

From: Maloney, Mike
Sent: Thursday, December 12, 2019 1:35 PM
To: _PLANCOM - Planning Commission
Cc: Murray, Susie
Subject: FW: [EXTERNAL] Green Qi CUP
Attachments: Green_Qi_Powerpoint_updated_2.pptx

*****PLEASE DO NOT REPLY TO ALL *****

Chair Cisco and Commissioners;

I'm forwarding the correspondence below because it involves some minor changes to the Green Qi project, which is scheduled before you today. I will be prepared to discuss it during the meeting should you need clarification.

Susie Murray | Senior Planner
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From: Murray, Susie
Sent: Thursday, December 12, 2019 1:03 PM
To: Erin Carlstrom <erin@kcn.law>; Henry Huang <henryjasonhuang@me.com>
Cc: Tracy Keesling <tracy@kcn.law>; John Kelly <john@kcn.law>
Subject: RE: [EXTERNAL] Green Qi CUP

Erin,

Thank you so much for this email and the presentation! I need a couple clarifications as noted below.

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From: Erin Carlstrom <erin@kcn.law>
Sent: Thursday, December 12, 2019 11:16 AM
To: Murray, Susie <SMurray@srcity.org>
Cc: Tracy Keesling <tracy@kcn.law>; John Kelly <john@kcn.law>
Subject: [EXTERNAL] Green Qi CUP

Good morning, Susie-

In reviewing the staff report for this afternoon's hearing, I note a couple of issues:

1. The report indicates employees will be subject to background check. Since State regulations no longer impose this, the applicants have requested that this requirement be removed. I just had a telephone

conversation with Henry Huang. Contrary to a conversation we had a couple of weeks ago, he confirmed that Green Qi will conduct background checks only if required by the State, now or in the future. The City does not require background checks.

2. The report suggests that security personnel will monitor the consumption areas. The applicant has asked me to clarify that security personnel will be responsible for verifying the identity and age of all consumption lounge patrons; however, Green Qi staff will be responsible for monitoring activity in the consumption area, including checking patrons for over-intoxication, as required under state regulations. Henry and I also talked about this. It is my understanding the both Green Qi staff and onsite security would monitor the areas. The current plan is that onsite security will check identification at the primary entrance, and Green Qi will verify that only persons 21-years of age or older are entering the onsite consumption area.

3. The report indicates deliveries will be made through a sally port. The project no longer includes a sally port and will instead rely on a secured garage door for deliveries and distribution activities. I just clarified with Henry that the Sally Port area shown on the floor plan on both presentations and the plans provided to the Commission will be included. Basically, it's a secure area to load and unload cannabis products from delivery vehicles, that is behind a closed door.

Also, the applicants have asked me to clarify the State regulations for onsite consumption. Business & Professions Code 26200(g), which codifies local control over the industry, states that onsite consumption including smoking, vaporizing and ingesting of cannabis or cannabis products, may be allowed if:

- (a) access to the consumption area is restricted to persons over 21
- (b) cannabis consumption is not visible from any public place or nonage-restricted area; and
- (c) Sale or consumption of alcohol or tobacco is not allowed on the premises.

The applicants' amended floor plans demonstrate the age-restricted areas, which are not visible from any public place and will not be visible to the nonage-restricted areas; obviously, no alcohol or tobacco will be sold or consumed, per State regulations and Santa Rosa ordinances. City regulations prohibit smoking and vaping onsite. The project has been conditioned to reflect that. Henry also confirmed that Green Qi will comply with the City's Smoking Ordinance.

Finally, attached please find the applicant's powerpoint. I will also bring a copy on a flash drive in advance of the meeting.

Thank you for everything you do!

Erin

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