From:	Mike Stoltz
To:	Marijuana Licensing (CED sponsored)
Cc:	Holly Sheldon; licensing.marijuana@alaska.gov
Subject:	Re: Mat Su Borough #10901
Date:	Friday, February 10, 2017 2:56:59 PM

This is a objection to license number 10901 in Talkeetna for a retail Pot Store.

FYI
Here are just some of Mat Su borough codes ignored by the Mat Su Assembly in illegally grandfathering in marijuana grows and Talkeetna's Retail Marijuana Stores to gain borough property taxes!
This information is specifically in regards to Marijuana License Application #10641 JMDN Enterprises LLC 13465 E Main St
Talkeetna, AK 99676

Borough Code Violations by the Assembly:

Seems by Mat Su borough code the Borough Planning Commission has a lot of say. Happy reading!
17.60.150 GENERAL STANDARDS FOR MARIJUANA RELATED FACILITIES.
(A) In addition to the standards set forth by MSB 17.60.100, the planning commission shall weigh factors which contribute or detract from the development of a safe, convenient, and attractive community, including, but not limited to:

(1) any potential negative effect upon other properties in the area due to such factors as noise and odor.

(2) the effectiveness of measures to reduce negative effects upon adjacent properties by:

(a) increased property line and right-of-way buffers;

(b) planted berms and landscaping;

(c) site and building design features which contribute to the character of the surrounding area.

(3) whether the use is compatible with the character of the surrounding area.

(<~WRD000.jpg> At the time of their establishment,marijuana related conditional uses shall meet the following requirements and not be located within:

(1) One thousand feet of school grounds;

(2) Five hundred feet of a recreation or youth center;

(3) Five hundred feet of a building in which religious services are regularly conducted; or

(4) Five hundred feet of a correctional facility.

(C) Separation distances referenced in subsection (<~WRD000.jpg> of this section are measured in a direct line between the closest point of the facility within which the marijuana facility is located, and the closest point on the lot or parcel of land upon which any of the above itemized uses are located.

(D) Prior to final approval of the permit the applicant shall provide written documentation demonstrating that:

(1) all applicable licenses have been obtained as required by 3 AAC 306.005.

(2) from the fire marshal having jurisdiction, that the proposed conditional use is in full compliance with applicable fire code, including but not limited to AS 18.70.010 through18.70.160, Fire Protection, and 13 AAC50.025 through 50.080, Fire Code.

(Ord. 16-003(SUB), § 4 (part), 2016)
17.60.160 STANDARDS FOR MARIJUANACULTIVATION FACILITIES.
(A) Wastewater and waste material disposal plan. A wastewater and waste material disposal plan shall be submitted which demonstrates that wastewater and waste material associated with the cultivation facility is disposed of in compliance with the Alaska State Department of Environmental Conservation.

(<~WRD000.jpg> Odor mitigation and ventilation plan. The applicant shall provide an odor mitigation plan detailing the effective mitigation of any odors of the proposed uses. Such plan shall demonstrate that the design for the purification of air prevents odors from materially impacting adjoining properties.

(C) Hazardous chemicals. Storage and disposal of fertilizers, pesticides, herbicides, and any other hazardous chemicals associated with the cultivation of marijuana shall comply with all local, state, and federal laws.

(D) Security. The applicant shall provide a security plan. The plan shall include, but not be limited to, education for employees on security measures.

(E) Marijuana cultivation facilities shall be set back 50 feet from public rights-of-way, and 100 feet from side or rear lot lines.

(Ord. 16-003(SUB), § 4 (part), 2016)
17.60.170 STANDARDS FOR MARIJUANARETAIL FACILITIES.
(A) Marijuana retail facilities shall only be approved upon finding by the commission that the proposed facility is located on a parcel that is appropriate for commercial use. At a minimum, the commission shall consider:

(1) proximity of the proposed use to existing businesses;

(2) proximity to parcels developed for residential use; and

(3) whether roads associated with the proposed use have been, or will be, appropriate for commercial use.

(<~WRD000.jpg> The minimum number of parking spaces for retail facilities shall be one space per 350 square feet of net floor area. Each parking space shall be at least: 20 feet in length, ten feet wide, and have a vertical clearance of at least seven feet.

(C) Parking spaces shall be provided to comply with current Americans with Disabilities Act guidelines.

(Ord. 16-003(SUB), § 4 (part), 2016

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