



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

BRAD USHER

Board Member

FELICIA A.B. REID

Acting Executive Director

No. 2025-36
May 20, 2025

RESOLUTION TO APPROVE THE WRITTEN SUMMARY FOR THE GRANTING OF A LICENSE WITH A NON-VIABLE LOCATION AS PROMOTING A PUBLIC CONVENIENCE AND ADVANTAGE

WHEREAS, pursuant to Article 2 Section 10 of the Cannabis Law, the Cannabis Control Board (“Board”) is charged with the power and duty to exercise discretion to issue or refuse to issue any registration, license or permit provided for in the Cannabis Law.

WHEREAS, pursuant to Section 10(2) the Board has sole discretion to limit, or not to limit, the number of registrations, licenses and permits of each class to be issued within the state or any political subdivision thereof, in a manner that prioritizes social and economic equity applicants with the goal of fifty percent awarded to such applicants, and considers small business opportunities and concerns, avoids market dominance in sectors of the industry, and reflects the demographics of the state.

WHEREAS, Article 4 of the Cannabis Law governs the activities related to adult-use cannabis, including applying to the Board for a license to cultivate, process, distribute, deliver or dispense cannabis within this state for sale.

WHEREAS, pursuant to Section 64(1)(g) of the Cannabis Law, the Board is charged with developing regulations for use by the Office in determining whether or not an applicant should be granted the privilege of an initial adult-use cannabis license, based on, but not limited to, (ii) the number, classes, and character of other licenses in proximity to the location and in the particular municipality, subdivision thereof or geographic boundary as established by the board and (x) any other factors specified by law or regulation that are relevant to determine that granting a license would promote public convenience and advantage.

WHEREAS, pursuant to Section 119.4(b) of Title 9 of the New York Codes, Rules and Regulations (9 NYCRR), the Board may determine that granting a license would promote public convenience and advantage as described in paragraphs [9 NYCRR 119.4(a)(1) and 119.4(a)(2)] by considering the following factors, which include: (1) the number, classes, and character of other licenses in proximity to the premises and in the particular municipality or subdivision thereof; (2) evidence that all necessary licenses and permits have been obtained from the state and all other governing bodies; (3) whether there is a demonstrated need for such license, (4) effect of the grant of the license on pedestrian or vehicular traffic, and parking, in proximity to the premises; (5) the existing noise level at the premises and any increase in noise level that would be generated by the proposed premises; (6) the history of cannabis violations and reported criminal activity at the proposed premises; and (7) any other factors specified by law or regulation that are relevant to determine granting a license would promote public convenience and advantage of the community;



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WHEREAS, the applicant, identified in Attachment A, applied for an adult-use retail dispensary with a proposed location that did not meet the distance requirements set forth in 9 NYCRR 119.4. The applicant requested their application be reviewed with the non-viable location pursuant to 9 NYCRR 119.4(b) as it would promote public convenience and advantage.

WHEREAS, at the Board’s April 24, 2025, meeting, via Resolution No. 2025-29, the Board considered the application for the applicant identified in Attachment A and voted to grant the license finding the proposed location would promote public convenience and advantage.

RESOLVED, that the Board has taken action to approve the written summary, identified as Attachment A, for the granting of a license in April 2025 as promoting a public convenience and advantage.

[Attachment A]

Application or License Number	Business Name	Address
OCMRETL-2023-001586	Soho Dispensary	107-29 A 71 st Avenue, Forest Hills, NY 11375