CORRESPONDENCE

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

October 9, 2018

Randy L McFarland
DBA: Stoney Creek Cultivators
Via email: randymckettle@yahoo.com

Re: Limited Marijuana Cultivation Facility Facility #10193

Dear applicant,

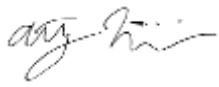
The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 ACC 306.025(e)(2) that your application is incomplete and additional items are needed to complete the application. The additional items that need correction 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.**

- **MJ-01 Operating Plan**
  - Page 4, Section 3.5:
    - Please re-review 3 AAC 306.715(e) and expand upon your response in this section to include when AMCO is contacted in the event of an unauthorized breach.
  - Page 5, Sections 3.9 to 3.12:
    - Statements must be certified by signing your initials.
    - You certified in Section 3.11 that the surveillance room or area is clearly described on Form MJ-02: Premises Diagram. However, this area is not labeled.
  - Section 3.13:
    - The location of security cameras should not be provided in a diagram with your application. The extra Page 11B that was submitted with your application will not be included, and please remove reference to this diagram from your response.
  - Section 3.14:
    - Your response states that the location of the lockbox is depicted on a Safety Diagram with Form MJ-02, but this diagram was not included.
  - Page 6, Section 4.1:
    - Statements must be certified by signing your initials.
  - Page 8, Sections 7.5, 7.6, and 7.7:
    - You indicate that toilet and handwashing facilities are clearly indicated on Form MJ-02, but these facilities are not depicted. Please provide that information on your diagrams or correct your responses to these questions and provide a response in Section 7.7.
  - Page 8, Section 8.1:

        - Remove information regarding the make, model, and license plate number of your intended transport vehicle from your response.
- **MJ-02 Premises Diagram**
    - Page 1, Section 1 – Establishment Information:
        - Please provide your full zip code.
    - Diagram 1:
        - Please highlight (in color) and label the boundary of the licensed premises and the restricted access area(s) within that licensed premises.
        - The surveillance room or area has not been depicted (you certified that it was in Section 3.11 of Form MJ-01: Operating Plan).
    - Diagram 1 + 5 Page 2:
        - The boundary of the licensed premises and restricted access area(s) have not been outlined on this diagram.
    - Diagram 3:
        - Please outline (in color) the location of the building which will be the licensed premises.
    - Diagram 4:
        - The area which will be part of the licensed premises is not clearly depicted on this diagram, and the icons indicated in your legend are not present.
    - In Sections 7.5 and 7.6 of Form MJ-01: Operating Plan, you indicated that toilet and handwashing facilities are clearly indicated on Form MJ-02. However, neither of these facilities are depicted. Please mark the locations of these facilities on your diagrams or correct your responses on Form MJ-01.
- **MJ-04 Cultivation Supplemental**
    - Page 2, Section 4.1:
        - Please include more detail in your description of the space(s) under cultivation, such as whether tables or racks will be used (and if so, if multiple levels on each rack will be utilized, for example).
    - Page 4, Section 5.2:
        - Include in your response the ratio of potting mixture and marijuana waste that will be ground and mixed to render the waste unusable.
    - Page 5, Section 7.3:
        - Expand upon your response to describe procedures and protocols while awaiting results from a testing facility.
    - Page 6, Section 8.2 (Sample Label):
        - Additional testing results are required on labels for wholesale packages. Please re-review the requirements under 3 AAC 306.475(e) and (f).
- **Publisher's Affidavit**
    - Please provide a copy of the newspaper advertisement that was ran.

It is very important that you submit the above corrections and/or documents in a timely manner 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,



TJ Zielinski, Occupational Licensing Examiner
For,
Erika McConnell, Director
marijuana.licensing@alaska.gov

From:	Marijuana Licensing (CED sponsored)
To:	randymckettle@yahoo.com
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - Stoney Creek Cultivators License #10193
Date:	Tuesday, October 09, 2018 11:02:26 AM
Attachments:	10193 Incomplete Notice.pdf image001.png

Good morning,

Your application for your marijuana establishment license has been reviewed, and at this time is considered incomplete. See the attached notice regarding corrections, additional documents, and/or resubmittals that need to be addressed in your application.

Please make sure to read the entire letter. If the submitted corrections 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. Essentially, we will accept corrections one time within your 90-day deadline period. Feel free to call or email if you need clarification on any items from the Incomplete Notice.

Let us know if you require copies of any documents that were submitted.

If you have any questions or concerns, please address them to marijuana.licensing@alaska.gov.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From:	Marijuana Licensing (CED sponsored)
To:	Randy McFarland
Cc:	Marijuana Licensing (CED sponsored)
Subject:	RE: Incomplete Application - Stoney Creek Cultivators License #10193
Date:	Wednesday, November 07, 2018 9:35:58 AM
Attachments:	image001.png

Good morning Randy,

I will need to receive all of your corrections before I begin reviewing them. While I cannot guarantee that your correction for the aerial photo will be adequate without reviewing it, it sounded like it would meet the requirements during our earlier phone conversation. The aerial photo must show the entire lot and surrounding lots, and the areas which will be part of the licensed premises must be clearly indicated. I believe that your earlier concern with the aerial photo was that Google Maps had old information that did not show the structure that is now present, so depicting its location by hand should be fine.

