

KENAI PENINSULA BOROUGH

Office of the Borough Clerk

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Johni Blankenship, MMC
Borough Clerk

MEMORANDUM

To: Wayne Ogle, Assembly President
Members of the Assembly

Thru: Johni Blankenship, Borough Clerk (JB)

From: Katie Ring, Borough Clerk Secretary (KR)

Date: January 2, 2018

RE: Alaska Growth – Standard Marijuana Cultivation Facility – New License 13257

Kenai Peninsula Borough Code 7.30.010 provides that the Assembly shall review and make recommendations to the state on applications for new licenses located within the Borough. Accordingly, the attached application filed by Alaska Growth is being submitted to you for review and recommendation.

The Borough Finance Department reviewed the application and has no objection to the new license based on unpaid taxes. The Planning Commission reviewed the application at its Monday, December 11, 2017 meeting and a motion to recommend approval failed by majority consent based on the following reason:

The site plan submitted to the Borough, and testimony received at the hearing, indicates that the access to Island Lake Road passes through an adjacent property. The adjacent property owner objected to the applicant accessing the proposed facility through their property. No evidence of legal access was provided and the Planning Commission determined that there was not sufficient ingress and egress for traffic to the parcel as required by KP.B 7.30.020 (C)(1).

RECOMMENDATION:

That the Assembly review the concerns of the Planning Commission and the recommendation from the Planning Department before considering the issuance of a letter of either objection or non-objection to the Alcohol Marijuana Control Office regarding the new Standard Marijuana Cultivation Facility license as requested by Alaska Growth it should include a request that the following conditions be placed on the state license pursuant to 3 AAC 306.060(b):

1. The marijuana establishment shall conduct their operation consistent with the site plan submitted to the Kenai Peninsula Borough.
2. There shall be no parking in borough rights-of-way generated by the marijuana establishment.
3. The marijuana establishment shall remain current in all Kenai Peninsula Borough tax obligations consistent with KP.B 7.30.020(A).