



*A Place To Call Home*

MARIJUANA ESTABLISHMENT  
CONDITIONAL USE PERMIT  
CITY OF HENDERSON – DISCLAIMER

**Each owner, operator, consultant or board member must initial each disclaimer and sign this document.**

I, \_\_\_\_\_, the undersigned representing: \_\_\_\_\_, acknowledge that I have obtained and examined a copy of Section 18.01.030 of the Henderson Municipal Code – Fees for Applications and Services, Marijuana Establishments. I have also obtained and examined a copy of Title 19 of the Henderson Municipal Code as it pertains to Marijuana Establishments. I agree to abide by and conform to all of the conditions of these and all other relevant provisions of the Henderson Municipal Code.

\_\_\_\_\_ I understand that compliance with all the applicable provisions of Nevada Revised Statutes 453A and 453D, and amendments thereto, enacted by the State of Nevada is also required.

\_\_\_\_\_ I acknowledge and understand that submittal of this conditional use permit application for a marijuana establishment, does not grant, guarantee, or otherwise extend approval of a conditional use permit or a business license from the City of Henderson for a marijuana establishment.

\_\_\_\_\_ I understand that this conditional use permit application is subject to Community Development staff review. I also understand that this conditional use permit application does not account for other marijuana establishment distance separations as specified by Title 19 of the Henderson Municipal Code. The distance separation from another marijuana establishment will not be determined until the first conditional use permit is approved.

\_\_\_\_\_ I further understand that the conditional use permit application fee is non-refundable under any circumstance whatsoever. \_\_\_\_\_ I hereby authorize the release of any and all information of a confidential or privileged nature submitted to satisfy the requirements of this conditional use permit application to the City of

Henderson, the Division of Public and Behavioral Health of the Nevada Department of Health and Human Services, and the agents of each respective entity.

\_\_\_\_\_ I understand and acknowledge that any information provided to the City of Henderson may be subject to the public records provisions in Chapter 239 of the Nevada Revised Statutes. I hereby release the City of Henderson, its officers, elected officials, employees, attorneys, agents, and assigns from any liability or damages that may result from furnishing the information if requested.

\_\_\_\_\_ I certify that the information contained within this application and accompanying documents are true and correct. I understand that any falsification, misrepresentation, or deliberate omission is grounds for denial of a marijuana establishment business license or conditional use permit. \_\_\_\_\_ I understand and acknowledge that this conditional use permit application shall in no way permit any activity contrary to, or in violation of, the Henderson Municipal Code or any applicable state law.

\_\_\_\_\_ I understand that the Controlled Substances Act, 21 U.S.C. section 841(a)(1) makes it unlawful to manufacture, distribute, dispense or possess marijuana and therefore the owners, operators and employees of the marijuana establishment may be subject to federal prosecution.

\_\_\_\_\_ I understand that the City of Henderson assumes no legal liability in connection with the approval and subsequent operation of the proposed marijuana establishment.

\_\_\_\_\_ I understand that submittal of a conditional use permit application does not guarantee that the State of Nevada will grant a marijuana establishment registration certificate or that the City of Henderson will issue a conditional use permit or privileged business license to the owner of the proposed marijuana establishment.

\_\_\_\_\_ I understand that by submitting this conditional use permit application and attached documents pursuant to Title 19 of the Henderson Municipal Code, the owners and operators of the proposed marijuana establishment agree to unconditionally discharge and release the City of Henderson, its officers, elected officials, employees, attorneys, agents and assigns from any liability for injuries, damages, or liabilities of any kind that result from any seizure of business assets or arrest or prosecution of business owners, operators, employees, clients or customers for any alleged violation of state or federal laws, rules or regulations.

\_\_\_\_\_ I understand that by submitting this conditional use permit application and attached documents pursuant to Title 19 of the Henderson Municipal Code, the owners and operators of the proposed marijuana establishment, jointly and severally if more than one, agree to indemnify and defend the City of Henderson, its officers, elected officials, employees, attorneys, agents, assigns, insurers, and self-insurance pool agents against all liability, claims, and demands, on account of injury, loss, or damage, including, without limitation, claims arising from bodily injury, personal injury, sickness, disease, death, property loss or damage, or any other loss of any kind whatsoever, which arise out of or are in any manner connected with the operation of the marijuana establishment that is subject to this preliminary review. The owners and operators of the proposed marijuana establishment further agree to investigate, handle, respond to, and to provide defense for and defend against, any such liability, claims, or demands at its expense, and to bear all other costs and expenses related thereto, including court costs and attorney fees.

\_\_\_\_\_ I acknowledge that I have obtained and examined a copy of Chapter 2.40 of the Henderson Municipal Code – Ethical Standards for Public Servants, and agree to abide by and conform to the provisions of this Chapter.

\_\_\_\_\_ I acknowledge that I have obtained and examined a copy of Chapter 2.100 of the Henderson Municipal Code – Registration and Regulation of Lobbyists, and agree to abide by and conform to the provisions of this Chapter.

(Print or Type Name)

(Date)

[illegible]

My Commission Expires: \_\_\_\_\_