KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board Chair

HOPE KNIGHT
Board Member

CRYSTAL J. RODRIGUEZ DABNEY
Board Member

BRAD USHER
Board Member

FELICIA A.B. REID
Acting Executive Director

No. 2025-42
June 27, 2025

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;

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

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

Application ID	License Type	Entity Name
OCMCULT-2023-000358	Adult-Use Cultivator License	CCKNY, LLC
OCMDIST2-2025-000004	Adult-Use Distributor License	Ricky G Spring
OCMDIST2-2025-000002	Adult-Use Distributor License	The High Priestess Wellness Co Incorporated
OCMDIST-2025-000001	Adult-Use Distributor License	Eaton Distribution LLC
OCMDIST-2023-000064	Adult-Use Distributor License	apache consultant & management inc
OCMDIST-2023-000218	Adult-Use Distributor License	JDRB2 LLC
OCMMICR-2023-001322	Adult-Use Microbusiness License	A Walk in the Pines LLC
OCMMICR-2023-000548	Adult-Use Microbusiness License	Rocksteady Ventures LLC
OCMMICR-2023-000455	Adult-Use Microbusiness License	A2S Nation, LLC
OCMMICR-2023-000611	Adult-Use Microbusiness License	1399 Delta Inc
OCMMICR-2023-000402	Adult-Use Microbusiness License	Supernatural Inc.
OCMMICR-2023-000178	Adult-Use Microbusiness License	Blackrabbit Farms LLC
OCMMICR-2023-000070	Adult-Use Microbusiness License	Lucas L Attebery
OCMMICR-2023-000526	Adult-Use Microbusiness License	H2Organics Farm LLC
OCMMICR-2023-000769	Adult-Use Microbusiness License	Andrew J Pirozzolo
OCMMICR-2023-000599	Adult-Use Microbusiness License w/ Retail	North Pearl St. Dispensary LLC
OCMMICR-2023-000434	Adult-Use Microbusiness License w/ Retail	Zwarte Creek Farms LLC
OCMMICR-2023-000309	Adult-Use Microbusiness License w/ Retail	Rosa International Realty LLC

OCMMICR-2023-000468	Adult-Use Microbusiness License w/ Retail	The Farm at Old Saratoga Mercantile LLC
OCMMICR-2023-000313	Adult-Use Microbusiness License w/ Retail	Puff Plaza LLC
OCMPROC-2024-000022	Adult-Use Processor License	Lane House, LLC
OCMPROC-2023-000008	Adult-Use Processor License	Kluglino LLC
OCMPT3B-2025-000135	Adult-Use Processor License Branding	Fluids Manufacturing Inc.
OCMPT3B-2025-000027	Adult-Use Processor License Branding	Hudson Grow LLC
OCMPT3B-2025-000016	Adult-Use Processor License Branding	Elevated Branding New York LLC
OCMPT3B-2025-000011	Adult-Use Processor License Branding	LEAP PROCESSORS INC
OCMPT3B-2025-000009	Adult-Use Processor License Branding	GOOD BROTHER PROCESSORS INC
OCMPT3B-2025-000006	Adult-Use Processor License Branding	Express Processors Inc
OCMPT3B-2025-000004	Adult-Use Processor License Branding	BAY RIDGE CULTIVATION INC
OCMPT3B-2024-000133	Adult-Use Processor License Branding	Resilient Realty LLC
OCMPT3B-2024-000122	Adult-Use Processor License Branding	Third State LLC
OCMPT3B-2024-000110	Adult-Use Processor License Branding	Osafha Dacosta
OCMPT3B-2024-000093	Adult-Use Processor License Branding	420 Green Corn LLC
OCMPT3B-2025-000047	Adult-Use Processor License Branding	TreeWay VibeZ LLC
OCMPT3B-2025-000045	Adult-Use Processor License Branding	Hemp Mutual LLC
OCMPT3B-2024-000008	Adult-Use Processor License Branding	ZA33 LLC
OCMPT3B-2024-000099	Adult-Use Processor License Branding	DBK INNOVATIONS LLC

