



Office of Cannabis Management

KATHY HOCHUL	TREMAINE WRIGHT	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	JENNIFER GILBERT JENKINS	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

No. 2024-99
October 10, 2024

RESOLUTION TO ISSUE CERTAIN ADULT-USE CANNABIS LICENSES

WHEREAS, pursuant to Article 4 and Section 10(1) of the Cannabis Law, the Cannabis Control Board (Board) is given the authority and discretion to issue licenses related to adult-use cannabis;

WHEREAS, pursuant to Article 4 of the Cannabis Law, the Board is charged with the responsibility of overseeing activities related to adult-use cannabis;

WHEREAS, pursuant to Section 10(23) of the Cannabis Law, the Board may delegate its functions, powers and duties to the Executive Director of the Office of Cannabis Management (Office) subject to certain exceptions;

WHEREAS, pursuant to Section 76(4) of the Cannabis Law, when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a license authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion;

WHEREAS, certain Municipalities have expressed an Opinion for or against the Board’s issuance of an adult-use license to certain applicants;

WHEREAS, the Chairperson of the Board has made a preliminary determination to grant adult-use licenses to certain individuals and entities that have applied for adult-use licenses (as identified by the applications in Attachment A);

WHEREAS, the members of the Board waive their right pursuant to Section 10(1) of the Cannabis Law to take up to 14 days from the Chairperson’s preliminary determination to object to the Chairperson’s preliminary determination or to request that the matter be brought before the full Board for consideration;

WHEREAS, no member of the Board objects to the Chairperson’s preliminary determination to grant certain adult-use licenses, and no member of the Board requests that the matter be brought before the full Board for consideration;

WHEREAS, the Board desires to issue a license as indicated, to every applicant that has received the Chairperson’s aforementioned preliminary determination to grant an adult-use license as identified on Attachment A hereto;



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WHEREAS, the Board desires that a response be issued to those Municipalities that have expressed an Opinion explaining how such Opinion was considered; now, therefore, be it

BE IT FURTHER RESOLVED, the Board hereby delegates its authority to the Office, effective immediately, to issue a response to Municipalities that have expressed an Opinion in favor of the issuance of a license to the applicants identified on Attachment A explaining how the Opinion was considered;

BE IT FURTHER RESOLVED, the Board approves, and directs the Office to issue, the responses contained in Attachment B hereto to Municipalities that have expressed an Opinion in opposition of the issuance of a license to the applicants identified on Attachment A;

BE IT FURTHER RESOLVED, the Board issues an adult-use license as indicated to every applicant that has received the Chairperson’s aforementioned preliminary determination to grant an adult-use license as identified on Attachment A; and

BE IT FURTHER RESOLVED, the Board dictates that an adult-use licensee shall not begin adult-use cannabis operations until the completion of any additional requirements to the satisfaction of the Office including written approval from the Office’s compliance team.

[Attachment A]



Office of Cannabis Management

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Attachment A

Application Number	Legal Name
OCMCULT-2023-000051	GREEN FAIRY Corporation
OCMCULT-2023-000074	urbanXtracts
OCMCULT-2023-000097	Mind Full Herbs LLC
OCMCULT-2023-000160	ITHACA CULTIVATED LLC
OCMCULT-2023-000184	Euphoria Gardenz LLC
OCMCULT-2023-000265	Samrah LLC
OCMCULT-2023-000313	Flowerhouse Walden LLC
OCMCULT-2024-000009	Timothy G Hunter
OCMCULT-2024-000015	Triple HHH Farm, LLC
OCMCULT-2024-000019	MFNY Operations LLC
OCMCULT-2024-000031	Empire Hemp Co.
OCMCULT-2024-000041	Breathing Web Farms Cultivation LLC
OCMCULT-2024-000051	Rec Roots, LLC
OCMCULT-2024-000056	Franco's Farm LLC
OCMCULT-2024-000057	Honey & Gold Lifestyle LLC
OCMDIST-2023-000082	BCD INNOVATION LLC
OCMDIST-2023-000101	NATIONAL DISTRIBUTORS LLC
OCMDIST-2023-000130	Hempire Farms LLC
OCMDIST-2023-000201	Tadt Services LLC
OCMDIST-2023-000224	Kluglino LLC
OCMDIST-2023-000280	Flowerhouse Walden LLC
OCMDIST-2023-000337	Chinatown Records LLC
OCMDIST-2024-000022	HG Productions LLC
OCMDIST-2024-000024	Sugarhouse Farms Limited Liability Company
OCMDIST-2024-000028	Breathing Web Farms Distribution LLC
OCMDIST-2024-000030	Medfarm Inc
OCMDIST-2024-000035	Rec Roots, LLC
OCMDIST-2024-000040	Hudson Valley Hemp Company, LLC
OCMDIST-2024-000041	Dennis D Van Wagenen
OCMDIST-2024-000043	PASSION FIELD FARM LLC
OCMDIST2-2024-000001	Adonis Distribution Inc.



