THE STATE of ALASKA
GOVERNOR MIKE 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

MEMORANDUM

TO: Chair and Members of the Board DATE: April 9, 2024

FROM: Samuel Carrell, OLE RE: Double Eagle Cannabis #37255

This is an application for a Retail Marijuana Store in the City/Municipality of Anchorage, by Essenkay, LLC doing business as Double Eagle Cannabis. Applicant is wanting to utilize an exterior window pick-up/drive-thru. Currently, The Municipality of Anchorage does not allow the use of an exterior window pick-up/drive-thru. Please see Anchorage Municipal Code 21.05.055(B)(4)(b)(ii).

Complete/Notices Sent: 3/27/2024.

Public Objection Period Ended: 4/26/2024

Local Government Response/Date: MOA- Protests 3/27/2024.

Fire Marshal Response/Date: Deferred

DEC Response/Date: Deferred

Background check status: Complete

Objection(s) Received/Date: None as of 4/9/2024.

Other Public Comments Received: None as of 4/9/2024.

Staff Questions/Issues for Board: **Please refer to Anchorage Municipal Code 21.05.055(B)(4)(b)(ii) Anchorage Municipal Code (AMC) 21.05.055 defines specific special land use approval relating to marijuana establishments. 21.05.055(B)(4)(b)(ii) states that marijuana retail sales "establishments shall not have accessory drive-throughs". Chapter 21.05.070(D)(7)(b) specifically lists the establishments that may have drive-thru windows, and they are "restaurant, pharmacy, financial institution, general personal services and food and beverage kiosk". There was a proposed ordinance put before the Anchorage Assembly to change the code and allow for such drive-thru/ walk-up service, but that proposal failed on January 9th, 2024 (attached). The link to view AMC is: https://library.municode.com/ak/anchorage/codes/code_of_ordinances**