OCMPT3B-2024-000132	Adult-Use Processor License Branding	LATASHA CORP
OCMPT3B-2025-000035	Adult-Use Processor License Branding	Dari Canna LLC
OCMPT3B-2025-000030	Adult-Use Processor License Branding	Novel Beverage Co. NY LLC
OCMPT3B-2024-000089	Adult-Use Processor License Branding	Quality Puff Supply Corp.
OCMRETL-2023-001557	Adult-Use Retail Dispensary License	GSS Consulting LLC
OCMRETL-2023-000212	Adult-Use Retail Dispensary License	CHANCHALA CORP
OCMRETL-2023-000401	Adult-Use Retail Dispensary License	EMERALDZ INC.
OCMRETL-2023-001220	Adult-Use Retail Dispensary License	Monty's Group Enterprise LLC
OCMRETL-2023-001338	Adult-Use Retail Dispensary License	Wonderland Dispensary Corp
OCMRETL-2023-001537	Adult-Use Retail Dispensary License	Mocha Joint Corp
OCMRETL-2023-001330	Adult-Use Retail Dispensary License	720 winton road LLC
OCMRETL-2023-001615	Adult-Use Retail Dispensary License	GEORGIA HEIGHTS, LLC
OCMRETL-2023-000416	Adult-Use Retail Dispensary License	Animo CBD LLC
OCMRETL-2023-001889	Adult-Use Retail Dispensary License	Trugenetix Inc
OCMRETL-2023-000681	Adult-Use Retail Dispensary License	SONIRUS ENTERPRISE LLC
OCMRETL-2023-000812	Adult-Use Retail Dispensary License	Cannabis Company of New York LLC
OCMCAURDP-2025-000004	Conditional Adult-Use Retail Dispensary	Weedkraft LLC
OCMCAURDP-2024-000085	Conditional Adult-Use Retail Dispensary	High End Dispensary ROC LLC
OCMCAURDP-2023-000219	Conditional Adult-Use Retail Dispensary	Washington Place Dispensary LLC
OCMCAURDP-2023-000207	Conditional Adult-Use Retail Dispensary	WAO Industries
OCMCAURDP-2024-000139	Conditional Adult-Use Retail Dispensary	Brain Bloom LLC

Office of Cannabis Management

KATHY HOCHUL	JESSICA GARCIA	HOPE KNIGHT	CRYSTAL J. RODRIGUEZ DABNEY	BRAD USHER	FELICIA A.B. REID
Governor	Cannabis Control Board Chair	Board Member	Board Member	Board Member	Acting Executive Director

OCMCAURDP-2024-000004	Conditional Adult-Use Retail Dispensary	PSUW LLC

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Brad Usher

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Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

Attachment B

June 27, 2025 **SENT VIA EMAIL**

Staten Island Community Board 1
1 Edgewater St Room 338,
Staten Island, NY 10305

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

Dear Staten Island Community Board 1:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMRETL-2023-001615 (GEORGIA HEIGHTS, LLC) located at 755 Forest Ave, Staten Island, NY 10310.

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 23, 2025, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license in regard to the proposed site 755 Forest Ave, Staten Island, NY, 10310, and the Board is responding as follows:

In the attached opinion provided to our Office, you raised specific concerns regarding the proposed dispensary and its proximity to the Austin McDonald Playground as well as IS 27 ANNING S PRALL School. The Board and OCM appreciates you raising these concerns for our awareness and attention. Pursuant to 9 NYCRR, the Board implemented distance and proximity requirements between licensed retail dispensaries, including registered organizations with retail dispensing (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.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or school grounds.
    - 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. While a playground may fall within the definition of a public youth facility, please note that **New York City has not adopted a local law establishing distance requirements from Public Youth Facilities**. As such, OCM did not find any violations of distance requirements from a public youth facility. In regard to proximity concerns with IS 27 ANNING S PRALL, the Office further reviewed the proposed location due to your concerns and determined that the site is beyond the 500 ft requirement established in law and regulations. While the proposed site meets the statutory and regulatory distance requirements, the Office recognizes your concerns regarding the proximity and heavy foot traffic. The Board and OCM realize the importance of protection of youth from adult use cannabis and have implemented regulatory and policy-based requirements that address security and safety requirements. Specifically, § 123.10 (d) sets requirements for a retail dispensary to verify identification and proof of age. When an incident occurs, licensees must submit a detailed incident report to OCM. This report includes the circumstances of the incident, the corrective actions taken, and confirmation that the appropriate law enforcement authorities have been notified. This mandatory reporting ensures a swift and transparent response to any threats to public safety. Additionally, § 120.1(k) emphasizes that violations of the Regulations or the Cannabis Law by a licensee can result in significant penalties. These penalties may include fines, suspension, revocation of the license, and even debarment, as outlined in Part 133 of the Regulations.

Furthermore, the Board reviewed and confirmed GEORGIA HEIGHTS, LLC completion of 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 GEORGIA HEIGHTS, LLC located at 755 Forest Ave, Staten Island, NY 10310.

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

NEW YORK STATE | Office of Cannabis Management

BOARD MEMBERS
Hope Knight
Crystal Rodriguez-Dabney
Brad Usher

KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

June 27, 2025 **SENT VIA EMAIL**

Brooklyn Community Board 14
810 East 16th Street
Brooklyn, NY 11230

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

Dear Brooklyn Community Board 14:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMRETL-2023-000416 (Amino CBD LLC) located at 2180 Clarendon Rd., Brooklyn, NY 11226.

