No. 2026-35
May 29, 2026

RESOLUTION TO RENEW CERTAIN ADULT-USE RETAIL DISPENSARY LICENSES

WHEREAS, pursuant to Article 2, Section 10(1) and Article 4, Section 66 of the Cannabis Law, the Cannabis Control Board (Board) is given the authority and discretion to renew licenses related to adult-use cannabis;

WHEREAS, pursuant to Sections 10(4), 10(16), 13, 85(12) and 89 of the Cannabis Law, the Board has the authority to establish standards and requirements, and to promulgate rules and regulations, governing the cultivation, processing, packaging, marketing and sale of 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 10(9) and Section 66(3) of the Cannabis Law, the Board is charged with prescribing forms of applications for registrations, licenses, permits, and renewal of the same under the Cannabis Law;

WHEREAS, at the November 13, 2025 Board meeting, the Board considered and voted to approve the use of certain application forms to be completed by licensees seeking renewal of their cannabis license pursuant to Article 4 of the Cannabis Law;

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 renewal of 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 renewal of certain Adult-Use licenses;

WHEREAS, the Chairperson of the Board has made a preliminary determination to renew Adult-Use licenses to certain individuals and entities that have applied for license renewals (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 renew 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 renew an Adult-Use license as indicated, to every applicant that has received the Chairperson's aforementioned preliminary determination to renew 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 renewal 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 renewal of a license to the applicants identified on Attachment A;

BE IT FURTHER RESOLVED, the Board renews an Adult-Use license as indicated to every applicant that has received the Chairperson's aforementioned preliminary determination to renew an Adult-Use license as identified on Attachment A.

BE IT FURTHER RESOLVED, the licensees identified in Attachment A must provide the Office with additional information related to their Community Impact Plan within 60 days of the request made by the Office as applicable.

Attachment A

License Number	License Type	Entity Name
OCM-MICR-24-000027	Micro	Green Tongue LLC
OCM-MICR-24-000040	Micro	Harlem Blossoms LLC
OCM-MICR-24-000054	Micro	ScarBlair Holdings, LLC
OCM-MICR-24-000061	Micro	Quia Amo LLC
OCM-MICR-24-000062	Micro	Muckland LLC
OCM-MICR-24-000064	Micro	KWC, Inc.
OCM-MICR-24-000065	Micro	Organic Relief Solutions New York LLC
OCM-MICR-24-000068	Micro	Art of Flower Farm & Dispensary LLC
OCM-MICR-24-000069	Micro	Greenleaf Cannabis LLC
OCM-MICR-24-000073	Micro	Triple P Cannabis Farms, LLC
OCM-MICR-24-000078	Micro	Magnifier Farms LLC
OCM-MICR-24-000082	Micro	Black Pheasant Farm LLC
OCM-MICR-24-000092	Micro	Agricultural Development Services LLC
OCM-MICR-24-000096	Micro	Casey R Oxley
OCM-MICR-24-000101	Micro	NY Organix LLC
OCM-MICR-24-000102	Micro	Upstate Haze LLC
OCM-MICR-24-000111	Micro	Della Terra, LLC
OCM-MICR-24-000132	Micro	Hazy Rafa LLC
OCM-MICR-24-000174	Micro	Piffys Canna LLC
OCM-RETL-24-000002	Retail	H&O City Heart INC
OCM-RETL-24-000042	Retail	Catskill Cannabis NY LLC
OCM-RETL-24-000046	Retail	KiKi Buddz Corp.
OCM-RETL-24-000058	Retail	Dune Lilly, LLC
OCM-RETL-24-000069	Retail	Briar Hill Holdings LLC
OCM-RETL-24-000072	Retail	Notorious Tree NY LLC
OCM-RETL-24-000074	Retail	ATNC INC
OCM-RETL-24-000083	Retail	Caffiend LLC
OCM-RETL-24-000087	Retail	CalKnap Inc.
OCM-RETL-24-000090	Retail	Gnome Serum Center LLC
OCM-RETL-24-000091	Retail	Cannabliss Recreational LLC