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OCMMICR-2023-000298	Ever Upward Labs LLC
OCMMICR-2023-000302	Eric O Lopez
OCMMICR-2023-000342	Piffys Canna LLC
OCMMICR-2023-000388	Team TM, LLC
OCMMICR-2023-000504	Peconic Chronic, Inc.
OCMMICR-2023-000523	Dream Orchard LLC
OCMMICR-2023-000527	RIP'S CANNABIS LLC
OCMMICR-2023-000544	FLAVA KINGZ GENETICS, LLC
OCMMICR-2023-000577	American Fiber NY LLC
OCMMICR-2023-000583	OWT Holdings Incorporated
OCMMICR-2023-000587	LMW Distro LLC
OCMMICR-2023-000607	Fela's Farm LLC
OCMPROC-2023-000003	Beezy Beez Honey, Inc
OCMPROC-2023-000009	Line By Line LLC
OCMPROC-2023-000013	Derek Frank
OCMPROC-2023-000019	Flight Manufacturing LLC
OCMPROC-2023-000033	UPSCALE EXTRACTS LLC
OCMPROC-2023-000044	Emerald Private Label Corp.
OCMPROC-2023-000047	The Rolling Room, LLC
OCMPROC-2023-000048	H Valley Inc
OCMPROC-2023-000051	Nice Up, Inc.
OCMPROC-2023-000054	Cannacure NY INC
OCMPROC-2023-000064	DATZ DELI 2 INC
OCMPROC-2023-000070	Empire Extracting & Processing, LLC
OCMPROC-2023-000082	Ultimate Supplement Manufacturing Inc
OCMPROC-2023-000088	Green Street Edibles, Inc.
OCMPROC-2023-000090	Hemp Certified Farms, LLC
OCMPROC-2023-000092	Hi Soon LLC
OCMPROC-2023-000099	Altura 9 LLC
OCMPROC-2023-000103	PRIME ARROW LLC
OCMPROC-2023-000114	Cocobolo LLC
OCMPROC-2023-000115	FOY GROUP INC
OCMPROC-2023-000118	CHENCANNA INC.
OCMPROC-2023-000136	Dragonfly Kitchen IV Inc.
OCMPROC-2023-000144	Susquehanna Spirit LLC



