CORRESPONDENCE

From:	Marijuana Licensing (CED sponsored)
To:	"420onmain@gmail.com"
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application- 420 on Main, LLC license #16446
Date:	Friday, August 24, 2018 3:27:00 PM
Attachments:	16446 Incomplete Application Letter .pdf image001.png

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Hello,

Your application has been reviewed, attached is correspondence regarding corrections, additional documents, and/or resubmittals that need to be addressed. Please send any documents/correspondence to marijuana.licensing@alaska.gov.

Please let me know if you need any of the documents I have for this application. I want to make sure you receive this email and incomplete letter attached first.

Thank you,

Jacqlene Drulis
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
Direct: (907) 754-3588
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

THE STATE of ALASKA
GOVERNOR BILL WALKER

Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

August 24, 2018

420 on Main, LLC
DBA: 420 on Main, LLC
Via email: 420onmain@gmail.com

Re: Standard Marijuana Cultivation Facility #16446

Dear applicant,

The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 ACC 306.025(e)(2) that your application is incomplete and additional items are needed to complete the application. The additional items that need correction or resubmittal are listed below—please be sure to read the entire letter. **Please note that if the corrections and/or additional documents submitted in response to this letter are not found to be complete, your application will be returned to you in accordance with 3 AAC 306.025(e)(1), and you will need to file a new application and pay a new fee should you wish to continue pursuing licensure.**

- **Online Application**
  - I have rolled the application back to "New" status for you to make corrections. Please remove 420 on Main, LLC from Entity Officials (make sure to keep 420 on Main, LLC as the Licensee). Additionally, please remove Robert Bornt from Affiliates (make sure to keep Robert Bornt as the Entity Official). Once you make these corrections, please send an email notifying me that you have done so, so that I may update the application status.

- **MJ-00 Application Certifications**
  - Page 1, Section 3: At the Board Meeting, for your retail application, there was a lot of discussion about the amount of license numbers listed here. Please correct accordingly.
  - Page 3: Because this application is for a standard marijuana cultivation facility, please re-read the last two statements and make corrections accordingly. As long as the statement does not apply to you, you would want to remove your initials from the second to last statement.

- **MJ-01 Operating Plan**
  - Page 2, Section 3.1: The same entry process was provided on your retail application. Is this the same process used for your cultivation facility? If not, please correct accordingly.
  - Page 2, Section 3.2: please accordingly incorporate in the Operating Plan the following-
    - Any visitor to the restricted access area must be escorted at all times by a licensee, employee, or agent of the marijuana establishment.
    - A marijuana establishment shall limit the number of visitors to not more than five visitors for each licensee, employee, or agent of the licensee who is actively engaged in supervising those visitors.

- Page 5, Sections 3.14: is the surveillance room onsite or offsite of the proposed marijuana cultivation facility premises? Please clarify in the box.
- Page 6, Section 4.2: in reference to the second sentence in this box, according to 3 AAC 306.755, records for the last six months must be maintained on the marijuana establishment's licensed premises; older records may be archived on or off premises. Please correct accordingly.

- **MJ-02 Premises Diagram**
  - Comparing your submitted diagrams for this cultivation application to the diagrams from your retail application, the diagrams do not match. It seems as though the laundry area, the mechanical room, and the layout of the cultivation facility are different. Did the setup change from when you originally submitted your cultivation application? If so, please submit a new MJ-02 that reflects the changes and meets all of the requirements needed. Additionally, if the setup has changed, please make sure to update page 2 of your MJ-04. The following are examples of what to watch out for when re-doing your premises diagram (**these are examples but they may not be the only things you need to address**):
    - Please provide a color-coded legend/key on all applicable diagrams.
    - Clearly label the storage area (must be within the licensed premises of the cultivation facility), entrances, exits, etc. of the proposed licensed premises.
    - Similar to Diagram #1 for your retail MJ-02, please provide an enlarged diagram of just the cultivation facility, and include the interior layout.
      - Similar to some of your diagrams for your retail MJ-02, please also provide a diagram of the entire facility in order to see the whole picture.
    - Outline/shade the entire perimeter/area of the proposed licensed premises and restricted access area (use separate colors and labels, and provide a legend/key).
      - Note- the bathroom can be a part of the licensed premises, but it should not be a part of the restricted access area because restricted access areas need cameras, and bathrooms should not have cameras.

