



No. 2026-20
April 2, 2026

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



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Acting Executive Director

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.



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Attachment A

Application Number	License Type	Entity Name
OCMCULT-2023-000299	AU Cultivator	Grove Earth, LLC
OCMDIST-2023-000003	AU Distributor	Dragonfly Kitchen III Inc.
OCMDIST-2023-000114	AU Distributor	JRS Naturals
OCMMICR-2023-000069	AU Micro	Unifi Group LLC
OCMMICR-2023-000564	AU Micro	Resinated Gardens LLC
OCMMICR-2023-001168	AU Micro	Nelson Ave Stable, LLC
OCMPROC-2023-000108	AU Processor	Canna Unlimited LLC
OCMPROC2-2025-000011	AU Processor	Big Yield Growers LLC
OCMPROC2-2026-000002	AU Processor	Helena Corp LLC
OCMPROC2-2026-000003	AU Processor	Tompkins County Green Company LLC
OCMPT3B-2025-000081	AU Processor	Justin Clark
OCMPT3B-2025-000113	AU Processor	Time Wxsted LLC
OCMPT3B-2025-000117	AU Processor	Creative Genius Canna LLC
OCMPT3B-2025-000124	AU Processor	Zuesbear, Inc
OCMRETL-2023-000278	AU Retail	Times Sq Culture Inc
OCMRETL-2023-000666	AU Retail	Leaf Spirit LLC
OCMRETL-2023-000676	AU Retail	Albert P McLiesh Jr
OCMRETL-2023-000892	AU Retail	Bashira International Corporation
OCMRETL-2023-000912	AU Retail	Twisted Cannabis FLX LLC
OCMRETL-2023-000952	AU Retail	Trash Island BK Inc.
OCMRETL-2023-001167	AU Retail	Power Plant Dispensary Brooklyn, Inc.
OCMRETL-2023-001261	AU Retail	Power Plant Dispensary Broadway, LLC
OCMRETL-2023-001507	AU Retail	Best Dispensary Near Me Front St LLC
OCMRETL-2023-001540	AU Retail	Leo Medical Services PLLC
OCMRETL-2023-001839	AU Retail	DTPFF Enterprises LLC
OCMRETL-2023-002224	AU Retail	Melyne, Inc
OCMRETL-2023-001080	AU Retail	Brooklyn High Retail LLC



Attachment B

April 2, 2026

SENT VIA EMAIL

Bronx Community Board 10
3165 East Tremont Avenue
Bronx, NY 10461

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

Dear Bronx Community Board 10:

This letter is in reference to the Cannabis Control Board's decision to approve the license for OCMRETL-2023-002224 (Melyne Inc.) located at 3461 E. Tremont Ave., Bronx NY 10465.

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) provides 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 16, 2024, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Melyne Inc, and the Board is responding as follows:

In the attached opinion provided by your Office you addressed concerns with oversaturation and proximity to other learning institutions. 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 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 (unless the Board finds that issuing the license would promote public convenience and advantage).
- A minimum distance of 1,000 feet between adult-use cannabis retail dispensaries in municipalities with a population 20,000 or more (unless the Board finds that issuing the license would promote public convenience and advantage).
- 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 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 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

On September 25, 2025, Albany County Supreme Court issued a preliminary injunction order in the matter of *ConBud, et. al. v New York State Cannabis Control Board, et. al.* The order requires the Office of Cannabis Management (OCM) to review cannabis dispensary applications under the standards that a retail dispensary can not be on the same road and within 500 feet of the entrance of a building occupied exclusively as a school. Such order extends until February 15, 2026. 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 the proposed site meets the regulatory distance requirements, the Board appreciates the Community Board’s concern regarding the parks and playground proximity and shares the commitment to protecting youth from exposure to adult-use cannabis. To that end, New York’s adult-use cannabis program includes multiple safeguards in addition to distance requirements, including:

- Age Verification – 9 NYCRR § 123.10(d) requires retail dispensaries to require identification and verify age for every customer.
- Marketing & Advertising Restrictions – 9 NYCRR Parts 128 and 129 prohibit advertising that is attractive to individuals under twenty-one.
- Packaging & Labeling – 9 NYCRR Part 128 requires child-resistant tamper-evident packaging that cannot be attractive to individuals under twenty-one.
- Incident Reporting & Enforcement – Licensees must promptly submit detailed incident reports to OCM whenever a public-safety concern occurs. Violations of the Cannabis Law or regulations can result in fines, suspension, or license revocation under 9 NYCRR § 120.1(k) and Part 133.



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Additionally, 9 NYCRR § 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.

As it relates to concerns of previous illicit sales at the location, we thank you for sharing this complaint. It has been referred to OCM's Enforcement Division for investigation and the Board has considered the results of investigation in its review of the proposed license. OCM's Enforcement Division conducted inspections of the potentially related "puff paint and peace" locations and did not find evidence of illicit sales at the time of the inspection(s). Further, the OCM requested additional information from NYC Sheriff regarding claims of illicit sales, but no further information was available.

Furthermore, the Board reviewed and confirmed Melyne Inc.'s 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 Melyne Inc. located at 3461 E. Tremont Ave., Bronx, NY 10465.

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