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OCMPROC-2023-000153	ISLAND CULTIVATORS LLC
OCMPROC-2023-000165	HoneyPot AfterHours LLC
OCMPROC-2023-000170	Zooted SI LLC
OCMPROC-2023-000181	Fuji Valley, LLC
OCMPROC-2023-000199	Females and Green Nails LLC
OCMPROC-2023-000204	MEDISON LLC
OCMPROC-2023-000205	DESIRED DESSERTS LLC
OCMPROC-2023-000207	American Legacy Cannabis Company, LLC
OCMPROC-2023-000217	Gnome Nugs, LLC
OCMPROC-2023-000235	DF NEW YORK ONE INC.
OCMPROC-2023-000241	Lily Extracts LLC
OCMPROC-2023-000242	FCD Technologies LLC
OCMPROC-2023-000243	Equity of Evidence LLC
OCMPROC-2023-000244	NanoCann Independent Research LLC
OCMPROC-2023-000246	A.D. Green & Co., LLC
OCMPROC-2023-000250	Garrison Holding Group LLC
OCMPROC-2023-000268	C&M Hospitality
OCMPROC-2023-000272	Pynns Green LLC
OCMPROC-2023-000302	Brabstown LLC
OCMPROC-2023-000314	Cannabis Cousins Cultivation and Manufacturing, LLC
OCMPROC-2023-000318	5PC LLC
OCMPROC-2023-000319	Mandeville Lily, LLC
OCMPROC-2023-000321	Illuminated Holdings LLC
OCMPROC-2023-000343	1HQ Inc
OCMPROC-2023-000354	Pot Pod NY LLC
OCMPROC-2023-000357	Pandabis LLC
OCMPROC-2023-000362	Plan B Properties LLC
OCMPROC-2023-000374	Upleaf'd LLC
OCMPROC-2023-000413	SHIRE RESEARCH LLC
OCMPROC-2023-000427	QuantLeaf Labs Incorporated
OCMPROC-2023-000437	Empire Alpine II LLC
OCMPROC-2023-000447	Liberty Leaf NY LLC
OCMPROC-2023-000448	Rooted and Zooted Processing of NY LLC
OCMPROC-2023-000450	PBAL, Inc.
OCMPROC-2023-000452	Jjivisha LLC



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OCMPROC-2023-000456	Get Hive LLC
OCMPROC-2023-000462	Wherehouse Beverage, LLC
OCMPROC-2023-000486	Preferred Source Holdings LLC
OCMPROC-2023-000491	Rollin' Cuisine LLC
OCMPROC-2023-000493	Illicit Cannabis New York LLC
OCMPROC-2023-000498	Nectarine Express Inc.
OCMPROC-2023-000518	Sensory Endeavors LLC
OCMPROC-2023-000532	Heaven Holding Inc.
OCMPROC-2024-000010	One Hemp, LLC
OCMPROC-2024-000015	MFNY Processor, LLC
OCMPROC-2024-000028	HG Productions LLC
OCMPROC-2024-000033	Breathing Web Farms Processing LLC
OCMPROC-2024-000043	Dennis D Van Wagenen
OCMRETL-2023-000152	The Cannabis Vault LLC
OCMRETL-2023-000359	Buffalo Cannabis Store LLC
OCMRETL-2023-000563	The Herb Cave, LLC
OCMRETL-2023-000762	Peers 757 Inc
OCMRETL-2023-000931	Southampton Deep Blue Sea LLC
OCMRETL-2023-001040	Tranquil Arc, LLC
OCMRETL-2023-001105	SPS Enterprises, LLC
OCMRETL-2023-001185	NNC 2 LLC
OCMRETL-2023-001305	The Gibbons Group LLC
OCMRETL-2023-001352	LIMITLESS THOUGHTS LLC
OCMRETL-2023-001439	Flatbush Pot Shop, LLC
OCMRETL-2023-001455	Vivid Wellness, LLC
OCMRETL-2023-001497	JSE 26 Corp
OCMRETL-2023-001517	NYC Green Girl LLC
OCMRETL-2023-001519	Planet Green Dispensary and Suply LLC
OCMRETL-2023-001589	SOSProServices
OCMRETL-2023-001611	Wappingers Cannabis LLC
OCMRETL-2023-001623	Canna Buddha Corp
OCMRETL-2023-001692	HAPPY TREE LLC
OCMRETL-2023-001742	GREEN STRAIN RELAXATION CORP
OCMRETL-2023-001776	Tree Market NY LLC
OCMRETL-2023-001826	Rose Dispensary Corporation



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OCMRETL-2023-001891	OFFICIAL JJM INC.
OCMRETL-2023-001959	Juan Jesus Taveras
OCMRETL-2023-002039	65-55 Woodhaven Licensing LLC
OCMRETL-2023-002124	Stay Blessed LLC
OCMRETL-2023-000262	Green Leaf Wellness Co. LLC



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Attachment B

October 10, 2024

SENT VIA EMAIL

Bronx Community Board 1
3024 Third Ave
Bronx, NY 10455

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Bronx Community Board 1:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMMICR-2023-000544 (Flava Kingz Genetics LLC) located at 208 Rider Ave., Bronx, NY 10451.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about March 14, 2024, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Flava Kingz Genetics LLC and the Board is responding as follows:

Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in



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- o municipalities with a population 20,000 or more.
 - o A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building exclusively used as a house of worship.
 - The two entities must be located on the same street for the 200-foot requirement to be applicable.
 - o A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant or deny the licensee to the applicant. Furthermore, the Board reviewed and confirmed Flava Kingz Genetics LLC completion of all application requirements for final licensure.