- **MJ-04 Cultivation Supplemental**
  - Page 2, Section 4.1: According to my calculations, the total of all of the areas discussed is 1,290 sq ft, not 1,200 sq ft; however, the trim/dry room is not considered to be a space that is under cultivation. So, according to your current answer, the total under cultivation should be 1,080 sq ft. However, please refer to the corrections requested above for the MJ-02 because I am not entirely sure if your dimensions are different than your submitted diagram. Please correct accordingly. Be very specific and detailed.
  - Page 3, Section 4.6: Please describe the marijuana cultivation facility's delivery systems to be used.
  - For both of your sample labels, the wording for the warning statements must be verbatim. You have the correct wording above in Section 8.1. Please correct your sample labels accordingly and make sure that the warning statements are word-for-word.

- **MJ-07 Public Notice Posting Affidavit**
  - Because you certified this form before the posting period had ended, please get the MJ-07 re-notarized and resubmit it so that it is notarized after 02/12/18.

- **MJ-08 Local Government Notice Affidavit**

- Please notify the Kenai Peninsula Borough and submit another MJ-08 certifying that you have notified them.

- **Proof of Possession for Proposed Premises**
  - I will need proof of right to possession for the LLC. I know you submitted a warranty deed, but we need proof that the LLC has the right to the proposed premises.
  - If you are going to provide a commercial lease, the lease must be a legally binding lease and it should include the following:
    - An acknowledgment from the landlord/lessor that the premises will be used as a marijuana establishment, and
    - A disclaimer that the landlord/lessor may not take possession or remove marijuana from the premises, and AMCO will be contacted.

- **Entity Documents**
  - Please submit the Operating Agreement for 420 on Main, LLC.

It is very important that you submit the above corrections and/or documents as soon as possible so that AMCO staff has adequate time to review the corrections and/or additional documents which must be found to be complete within 90 days of the date of this letter.

Respectfully,

Jacqlene Drulis, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	"420onmain@gmail.com"
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application- 420 on Main, LLC license #16446
Date:	Friday, September 28, 2018 8:55:00 AM
Attachments:	image001.png

Good morning,

I have reviewed the corrections that were submitted. There are further minor corrections needed:

-MJ-02:

- Diagram #1 and 2:
    - Please outline the restrooms in a new color, and in the Color Legend, label the Restrooms as, "Licensed, but not restricted".

-**MJ-04:**

- Section 8, Sample Labels: You did not address the requested correction regarding your sample labels. The warning statements on the sample labels must be word for word as written in the regulations. Be very specific and make sure that they are verbatim. One of your statements is correct, but the others are incorrect. I have bolded, underlined, and highlighted in red the errors below. Please correct accordingly.

  - Marijuana has intoxicating effects and may be habit forming and addictive. (add the words "and addictive")
  - Marijuana can impairs concentration, coordination, and judgment. Do not operate a vehicle or machinery under its influence. (Remove the word "can"; add the letter "s" to impair)
  - There may be are health risks associated with the consumption of marijuana. (remove the words "may be" and add the word "are"; remove the word "the")
  - For use **only** by adults twenty-one and older. Keep out of **the** reach of children. (add the word "only"; add the letter "s" to adult; remove the word "or" and add the word "and"; add the word "the")

*Note- Please get your corrections in as soon as possible to be considered for the October 16-17 Board Meeting. The deadline is today, September 28, 2018. It is preferred that you get your corrections in today, but I will give you until 8am Monday October 1st. Additionally, if you are unable to get your corrections in by Monday the 1st, your 90-day deadline is November 22nd, 2018.

Please send any documents/correspondence to marijuana.licensing@alaska.gov

Respectfully,

Jacqlene Drulis
Occupational Licensing Examiner
Alcohol & Marijuana Control Office

550 West 7th Avenue, Suite 1600
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