ordinance is intended to prevent the operation of Natural Medicine and/or Healing Center facilities and operations in the City on a temporary basis in order to allow the City to research, analyze and apply the state of the law and regulations, to draft appropriate ordinances pertaining to the same, and to allow public comment prior to adoption of any such ordinance; to ensure that prospective operators and owners of Healing Centers and/or Natural Medicine facilities and operations are able to make business and investment decisions with sufficient knowledge of local ordinances surrounding the same; and in order to protect the health, safety, and welfare of the residents of the City; and

WHEREAS, in light of the foregoing, the City Council wishes to institute a six (6) month moratorium on the submission, acceptance, processing, and approval of applications for the establishment of a business that cultivates, processes, or dispenses natural medicine and the establishment of any business, occupation, or operation for Healing Centers or Natural Medicine in the City after the date of adoption of this Ordinance. The City Council will review the information available pertaining to implementation of Healing Centers and/or Natural Medicine facilities after 6 months and may elect to extend the moratorium an additional six months if more information is required at that time.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CRAIG, COLORADO, AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein as conclusions, facts, determinations, and findings by City Council.

Section 2. Temporary Moratorium.

- (a) Restrictions. During the effective term of this Ordinance, there shall be no submission, acceptance, processing, or approval of applications for the establishment of a business that cultivates, processes, or dispenses natural medicine or the establishment of any business, occupation, or operation of Healing Centers or Natural Medicine operations or facilities, as defined by Colorado Revised Statutes and any applicable and authorized regulations, in the City limits of Craig.
- (b) Termination. This moratorium shall terminate on the 8th day of October 2025 unless it is terminated at an earlier date or extended by Resolution by the Craig City Council.

Section 3. Severability. The provisions of this Ordinance are severable and the invalidity of any section, phrase, clause, or portion of the Ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of the Ordinance.

Section 4. The City Council deems it appropriate to publish the title of this Ordinance, together with a summary of the Ordinance and with a statement that the text is available for public inspection and acquisition in the office of the City Clerk.

Section 5. This Ordinance is enacted pursuant to the City's authority to act under its police power to protect and preserve the general welfare of the City and its citizens.

Section 6. This Ordinance shall be effective immediately upon passage.

**READ, APPROVED AND ORDERED PUBLISHED ON FIRST READING THIS
____ DAY OF APRIL, 2025 BY THE CITY COUNCIL OF THE CITY OF CRAIG,
COLORADO.**

Chris Nichols, Mayor

Attest:

Katie Carmody, City Clerk

Votes in favor: ____

Votes opposed: ____

Votes abstained: ____

FOLLOWING SECOND READING, PASSED AND BE IT ORDAINED BY THE CITY COUNCIL THE CITY OF CRAIG THIS ____ DAY OF APRIL, 2025.

Derek Duran, Mayor Pro Tempore

Attest:

Katie Carmody, City Clerk

Votes in favor: ____

Votes opposed: ____

Votes abstained: ____