After careful review and consideration of the opinion received from your Community Board, and pursuant to the Cannabis Law and related regulations, a license was approved for Flava Kingz Genetics LLC located at 208 Rider Ave., Bronx, NY 10451.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

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October 10, 2024

SENT VIA EMAIL

Queens Community Board 11
46-21 Little Neck Pkwy
Flushing, NY 11362

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Queens Community Board 11:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001497 (JSE 26 Corp) located at 245-02 Horace Harding Expy, Douglaston, NY 11362.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about February 12, 2024, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to JSE 26 Corp, and the Board is responding as follows:

Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in municipalities with a population 20,000 or more.



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- A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building exclusively used as a house of worship.
 - The two entities must be located on the same street for the 200-foot requirement to be applicable.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant or deny the licensee to the applicant.

In the attached advisory opinion, your Office expressed concerns with proximity to P.S. 221Q The North Hills School as well as Louis Pasteur Middle School. The Office of Cannabis Management reviewed the proposed dispensary location at 245-02 Horace Harding Expy Douglaston, NY 11362, and recorded a distance of 515ft to the nearest entrance of P.S. 221Q The North Hills School and 1091ft from the nearest entrance of Louis Pasteur Middle School.

Furthermore, in your advisory opinion you expressed concerns with distance proximity to North Hills Public Library and Saf-T Swim Instructor. However, under New York State Cannabis Law and Regulations, there is no distance requirement for a retail dispensary from these structures. Please note, in order for a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law. Currently, New York City has not adopted a local law establishing distance requirements from Public Youth Facilities.

The Board reviewed and confirmed that JSE 26 Corp has completed all application requirements for final licensure.

After careful review and consideration of the opinion received from your Locality, and pursuant to the Cannabis Law and related regulations, a license was approved for JSE 26 Corp located at 245-02 Horace Harding Expy,



Office of Cannabis Management

**KATHY
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Governor

**TREMAINE
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Cannabis
Control
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**FELICIA
A.B.
REID**

Acting
Executive Director

Douglaston, NY 11362.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

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October 10, 2024

SENT VIA EMAIL

Queens Community Board 1
4502 Ditmars Blvd # 1025
Astoria, NY 11105

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Queens Community Board 1:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001589 SOSProServices (DBA Astoria Herb and Hive) located at 31-18 31st St Astoria NY 11106.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about November 22, 2023, the Board received an Opinion from your office in support of granting a license to SOSProServices (DBA Astoria Herb and Hive). The Opinion was reviewed and considered by the Board, and pursuant to the Cannabis Law and related regulations, a license was approved for SOSProServices (DBA Astoria Herb and Hive) located at 31-18 31st St Astoria NY 11106.

Furthermore, a stipulation agreement (Stipulation) was attached to the Opinion executed by and between your Office and SOSProServices (DBA Astoria Herb and Hive). The Board hereby acknowledges the Stipulation but please note that this letter does not represent that the Board will monitor or enforce the Stipulation, or incorporate the terms of the Stipulation, in whole or in-part, into the license.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



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SENT VIA EMAIL

Queens Community Board 6
10401 Metropolitan Ave
Forest Hills, NY 11375

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Queens Community Board 6:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for (OCMRETL-2023-002039) 65-55 Woodhaven Licensing LLC located at 65-55 Woodhaven Boulevard Rego Park, NY 11374.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about February 12, 2024, the Board received an Opinion from your office in support of granting a license to 65-55 Woodhaven Licensing LLC. The Opinion was reviewed and considered by the Board, and pursuant to the Cannabis Law and related regulations, a license was approved for 65-55 Woodhaven Licensing LLC located at 65-55 Woodhaven Boulevard, Rego Park, NY 11374.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL	TREMAINE WRIGHT	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	JENNIFER GILBERT JENKINS	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

