

## **Emerald Law Group**

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Mendocino County

JUN 22 2023

Planning & Building Services

April 12, 2023

Department of Planning and Building Services Commission Staff 860 North Bush Street, Ukiah, California 95482

RE:

CASE#: AP\_2023-0015 DATE FILED: 4/27/2023 OWNER: RUSSELL GREEN

APPLICANT: KURE WELLNESS INC

AGENT: EDITTE LERMAN

REQUEST: Administrative permit modification to authorize a drive-through

window for an existing cannabis dispensary.

LOCATION: 3.25± miles north-northeast of Ukiah city center, on the north corner of the intersection between Lake Mendocino Drive (CR 227B) and East Side Calpella Rd (CR 227); located at 800 Lake Mendocino Dr, Ukiah; APN 168-224-31.

To Whom It May Concern:

As noted within the posting packet, The Site Plans for AP\_2017-0109 and CFBL\_2017-0010 both showed an "Existing Drive" surrounding the dispensary building.

This "existing drive" was the drive through that that was in operation at the time the Kure Wellness submitted its AP application for a microbusiness.

The County noted, Under Section 15038 of Title 4, Division 19 of the CCR, the Department of Cannabis Control (DCC) can provide disaster relief, the temporary waiver of specific DCC regulatory requirements in individual cases due to a declared disaster. During the COVID-19 pandemic State emergency, Kure Wellness received temporary authorization for a drive-through component, subject to a monthly renewal. However, as the County stated, "[i]t is not immediately apparent when this authorization was first sought or approved." The reason for this is because it was grandfathered in. Regardless of if, or when, "this authorization was first sought or approved," the County

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proclaimed that it "provided a temporary authorization to Kure Wellness for a drivethrough as well, with the provision that it would end when either the applicant failed to provide a renewal or when the State emergency for COVID-19 has been lifted, whichever occurred first." The County also "advised that the 'drive-thru' is not a grandfathered component of Kure Wellness' continued operations..."

The County may not use the forgoing procedure to remove the previously existing, grandfathered, 'drive-thru'.

Under State Law, a commercial cannabis business may have a drive-in or drive-through window only if, prior to June 1, 2018:

- (1) The commercial cannabis business received a license or permit from the local jurisdiction for a premises including a drive-in or drive-through window which was disclosed on the local application; or
- (2) The commercial cannabis business has submitted an application to the local jurisdiction for a license or permit which, at the time of submission of the application, included information that a drive-in or drive-through window was already part of, or proposed to be part of, the premises, and after June 1, 2018, the local jurisdiction approves the premises with a drive-in or drive-through window.

Under this State regulation a drive-through window is authorized, if there was drive-in <u>or</u> drive-through window was already part of the premises.

Here, Kure Wellness has presented ample evidence that it has received a license or permit from the local jurisdiction for a premises including a drive-in. This drive-in is identified on the Site Plans for AP\_2017-0109 and CFBL\_2017-0010. Both of the site plans showed an "Existing Drive" surrounding the dispensary building. This "Existing Drive" is distinct from the "Existing Road" which is also on the same site plans. There is no reason to distinguish between an "Existing Drive" and an "Existing Road," other than to distinguish between a 'drive through' or 'drive in' versus an ordinary 'road.'

During previous communications, Kure Wellness requested reconsideration of Planning and Building's decision. This request for reconsideration provided additional evidence that the "drive-in" was in operation prior to June 1, 2018. This request is again being submitted in support of this immediate application.

There is no reason to deny Kure Wellness's request. Kure Wellness has addressed all

of the County's concerns regarding vehicle stacking; the drive-in/drive-through is allowed under state law (See 4 CCR 15025 (e)); and it was grandfathered in under MCC Section 20.243.080. Moreover, the drive-in was a part of AP\_2017-0109.

Sincerely,

/s/Editte Lerman Edie Lerman, Esq. Emerald Law Group

## EMERSAACHE LATAN MINITROUP

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July 7, 2022

Julia Krog, Director County of Mendocino Planning and Building Services Department 860 North Bush Street Ukiah, CA 95482

Re.: Kure Wellness, Inc., 800 Lake Mendocino Drive, Ukiah, CA

Dear Ms. Krog,

We represent Mr. Russell Green, owner of Kure Wellness, Inc. We are writing to request reconsideration of the County's position regarding the drive-thru component of the Kure Wellness cannabis dispensary at 800 Lake Mendocino Drive, Ukiah, CA and ask the County to allow Mr. Green to re-open the drive-thru at that location. We are also asking the County to allow Mr. Green to re-establish the nursery that was part of the operation prior to implementation of the Emergency Cannabis Regulations issued by the State of California in 2017.

As explained below, the County's action in withdrawing permission for Kure Wellness to continue operating the drive-thru due to *de minimis* delays in "renewing" notice to the County is arbitrary and capricious. Refusing to allow drive-thru operations also undermines efforts to inhibit the spread of COVID-19 and forces the at-risk and alternate-abled patients of Kure Wellness to take unnecessary risks in order to obtain their medicine.