If the only issue with your other diagrams is the yellow highlight not showing very clearly, I will work with you more on getting them submitted. Mailing hard copies in to our office is certainly an option.

On **Form MJ-04, Section 8.2**, you are correct. No revisions are being requested for your description, just the information provided on the sample label needs to be expanded upon.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Randy McFarland <randymckettle@yahoo.com>
Sent: Tuesday, November 06, 2018 9:28 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: Re: Incomplete Application - Stoney Creek Cultivators License #10193

Dear Sir, I have completed and corrected the approximately 18 items that made my application incomplete. Although most of them were very simple, i.e., an x instead of initials, forgotten copy of newspaper advertisement, missing digit in zip code etc. I am very concerned about 2 items, the diagrams in mj-02, I used highlighters to highlight boundaries, surveillance rooms etc. However after scanning the documents the colors are not the best. (the yellow hardly appears to be yellow). For the aerial photo I used the borough's photo and drew in by hand the licensed premises, but you only said that this MAY work which I would like a little more certainty than a just a maybe.

Mj04 page 6 section 8.2 sample label. I am wondering if you meant just the label needs to be corrected or the entire description.

I was wondering if you could review these 2 items if I sent them to you.

Also is one cover letter to cover all corrections? And can the corrected pages be submitted by mail to defeat the faded colors when diagrams are scanned?

Thank you, Randy McFarland

On Monday, October 15, 2018 03:54:43 PM AKDT, Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov> wrote:

Good afternoon Randy,

Diagram 4 must show a view of the entire property and surrounding properties, as well as indicate which areas will be part of the licensed premises. In addition, it must depict areas of ingress and egress, and cross streets and points of reference (taken from the instructions on Form MJ-02, and included for your reference).

In the Incomplete Notice for your application, I noted that your diagram does not clearly depict the licensed premises and that the symbols in the provided legend were not visible. See attached for a copy of the diagram that I was referencing.

In your legend, a red pin depicts (14379 Seward Highway) and a camera symbol represents Fish Whisperer Lodge & Charter. However, neither the red pin nor the camera icon are visible on the diagram. The names of nearby roads are also not visible. You may need to zoom out more to show a wider area with this information visible. If you can draw the boundary of the licensed premises by hand and have it still be clearly visible on your diagram, it may be acceptable. You may also be able to add labels and lines using a computer.

I hope this helps,

TJ Zielinski

Occupational Licensing Examiner

Alcohol & Marijuana Control Office

550 West 7th Avenue, Suite 1600

Anchorage, Alaska 99501

From: Randy McFarland <randymckettle@yahoo.com>
Sent: Monday, October 15, 2018 2:34 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: 10193 incomplete status

Dear Sir.

Most of the items listed in your letter are very simple fixes, but I would like a little guidance on the short comings of my diagram #4

for MJ -02, listed on page 2 of your letter.

I have found 3 aerial photos of my property, none of which are newer than 7 years old or show the licensed area because of the tree cover. This makes it nearly impossible to tell were the property line is or the picture is before the build was constructed..

Any suggestions to help me meet your requirements would be appreciated. All other corrections or missing information you requested I have addressed and am satisfied that the application is now complete except the above mentioned item.

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To:	Randy McFarland
Cc:	Marijuana Licensing (CED sponsored)
Subject:	RE: Incomplete Application - Stoney Creek Cultivators License #10193
Date:	Wednesday, November 07, 2018 9:37:39 AM
Attachments:	image001.png

I see that I missed one of your questions. One cover sheet will be fine.

Sincerely,

TJ Zielinski
Occupational Licensing Examiner
Alcohol & Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Marijuana Licensing (CED sponsored)
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To:	Randy McFarland
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - Stoney Creek Cultivators License #10193
Date:	Friday, November 09, 2018 8:42:33 AM
Attachments:	image001.png

Good morning Randy,

I have finished reviewing the revised pages for your application and see that a majority of the needed corrections were made. However, some additional revisions are required on Forms MJ-02 and MJ-04 before your application can be considered complete.

On **Form MJ-02**, I will need you to provide a new Page 1. The page that was previously submitted does not have the full zip code listed (it lists 9964).

On the sample label for Form MJ-04 (Wholesale Label), the warning statements must be verbatim but there are some typos that require correction:

1. The first statement must read "Marijuana has intoxicating effects and may be habit forming **and addictive**".
4. For use **only by** adults twenty-one and older. Keep out of the reach of children".

Please let me know if you have any questions or need copies of any documents.

Sincerely,

TJ Zielinski
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Alcohol & Marijuana Control Office
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Anchorage, Alaska 99501