October 10, 2024

SENT VIA EMAIL

City of Binghamton
38 Hawley St.
Binghamton, NY 13901

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear City of Binghamton:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001040 (Tranquil Arc, LLC) located at 1167-1171 Vestal Ave., Binghamton, NY 13903.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about March 28, 2024, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Tranquil Arc, LLC, and the Board is responding as follows:

Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in



Office of Cannabis Management

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Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

- o municipalities with a population 20,000 or more.
- o A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building exclusively used as a house of worship.
 - The two entities must be located on the same street for the 200-foot requirement to be applicable.
- o A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant or deny the licensee to the applicant.

In the attached advisory opinion, your Office expressed concerns regarding the Applicant's lack of proof of control over the proposed location, as well as concerns regarding the current business located at this proposed site. Please be aware, a retail dispensary applicant is required to demonstrate proof of control over a location at time of final licensure. The Board reviewed and confirmed Tranquil Arc LLC's completion of all application requirements for final licensure.

While the Board understands the concern demonstrated by the City regarding the previous business located at the proposed address. The Board, in its consideration to issue a license, cannot weigh in on a landlord's business decision on who to lease to.

After careful review and consideration of the opinion received from your Locality, and pursuant to the Cannabis Law and related regulations, a license was approved for Tranquil Arc, LLC located at 1167-1171 Vestal Ave Binghamton, NY 13903.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.



Office of Cannabis Management

**KATHY
HOCHUL**

Governor

**TREMAINE
WRIGHT**

Cannabis
Control
Board Chair

**JESSICA
GARCIA**

Board Member

**HOPE
KNIGHT**

Board Member

**CRYSTAL J.
RODRIGUEZ
DABNEY**

Board Member

**JENNIFER
GILBERT
JENKINS**

Board Member

**FELICIA
A.B.
REID**

Acting
Executive Director

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL

Governor

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Cannabis Control Board Chair

JESSICA GARCIA

Board Member

HOPE KNIGHT

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Board Member

JENNIFER GILBERT JENKINS

Board Member

FELICIA A.B. REID

Acting Executive Director

October 10, 2024

SENT VIA EMAIL

Queens Community Board 11
46-21 Little Neck Pkwy
Flushing, NY 11362

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Queens Community Board 11:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001623 (Canna Buddha Corp) located at 215-46 39th Ave Flushing, NY 11361.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about February 20, 2024, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Canna Buddha Corp, and the Board is responding as follows:

In the attached advisory opinion, your Office expressed concerns with proximity to several schools in the area. Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in municipalities with a population 20,000 or more.



Office of Cannabis Management

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Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

- A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building exclusively used as a house of worship.
 - The two entities must be located on the same street for the 200-foot requirement to be applicable.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant or deny the licensee to the applicant.

Furthermore, the Board reviewed and confirmed Canna Buddha Corp completion of all application requirements for final licensure. While the Office of Cannabis Management encourages applicants to attend and work directly with the local community and community board, there are no requirements in State Law or associated regulations that requires attendance.

After careful review and consideration of the opinion received from your Locality, and pursuant to the Cannabis Law and related regulations, a license was approved for Canna Buddha Corp located at 215-46 39th Ave Flushing, NY 11361.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL

Governor

TREMAINE WRIGHT

Cannabis Control Board Chair

JESSICA GARCIA

Board Member

HOPE KNIGHT

Board Member

CRYSTAL J. RODRIGUEZ DABNEY

Board Member

JENNIFER GILBERT JENKINS

Board Member

FELICIA A.B. REID

Acting Executive Director

October 20, 2024

SENT VIA EMAIL

Manhattan Community Board 7
250 W 87th St #2
New York, NY 10024

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Manhattan Community Board 7:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001826 (Rose Dispensary Corporation) located at 2742 Broadway New York, NY 10025.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about November 9, 2023, the Board received an Opinion from your office in support of granting a license to Rose Dispensary Corporation. The Opinion was reviewed and considered by the Board, and pursuant to the Cannabis Law and related regulations, a license was approved for Rose Dispensary Corporation located at 2742 Broadway New York, NY 10025.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL	TREMAINE WRIGHT	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	JENNIFER GILBERT JENKINS	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

October 10, 2024

SENT VIA EMAIL

Queens Community Board 13
219-41 Jamaica Ave
Queens Village, NY 11428

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Queens Community Board 13:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001352 (Limitless Thoughts LLC) located at 91-07 Springfield Blvd Queens Village, NY 11428.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about December 29, 2023, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Limitless Thoughts LLC, and the Board is responding as follows:

Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in municipalities with a population 20,000 or more.