The County's refusal to "grandfather" the drive-thru operation pursuant to CA Code of Regulations § 15025(e) is also arbitrary and capricious for the reasons set forth below, and, in the alternative, both the drive-thru and the nursery are permissible under the "continued operations" provision of the Mendocino County Cannabis Operations Code provision, MCC § 20.243.080, and must be allowed to resume operating.

The County's Action in its Letter Dated August 4, 2021, Withdrawing Permission for the Drive-Thru at Kure Wellness in Ukiah, is Arbitrary and Capricious.

The County's action in withdrawing permission for Kure Wellness to continue operating the drive-thru on Lake Mendocino Drive due to *de minimis* delays in "renewing" notice to the County is arbitrary and capricious. There was never a <u>formalized</u> agreement between Kure Wellness and the County requiring Kure Wellness to do anything with regard to its authorization to operate the drive-thru. To the extent there was an informal agreement, or a requirement imposed by the County, the requirement was only to copy

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the County on the renewal requests sent to the State Bureau of Cannabis Control and forward the State's reply email to the County when received.

On August 4, 2021, the County sent a letter to Kure Wellness that stated:

As stated in the attached communications dated March 23, 2021, the [Mendocino County] Planning and Building Services Department required that renewals for the drive-thru component of the Kure Wellness located at 800 Lake Mendocino Drive occur before or on the end of the thirty (30) day exemption.

See Exhibit A, annexed hereto.

However, the March 23, 2021 communication referred to, email from Sam Vandewater to Russell Green, refers only to "an established agreement ... with on-time renewal of the component being a requirement." (Emphasis added) <u>See</u> Exhibit B, annexed hereto.

The "established agreement" referred to is another email, this one dated May 8, 2020, from Sam Vandewater to Lauren Mendelsohn. See Exhibit C, annexed hereto. In this email, Mr. Vandewater states that "... given the current health situation, the County will allow Kure Wellness to operate a drive-thru only during this COVID-19 crisis. To remain compliant, Kure Wellness must CC myself ... and the general PBS email ... when requesting any future extensions ... as well as forward the response from the BCC ... ". (Emphasis added) See Exhibit C.

There is no allegation that Mr. Green ever failed to copy the County on his extension requests to the State Bureau of Cannabis Control ("BCC"), or that he failed to forward the BCC's responsive emails to the County, and we are unaware of any document that states any additional requirements besides what is contained in the email of May 8, 2020. There was never an agreement between Mr. Green and the County that he would send a renewal request every thirty days, nor did the County ever inform Mr. Green that the thirty-day extension requests were a requirement. Indeed, the County did not require Mr. Green to renew his exemption request with the *County* at all, only that his renewal request to the State BCC be copied to them.

Most likely, the thirty-day renewal requirement referred to by the County was based on correspondence between the State BCC and Mr. Green. As explained below, Mr. Green had been operating a drive-thru operation at Kure Wellness from the time when the dispensary first opened, in or around 2015. When the State adopted emergency regulations that included a new prohibition on drive-thru access for retail dispensaries, Mr. Green commenced discussions with the County regarding the Kure Wellness drive-thru.

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The issue remained unresolved when the COVID-19 pandemic began. However, it soon became clear that the pandemic was having a disproportionate effect on Mr. Green's clients, many of whom had conditions making them particularly susceptible to the COVID-19 virus. At that point, instead of continuing discussions with the County about the drive-thru, Mr. Green applied directly to the State BCC, asking for an exemption from the prohibition on drive-thru cannabis operations in order to address the urgent health and safety needs of his clientele. The BCC granted the exemption in March 2020. See Exhibit D, annexed hereto.

The initial email from the BCC granting the exemption, dated March 20, 2020, states that "The Bureau has approved your request for relief from the requirements of sections ... 5025, subsections (c)(2)-(3) of the Bureau's regulations." The email goes on to say that "The relief outlined above will extend for a period of 30 days from this email." See Exhibit D. Consequently, at the end of that 30-day period, Mr. Green emailed BCC again, and BCC responded with another email granting the temporary relief for another 30 days from the date of the BCC's email.

This email exchange between Mr. Green and the BCC occurred approximately monthly, from March 2020 through and including August 2021, with each renewal email from the State saying that relief would extend for thirty days from the date of the email. There were quite a few instances during that period when Mr. Green did not send an email to BCC *exactly* 30 days after receiving the prior email, yet the State never declined to renew the exemption.

While we do not agree that even a 30-day renewal requirement was appropriate, we reiterate that there is no such explicit agreement between the County and Mr. Green. And, notably, the State BCC never withdrew the temporary relief due a minor delay in sending the renewal email. It is arbitrary and capricious for the County to insist on rigid adherence to an agreement between the State BCC and Mr. Green, and the County must rescind its decision of August 4, 2021 and allow the drive-thru lane at Kure Wellness on Lake Mendocino Drive to re-open immediately.

