From: Janiese Stevens
To: Marijuana Licensing (CED sponsored)
Subject: RE: Three Sisters Co-Op License # 10032
Date: Friday, July 01, 2016 1:48:43 PM

I will be at the meeting telephonically.

Janiese

From: Marijuana Licensing (CED sponsored) [mailto:marijuana.licensing@alaska.gov]
Sent: Friday, July 01, 2016 1:27 PM
To: Richard Thummel <richard@alaskanleaderfisheries.com>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>; Janiese & James Stevens <jstevens@ak.net>; Janiese - Home <jstevens@ak.net>
Cc: Oates, Sarah D (CED) <sarah.oates@alaska.gov>; Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: RE: Three Sisters Co-Op License # 10032

Dear Three Sisters,

You matter is set before the board next week. It would be great if you were on the phone for it.

Local governments will interpret the regulations and determine whether to protest license applications in their own jurisdictions. The regulations require the MCB to uphold a protest unless it is arbitrary, capricious and unreasonable. Local governments are in the best position to determine distances for buffer zone requirements. The staff of the MCB is not going to interfere in the local zoning processes.

We do expect to have a staff person later this year (if approved by the Governor's Office) that can assist Local Governments in understanding state regulations. You just need to know that it is not our role to tell local governments how to make your specific business acceptable to them. Thanks for the email and I hope that you plan to attend the meeting next week.

Cynthia Franklin, Director
Alcohol & Marijuana Control Office
907-269-0351

From: Richard Thummel [mailto:richard@alaskanleaderfisheries.com]
Sent: Thursday, June 30, 2016 5:27 PM
To: Marijuana Licensing (CED sponsored); Janiese & James Stevens; Janiese - Home
Subject: Three Sisters Co-Op License # 10032

Cynthia,

In beginning the process of local permitting here in Kodiak one of the first steps is the get a Zoning

Compliance Permit. The Zoning office has presented us with three requirements. I hope one of these is not a catch-22.

The first requirement in order to get a Zoning Compliance permit is to produce a copy of the license from AMCO. Now we understand that the State will not issue this until the City clears the road and enacts their local ordinances. The City of Kodiak will be spending the next 6-months discussing and implementing these. One would interpret this to mean that the road would not be clear from the City of Kodiak until the end of the year. Hopefully this does not jeopardize the existing application and conditional issuance of permit for Cultivation by AMCO.

Second, the local Zoning office is wanting clarification or guidance on 3 AAC 306.010 " the board will not issue a marijuana establishment license if the licensed premise will be located within 500 feet of a school grounds … the distance specified in this subsection must be measured by the shortest pedestrian route from the Public entrance of the building in which the licensed premise would be located to the outer boundaries of the school". Well, this seems fairly self-explanatory to me. However the director at the zoning office is wanting clarification of what constitutes "shortest Pedestrian route." A line drawn straight as a crow might fly from the entrance of the proposed facility to the edge of school property line nearby is approximately 400'. However, one cannot walk this route. It would go through wooded property and go through other adjacent property owned by others. A pedestrian cannot walk this path. There is an attached aerial view showing this property. The only path a pedestrian could walk is to walk the sidewalks associated with the roads. Basically I believe they want guidance on what defines " shortest pedestrian path".

The third requirement is being granted a similar use permit since this particular business has never existed before it is not specifically defined as a permitted use in the current zoning reg's. We do not see an impediment here.

So, it would be appreciated if some guidance could be provided to the local Zoning office in Kodiak as to the interpretation of 3 AAC 306.010. The local directors name is Robert Pederson, phone number is 907-486-9363, fax 907-486-9396.

Regards

Richard Thummel / Janiese Stevens
Home email: thummel@gci.net
Home email: jstevens@ak.net