Office of Cannabis Management

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Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

- A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building exclusively used as a house of worship.
 - The two entities must be located on the same street for the 200-foot requirement to be applicable.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant the licensee to the applicant.

Pursuant to § 119.2 of the Adult Use Regulations “Municipalities are authorized to adopt local laws and regulations governing the time, place, and manner; provided however, that such local laws and regulations shall not be unreasonably impracticable. The following activities constitute the permissible time, place, and manner restrictions that may be imposed by a municipality:

- Retail dispensary hours of operation for cities of one million (1,000,000) or more. In cities having a population of one million (1,000,000) or more, the hours of operation of when cannabis products can be sold at adult-use retail dispensaries:
 - (i) shall not be from 2:00 a.m. to 8:00 a.m., unless given express written permission by such municipality, or the municipality passes a local law, authorizing it to operate during such hours; and
 - (ii) shall not be restricted to less than seventy (70) hours a week the visual or architectural integrity of the building if located within historical districts
- parking
- traffic control, including, but not limited to, pedestrian and vehicular traffic;
- odor, pursuant to article 13-E of the Public Health Law and the Clean Indoor Air Act, except as preempted under subdivision (b) of section 119.1 of this Part
- noise
- distance requirements between the retail dispensary, microbusiness, or ROD and a public youth facility, provided, however, that such distance requirement is no greater than 500 feet from the retail



Office of Cannabis Management

KATHY HOCHUL

Governor

TREMAINE WRIGHT

Cannabis Control Board Chair

JESSICA GARCIA

Board Member

HOPE KNIGHT

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Board Member

JENNIFER GILBERT JENKINS

Board Member

FELICIA A.B. REID

Acting Executive Director

dispensary, microbusiness, or ROD”

Please, note, authorization to enact local laws governing parking and traffic control is under the jurisdiction of the City of New York.

After careful review and consideration of the opinion received from your Locality, and pursuant to the Cannabis Law and related regulations, a license was approved for Limitless Thoughts LLC located at 91-07 Springfield Blvd., Queens Village, NY 11428.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL	TREMAINE WRIGHT	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	JENNIFER GILBERT JENKINS	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

October 10, 2024

SENT VIA EMAIL

Town of Brookhaven
1 Independence Hill
Farmingville, NY 11738

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Town of Brookhaven:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001891 (Official LLM Inc) located at 262 Middle Island Road Medford, NY 11763.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about December 13, 2023, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Official LLM Inc, and the Board is responding as follows:

Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in municipalities with a population 20,000 or more.
- A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building



Office of Cannabis Management

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exclusively used as a house of worship.

- The two entities must be located on the same street for the 200-foot requirement to be applicable.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law.

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant the licensee to the applicant. Moreover, on or about September 23, 2024, the Board received a copy of a notice of approval, signed and dated by the Town of Brookhaven’s Office of Zoning Appeals.

After careful review and consideration of the opinion received from your Locality, and pursuant to the Cannabis Law and related regulations, a license was approved for Official LLM Inc located at 262 Middle Island Road, Medford NY 11763.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL

Governor

TREMAINE WRIGHT

Cannabis Control Board Chair

JESSICA GARCIA

Board Member

HOPE KNIGHT

Board Member

CRYSTAL J. RODRIGUEZ DABNEY

Board Member

JENNIFER GILBERT JENKINS

Board Member

FELICIA A.B. REID

Acting Executive Director

October 10, 2024

SENT VIA EMAIL

City of Binghamton
38 Hawley St
Binghamton NY 13901

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear City of Binghamton:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001455 (Vivid Wellness, LLC) located at 242 Main Street Binghamton, NY 13905.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about March 26, 2024, the Board received an Opinion from your office in support of granting a license to Vivid Wellness LLC. The Opinion was reviewed and considered by the Board. With respect to concerns regarding applicable permits, please note that the Office can also require that the applicant/licensee show proof that they obtained the permit after license issuance. Following the review and consideration of the Opinion from your office, and pursuant to the Cannabis Law and related regulations, a license was approved for Vivid Wellness, LLC located at 242 Main Street Binghamton, NY 13905.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,