OCM-RETL-24-000093	Retail	Divine Kinnektion LLC
OCM-RETL-24-000094	Retail	Ashley Capraro LLC
OCM-RETL-24-000103	Retail	Nitecap LLC
OCM-RETL-24-000107	Retail	The Hootch LLC
OCM-RETL-24-000108	Retail	Lisa Birnbaum Personal Training, LLC
OCM-RETL-24-000112	Retail	Plant Meets Public LLC
OCM-RETL-24-000114	Retail	960 Bloomingdale road LLC
OCM-RETL-24-000115	Retail	Parra's Enterprises, LLC
OCM-RETL-24-000118	Retail	Mammoth Business, LLC
OCM-RETL-24-000119	Retail	Farmers Choice Dispensary 2 LLC
OCM-RETL-24-000122	Retail	Gone Tiki LLC
OCM-RETL-24-000128	Retail	Veteran Warriors of WNY, LLC
OCM-RETL-24-000129	Retail	Pure Wellness Dispensary LLC
OCM-RETL-24-000130	Retail	Electric City Cannabis Co, LLC
OCM-RETL-24-000134	Retail	Windy Hill Wellness 312 LLC
OCM-RETL-24-000153	Retail	Luxus Botanica
OCM-CULT-24-000018	Cultivator	Glenna & Co. LLC
OCM-CULT-24-000019	Cultivator	Outcast Acres LLC
OCM-CULT-24-000023	Cultivator	Cherry Valley Growers, Inc
OCM-CULT-24-000024	Cultivator	Raga Growers, LLC
OCM-CULT-24-000028	Cultivator	Saratoga Hemp Farms LLC
OCM-CULT-24-000030	Cultivator	Four Winds Terracult, LLC
OCM-CULT-24-000039	Cultivator	Birdsong Hemp Company LLC
OCM-CULT-24-000043	Cultivator	Gen V Growers, LLC
OCM-CULT-24-000065	Cultivator	Close Farm Ventures, LLC
OCM-CULT-24-000073	Cultivator	Green Mountain Exotics LLC
OCM-CULT-24-000075	Cultivator	Pre Emption Rd. Farms LLC
OCM-CULT-24-000080	Cultivator	AMERICAN SEED AND OIL NY LLC
OCM-CULT-24-000082	Cultivator	Tricolla Gardens LLC
OCM-DIST-24-000020	Distributor	1HQ Inc
OCM-DIST-24-000026	Distributor	HV Ag Corporation
OCM-PROC-24-000013	Processor	Alchemy Pure LLC
OCM-PROC-24-000016	Processor	Glenna & Co. LLC

OCM-PROC-24-000026	Processor	Red's Health LLC
OCM-PROC-24-000030	Processor	SJR Horticulture LLC
OCM-PROC-24-000031	Processor	Moby & Zeke, LLC
OCM-PROC-24-000033	Processor	HV Ag Corporation
OCM-PROC-24-000034	Processor	BASIN MIXTURES INC
OCM-PROC-24-000036	Processor	Miss Perry Farms LLC
OCM-PROC-24-000037	Processor	Homestead Hemp 1787 LLC

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

JOHN KAGIA
Acting Executive Director

Attachment B

May 29, 2026 **SENT VIA EMAIL**

Staten Island Community Board Two
900 South Avenue, Suite 28
Staten Island, NY 10314

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

Dear Staten Island Community Board Two:

This letter is in reference to the Cannabis Control Board's decision to approve the license renewal for OCM-RETL-24-000103 (Nitecap LLC) located at 1151 Hylan Blvd., Staten Island, NY 10305.