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 May 14, 2025, the Board received an Opinion from your office in neither support nor oppose of granting a license to Amino CBD LLC. Furthermore, the Board reviewed and confirmed Amino CBD LLC completion of all application and regulatory requirements for final licensure. The Opinion was reviewed and considered by the Board, and pursuant to the Cannabis Law and related regulations, a license was approved for Amino CBD LLC located at 2180 Clarendon Rd., Brooklyn, NY 11226.

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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Governor

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Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

June 27, 2025

SENT VIA EMAIL

Brooklyn Community Board 1
435 Graham Avenue
Brooklyn, New York 11211

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

Dear Brooklyn Community Board 1:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMRETL-2023-001936 (Washington Place Dispensary LLC dba Chrome Flwrs) located at 2 Jewel St, Brooklyn, NY, 11222.

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 12, 2025, and April 10, 2025, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Washington Place Dispensary LLC, and the Board is responding as follows:

In the attached opinion provided by your Office you raised concerns with the applicant failing to attend Community Board meeting and strong community opposition of the proposed retail dispensary location. The Board appreciates the Community Board providing this information for their awareness. While the Office of Cannabis Management encourages applicants to attend the local community board meetings, there are no requirements in State Law or associated regulations that requires attendance on behalf of the applicant. Additionally, the Office of Cannabis Management received communication from the applicant indicating that they appeared to have submitted the Community Board requested information on February 21, 2025, and later attended the Cannabis Review Committee Meeting on March 6, 2025. Although your Office's concerns are well received, the applicant has met the requirements in the Cannabis Law. The failure to provide a complete packet requested by the Community Board does not pose any violation to statute or state implemented regulations.

Furthermore, pursuant to 9 NYCRR § 119.4, 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. In its consideration of the proposed license, the Board reviewed and confirmed distance requirements along with other application requirements in its decision to grant or deny the licensee to the applicant. The information before the Board includes confirmation that Washington Place Dispensary LLC 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 Washington Place Dispensary LLC located at 2 Jewel St, Brooklyn, NY, 11222.

The Office of Cannabis Management and Board continues to prioritize the public health and safety of individuals under 21 through our regulatory framework, guidance, and ongoing public education campaigns. This includes packaging and labeling provisions that prohibit products that could be considered attractive to individuals under 21, marketing and advertising provisions that ban advertisements easily viewed by individuals under twenty-one such as billboards, and audience composition requirements designed to protect against marketing to youth. Legalization in NYS means OCM is able to provide evidence-based education and tools for educators and families across the state.

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

NEW YORK STATE | Office of Cannabis Management

BOARD MEMBERS
Hope Knight
Crystal Rodriguez-Dabney
Brad Usher

KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

June 27, 2025

SENT VIA EMAIL

Town of Babylon
200 E Sunrise Hwy
Lindenhurst, NY 11757

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

Dear Town of Babylon:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMCAURD-2022-000688 (WAO Industries LLC) located at 1258 Deer Park Ave, Babylon NY 11702.

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 26, 2023, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to WAO Industries 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.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or school grounds.
  - 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 WAO Industries LLC completion of all application requirements for final licensure.

Furthermore, Applicants attest to a requirement that "[A]n applicant and licensee shall have an obligation to ensure that the information, documentation, attestations and assurances submitted to the Office of Cannabis Management ("OCM") are not fraudulent, false, or misleading" as required by Section 120.1(g) of Title 9 of New York Codes Rules and Regulations (9 NYCRR), which includes obtaining all necessary permits, a certificate of occupancy and meeting all Town codes and license requirements. As such, the Board is authorized to issue such final licensure based on an applicant satisfying all requirements in Cannabis Law and Regulations. Please note, OCM can also require that the applicant/licensee show proof that they obtained the local permit necessary after license issuance. Even though the business has been issued a license from OCM, it is still subject to all applicable local laws/codes that are not specific to our licensed businesses.

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 WAO Industries LLC located at 1258 Deer Park Ave, Babylon NY 11702.

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

NEW YORK STATE | Office of Cannabis Management

BOARD MEMBERS
Hope Knight
Crystal Rodriguez-Dabney
Brad Usher

KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

June 27, 2025 **SENT VIA EMAIL**

Brooklyn Community Board 10
8119 5th Ave.
Brooklyn, NY 11209

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

Dear Brooklyn Community Board 10:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMCAURD-2022-000202 (Brain Bloom LLC) located at 8112 5th Ave., Brooklyn, NY 11209.

