CORRESPONDENCE

THE STATE of ALASKA
GOVERNOR MICHAEL J. DUNLEAVY

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

August 22, 2019

Michael J Welch
DBA: Coldsmoke Farmacy
Via email: mjwelch79@outlook.com

Re: Retail Marijuana Store License #19834

Dear applicant,

The AMCO Office has reviewed the documents submitted for the proposed marijuana establishment license referenced above. This letter is notice under 3 AAC 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 2, Section 3.2:
    - Expand on your response to include the maximum number of visitors that each employee or licensee would be escorting during a visit.
  - Page 4, Section 3.5:
    - You describe steps that will be taken in the event of an unauthorized breach. Please re-review 3 AAC 306.715(e) and include at what point AMCO is contacted after a breach.
  - Page 6, Section 4.2:
    - Your response describes how electronic records will be maintained. Will any physical records be kept? If so, include a description of how they will be preserved and maintained.
- **MJ-02 Premises Diagram**
  - Diagram 1:
    - On this diagram, please outline and label the boundary of the licensed premises of this establishment.
- **MJ-03 Retail Supplemental**
  - Page 2, Section 3.1:
    - Your response states "Whether or not a person is under the influence of those substances, shall be determined by the licensee or employee working in the store". How will the licensee/employee determine this?
  - Page 5, Section 8.1:

        - 3 AAC 306.740(d) requires that marijuana waste be rendered unusable by grinding the plant waste and mixing it with at least an equal amount of non-marijuana material, unless you intend to ask the board to approve a different method. Your response does not describe grinding the marijuana waste before mixing it with other materials. Do you intend to, or are you requesting approval to not grind the marijuana waste?
- **MJ-07 Public Notice Posting Affidavit**
    - Per 3 AAC 306.025(c), notice to the public must be given within the ninety days prior to the application being submitted. Because more than ninety days passed, it will be necessary to re-post a copy of your Public Notice at your proposed premises and another conspicuous location for **ten** days. After the ten days, complete and submit a new MJ-07.
- **Proof of Possession for Proposed Premises**
    - The lease that was submitted is for a different address – 484 Chugach Drive. A lease or similar document for 840 Kalifornsky Beach Road, Suite B is required.
    - The term of the lease states it is for one year, but it commences on April 1, 2019 and ends on March 31, **2019.**
    - A lease must contain a disclaimer that the landlord/lessor will not take possession of or remove marijuana from the premises, and will contact AMCO in the event that removal is necessary. This is typically included in the Default section of a lease.

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:	Michael Welch
Cc:	Marijuana Licensing (CED sponsored)
Subject:	Incomplete Application - Coldsmoke Farmacy, License #19834
Date:	Thursday, August 22, 2019 2:16:56 PM
Attachments:	19834 Incomplete Notice.pdf image001.png

Good afternoon,

I have reviewed your application for a marijuana establishment, but at this time your application 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 notice. If the submitted corrections for your application are inadequate to deem your application complete, or your application is still incomplete after ninety (90) days from the date of this notice, your application will be returned to you in accordance with 3 AAC 306.025(e)(1) and 3 AAC 306.025(f). Should you wish to continue pursuing licensure, it would be necessary to file a new application and pay new fees.

Ninety-day Due Date: November 20, 2019

Let us know if you require copies of any submitted documents, and feel free to call or email if you need clarification on any items in the Incomplete Notice. Correspondence should be sent 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:	Michael Welch
Cc:	Marijuana Licensing (CED sponsored)
Subject:	RE: Incomplete Application - Coldsmoke Farmacy, License #19834
Date:	Tuesday, September 03, 2019 1:52:41 PM
Attachments:	image001.png

Good afternoon Michael,

Thank you, I have received and reviewed the attached documents. Many of the necessary corrections were made, but there are a couple of revisions necessary before your application can be deemed complete. It will not be necessary to submit the forms in their entirety, just the corrected pages is fine.

Form MJ-02: Premises Diagram

Under 3 AAC 306.325(c), an area where marijuana is dispensed for sale is a restricted access area. The first MJ-02 that you submitted had the sales counter and the area behind it designated as a restricted access area, but this latest version does not. This area will need to be restricted access.

Form MJ-03 Retail Supplemental

On Page 4, Section 6.2 (Sample Label), you had corrected "TCH" to THC and added a section for the net weight of the marijuana in the package by hand, but removed this information with this revision. Please add this information back to your sample label and correct the TCH typo.

Let me know if you need copies of any documents,

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

From: Michael Welch <mjwelch79@outlook.com>
Sent: Monday, September 02, 2019 9:29 PM
To: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: Re: Incomplete Application - Coldsmoke Farmacy, License #19834

I've attached the documents with corrections.
Thanks,
Michael Welch

From: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Sent: Thursday, August 22, 2019 2:16 PM

To: Michael Welch <mjwelch79@outlook.com>
Cc: Marijuana Licensing (CED sponsored) <marijuana.licensing@alaska.gov>
Subject: Incomplete Application - Coldsmoke Farmacy, License #19834

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TJ Zielinski
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550 West 7th Avenue, Suite 1600
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