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) sets 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 April 30, 2026, the Board received an Opinion from your office (Office) outlining concerns on the review and issuance of a license to Nitecap LLC, and the Board is responding as follows:

In the attached opinion provided by your Office, you raised concerns with the lack of a reliable method to determine cannabis related impairment while driving. The Board appreciates you raising these concerns to their attention, as traffic safety is an important social determinant to consider as part of the comprehensive regulatory framework for adult-use cannabis programs. The Office of Cannabis Management (OCM) continues to establish measures to promote safer driving practices and increase traffic safety efforts in a manner that protects the public health and safety of all New Yorkers. In 2023, OCM joined the Governor's Traffic Safety Committee (GTSC). Representation on the GTSC solidified ongoing collaboration with the GTSC, the entity primarily

responsible for coordinating and managing New York State traffic safety campaigns for the past twenty-five years. Being a top priority of OCM, a memorandum of understanding was established with the NYS Department of Motor Vehicles (DMV) to expand capacity for cannabis-specific support staff to assist with continued coordination efforts to expand the Drug Evaluation and Classification program's Advance Roadside Impaired Driving Enforcement (ARIDE) and Drug Recognition Expert (DRE) trainings across the State. More on the DRE and ARIDE training programs can be found in OCM Annual Reports.

Please be aware that under New York State Law it remains illegal to operate a motor vehicle while under the influence of cannabis. Pursuant to New York Vehicle and Traffic Law § 1192(4) "no person shall operate a motor vehicle while the person's ability to operate such motor vehicle is impaired by the use of drugs," which includes cannabis as defined in New York Public Health Law.

Furthermore, the Board reviewed and confirmed Nitecap 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 renewal was approved for Nitecap LLC located at 1151 Hylan Blvd., Staten Island, NY 10305.

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

May 29, 2026 **SENT VIA EMAIL**

Staten Island Community Board Two
900 South Avenue
Staten Island, NY 10314

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

JOHN KAGIA
Acting Executive Director

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

Dear Staten Island Community Board Two:

This letter is in reference to the Cannabis Control Board's decision to approve the license renewal for OCM-RETL-24-000114, 960 Bloomingdale Road LLC (960 Bloomingdale) located at 2059 Richmond Avenue, Staten Island, NY 10314. Pursuant to Cannabis Law § 76(4) and Section 119 of Title 9 of the New York Codes, Rules and Regulations, the Board is responding to the notice the Staten Island Community Board 2 (CB2) sent to the Board, dated April 22, 2026.

In that notice, CB2 announced that it disapproved of the license on public safety grounds. While the letter acknowledged the goals of the Cannabis Law and CB2's support of economic development, CB2 opposed the license renewal due to generalized concerns from constituents and law enforcement that "there is not reliable roadside method for determining cannabis-related impairment" while driving. The letter also conveyed that CB2 would maintain this objection until those risks have been adequately addressed, although these risks were not otherwise quantified in CB2's letter.

The Board understands this concern. Please note that the Office of Cannabis Management continues to establish measures to promote safer driving practices and increase traffic safety efforts in a manner that protects the public health and safety of all New Yorkers. In 2023, OCM joined the Governor's Traffic Safety Committee (GTSC), the entity primarily responsible for coordinating and managing New York State traffic safety campaigns for the past twenty-five years. Being a top priority of OCM, a memorandum of understanding was established with the NYS Department of Motor Vehicles (DMV) to expand capacity for cannabis-specific support staff to assist with continued coordination efforts to expand the Drug Evaluation and Classification program's Advance Roadside Impaired Driving Enforcement (ARIDE) and Drug Recognition Expert (DRE) trainings across the State. More on the DRE and ARIDE training programs can be found in OCM's Annual Reports.

However, the Board cannot deny 960 Bloomingdale's application for renewal based on this concern. Review of the renewal application by the OCM and Board affirmed that the application, as received, complies with relevant Cannabis Law and implementing regulations.

After consideration of the notice received from CB2, the Board reviewed and confirmed 960 Bloomingdale's completion of all application requirements for licensure renewal under the Cannabis Law and its implementing regulations. Accordingly, the Board voted to approve a license renewal for 960 Bloomingdale.

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