Office of Cannabis Management

**KATHY
HOCHUL**

Governor

**TREMAINE
WRIGHT**

Cannabis
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Board Chair

**JESSICA
GARCIA**

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Acting
Executive Director

Cannabis Control Board



Office of Cannabis Management

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Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

October 10, 2024

SENT VIA EMAIL

Brooklyn Community Board 18
1097 Bergen Ave
Brooklyn, NY 11234

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Brooklyn Community Board 18:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001439 (Flatbush Pot Shop) located at 2129 Flatbush Avenue Brooklyn, NY 11234.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about October 20, 2023 the Board received an Opinion from your office in support of granting a license to Flatbush Pot Shop. The Opinion was reviewed and considered by the Board, and pursuant to the Cannabis Law and related regulations, a license was approved for Flatbush Pot Shop located at 2129 Flatbush Avenue, Brooklyn NY 11234.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board



Office of Cannabis Management

KATHY HOCHUL	TREMAINE WRIGHT	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	JENNIFER GILBERT JENKINS	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

October 10, 2024

SENT VIA EMAIL

Manhattan Community Board 4
424 W 33rd St., #580
New York, NY 10001

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Manhattan Community Board 4:

This letter is in reference to the Cannabis Control Board’s decision to approve the license for OCMRETL-2023-001517 (NYC Green Girl LLC) located at 58-60 Ninth Avenue, New York, NY 10019.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board’s issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about January 11, 2024, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to NYC Green Girl LLC and the Board is responding as follows:

Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including RODs, on-site consumption sites, and microbusiness retail locations, from other similarly licensed entities, houses of worship, schools, and public youth facilities, where applicable.

The Municipality Rulemaking regulations (9 NYCRR) require:

- A proposed adult-use cannabis retail dispensary location to not be located in a municipality that opted out of allowing retail dispensary locations.
- A minimum distance of 2,000 feet between adult-use cannabis retail dispensaries in municipalities with a population less than 20,000.
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in municipalities with a population 20,000 or more.
- A minimum straight-line measurement of 200 feet between any cannabis dispensary and a building exclusively used as a house of worship.
 - The two entities must be located on the same street for the 200-foot requirement to be applicable.



Office of Cannabis Management

KATHY HOCHUL	TREMAINE WRIGHT	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	JENNIFER GILBERT JENKINS	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Board Member	Acting Executive Director

- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or building exclusively used as a school.
 - The two entities must be located on the same street for the 500-foot requirement to be applicable.
 - Public Youth facility means a location or structure owned by a government or government subdivision or agency, that is accessible to the public, where the primary purpose is to provide recreational opportunities or services to children or adolescents of whom the primary population is reasonably expected to be seventeen (17) years of age or younger. Please note, in order of a location to be considered a public youth facility it must be designated as such by a local municipality via the passage of a local law

In its consideration of the proposed license, the Board reviewed and confirmed the foregoing proximity requirements in its decision to grant or deny the licensee to the applicant.

In the attached advisory opinion, your Office also expressed concerns about prior Illicit activity conducted by a Mr. Shah. Please note, the Office recognized your concern and referred this matter to OCM’s Enforcement Division for investigation. In accordance with Office of Cannabis Management (the “OCM”) procedures and requirements, our Office conducted a background check relating to the primary applicant of OCMRETL-2023-001517 along with any True Party of Interest named in the application. Through a complete background check, the OCM did not find any undisclosed convictions or prior illicit cannabis sales that would warrant a disapproval of a final license. The Board has considered the results of investigation in its review of the proposed license.

After careful review and consideration of the opinion received from your Locality, and pursuant to the Cannabis Law and related regulations, a license was approved for NYC Green Girl LLC located at 58-60 Ninth Avenue, New York, NY 10019.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board