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 30, 2025, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Brain Bloom LLC. We thank you for the outreach and sharing the concerns raised. The Board has reviewed the Opinion and has provided information in response on how the Opinion was considered during the application review.
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.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or a schools
  - 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 the attached opinion provided by your Office, you raised concerns regarding proximity to other daycares and school. The Board appreciates you raising these concerns. A further review of the proposed location 8112 5th Ave., Brooklyn, NY 11209 for distance violations was conducted. 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 Brain Bloom LLC completion of all application requirements for final licensure.

Furthermore, you raised concerns with the Doing Business As (DBA) Flynnstoned Cannabis Company. While the DBA FlynnStoned may raise questions due to its phonetic resemblance to a well-known animated program, the OCM evaluates such matters on a case-by-case basis. At present, we have not found sufficient evidence that the name alone, without the use of protected intellectual property or cartoon imagery, constitutes a violation of our youth appeal standard. That said, we are continuing to monitor the licensee's broader branding and marketing materials to ensure compliance. We value Brooklyn Community Board 10's role as a partner in promoting public health and protecting youth. If you observe additional marketing, signage, or activities by this licensee — or any others — that you believe contravene state regulations, we encourage you to share that information with us for further review. Additionally, the Office's Trade Practice Bureau has reviewed the associated Brand Licensing agreement for the dispensaries use of the DBA Flynnstoned Cannabis Company. The agreement has been reviewed and is in compliance with the adult-use cannabis regulations.

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 Brain Bloom LLC located at 8112 5th Ave., Brooklyn, NY 11209.

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

BOARD MEMBERS
Hope Knight
Crystal Rodriguez-Dabney
Brad Usher

KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

Sincerely,
Cannabis Control Board

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KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

June 27, 2025

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 OCMCAURD-2022-000216 (PSUW LLC formerly Top Shelf Aficionados) located at 28 Sawgrass Dr., Bellport, NY, 11713.

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 7, 2025, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to PSUW 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.
- A minimum straight-line measurement of 500 feet between any cannabis dispensary and a public youth facility or school grounds.
    - 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. Additionally, the Board reviewed and confirmed PSUW LLC's completion of all application requirements for final licensure.

Furthermore, Applicants attest to a requirement that "[A]n applicant and licensee shall have an obligation to ensure that the information, documentation, attestations and assurances submitted to the Office of Cannabis Management ("OCM") are not fraudulent, false, or misleading" as required by Section 120.1(g) of Title 9 NYCRR, which includes obtaining all necessary permits, a certificate of occupancy and meeting all Town codes and license requirements. As such, the Board is authorized to issue such final licensure based on an applicant satisfying all requirements in Cannabis Law and Regulations. Please note, OCM can also require that the applicant/licensee show proof that they obtained the local permit necessary after license issuance and prior to commencing operations. Even though the business has been issued a license from OCM, it is still subject to all applicable local laws/codes that are not specific to our licensed businesses.

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 PSUW LLC located at 28 Sawgrass Dr., Bellport, NY, 11713.

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

NEW YORK STATE | Office of Cannabis Management

BOARD MEMBERS
Hope Knight
Crystal Rodriguez-Dabney
Brad Usher

KATHY HOCHUL
Governor

JESSICA GARCIA
Cannabis Control Board
Chair

FELICIA A.B. REID
Acting Executive Director

June 27, 2025

SENT VIA EMAIL

City of Albany
78 Southern Blvd
Albany, NY 12209

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

Dear City of Albany:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMRETL-2023-000681 (Sonirus Enterprises LLC) located at 78 Southern Blvd Albany, NY 12209

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 17, 2023, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Sonirus Enterprises LLC. In the attached opinion provided by your municipality you stated "This company and this property are the subject of current court action. This review does not determine if the property may be used for such Zoning Use. Once approved a Building Permit must be applied for and obtained. A Certificate of Occupancy issued by this department is required prior to opening."

Although your Office's concerns regarding court actions are well received, they do not pose a specific reason for denial as it relates to the contemplated license. Applicants attest to a requirement that "[A]n applicant and licensee shall have an obligation to ensure that the information, documentation, attestations and assurances submitted to the Office of Cannabis Management ("OCM") are not fraudulent, false, or misleading" as required by Section 120.1(g) of Title 9 of New York Codes Rules and Regulations (9 NYCRR), which includes obtaining all necessary permits, a certificate of occupancy and meeting all Town codes and license requirements. As such, the Board is authorized to issue such final licensure based on an applicant satisfying all requirements in Cannabis Law and Regulations. Please note, OCM can also require

that the applicant/licensee show proof that they obtained the local permit necessary after license issuance. Even though the business has been issued a license from OCM, it is still subject to all applicable local laws/codes that are not specific to our licensed businesses.

Furthermore, the Board reviewed and confirmed Sonirus Enterprises LLC completion of 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 Sonirus Enterprises LLC located at 78 Southern Blvd Albany, NY 12209

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