The County's Action in its Letter Dated August 4, 2021, Withdrawing Permission for the Drive-Thru, Exposes Kure Wellness Patients to Unnecessary Health Threats.

Failure to allow a drive-thru operation during a pandemic poses a threat to the health and well-being of community members who may be significantly at-risk with regard to COVID-19; the County's decision to close a safe, physically distanced retail option was arbitrary and capricious and must be reversed.

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Kure Wellness has operated a drive-thru lane since it's opening in or around 2015. Attached hereto as Exhibit E are signed statements from some of Kure Wellness's patients attesting to that fact. And the drive-thru lane has been a significant benefit to hundreds of Kure Wellness clients, for many reasons including the ability to obtain their medicine in a safe, contact-free manner. Attached hereto as Exhibit F are signed statements from many other Kure Wellness clients indicating the many reasons why the drive-thru operation at Kure Wellness is vitally necessary for their health and well-being and expressing their support for the operation as a whole and the drive-thru in particular.

That Kure Wellness and other cannabis businesses are vitally necessary is borne out by the fact that cannabis dispensaries were included in the list of "essential services" that could remain open during the state-wide COVID-19 lockdown. This was completely appropriate considering that cannabis is an essential medicine for many Californians, and the BCC statement at the time said just that. But even essential services were required to comply with CDC and other regulations and recommendations in order to minimize transmission.

To that end, a California company specializing in compliance tools and software published a handbook called "California Cannabis COVID-19 Retail & Delivery Safety & Sanitation Protocols," <u>see</u> Exhibit G, excerpted, in which they recommend requesting permission for curbside sales and/or drive-thru lanes. The State of California also recommended implementing curbside pickup and drive-thru operations in order to minimize risk to both consumers and workers.

Allowing drive-thru operations is one of the safest and most secure ways of preventing transmission of COVID-19, a highly contagious, airborne virus. It reduces the number of people having unprotected contact with each other and ensures that neither party needs to risk more exposure than absolutely necessary. Particularly now that the County's indoor mask mandate has been lifted, at-risk individuals need to be extra vigilant to ensure they are not exposed to someone with COVID.

California is still in a state of emergency due to COVID-19, and it is unknown when, or if, that state of emergency will be lifted. Forcing Kure Wellness to close their drive-thru lane despite approval by the state means that Mr. Green cannot take the most commonsense measures to reduce transmission and spread of COVID-19 among Kure Wellness patients. Kure Wellness must be allowed to operate a drive-thru in order to accommodate those patients who need their medicine but cannot risk entering a retail establishment with unmasked and potentially unvaccinated individuals.

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## The County's Refusal To "Grandfather" the Drive-Thru Operation at Kure Wellness Is Arbitrary and Capricious.

As attested to in the signed statements of patients who buy their medicine at Kure Wellness, the drive-thru lane at 800 Lake Mendocino Drive had been operational since the dispensary first opened in 2015, or at the very least, prior to June 2018. See Exhibit E. Yet the County claims that the drive-thru is not eligible to be grandfathered under state regulations because the original application did not "disclose" its existence. The County's position is arbitrary and capricious as set forth below and the drive-thru must be grandfathered in and allowed to re-open.

Prior to December 2017, there was no prohibition on drive-thru dispensaries in either state or county law. However, in December 2017, the State adopted emergency regulations that included licensing and enforcement criteria for commercial cannabis businesses and, for the first time, prohibited drive-thru operations at retail cannabis dispensaries and businesses. <u>See</u> California Code of Regulations, Title 4, Division 19, Chapter 1, Article 3, § 15025(a).

However, the State also provided an exception to the prohibition, contained in § 15025(e), as follows:

- (e) Notwithstanding subsection (a), a commercial cannabis business may have a drive-in or drive-through window only if, prior to June 1, 2018:
  - (1) The commercial cannabis business received a license or permit from the local jurisdiction for a premises including a drive-in or drive-through window which was disclosed on the local application; or (2) The commercial cannabis business has submitted an application to the local jurisdiction for a license or permit which, at the time of submission of the application, included information that a drive-in or drive-through window was already part of, or proposed to be part of, the premises, and after June 1, 2018, the local jurisdiction approves the premises with a drive-in or drive-through window.

Russell Green's dispensary at 800 Lake Mendocino Drive was permitted in May 2018, based on submissions made in 2016 and 2017, before the emergency regulations were in effect. At no time was there any indication that he needed to "disclose" or "include information" about the drive-thru component of the operation.

Mr. Green's first submission, dated May 2016, was a "Medical Cannabis Activity Registration Form," an initial "registration" form devised by the County to "assess the level of interest of persons to apply for local permits" under the newly passed MMRSA (Medical Marijuana Regulation and Safety Act). <u>See</u> Exhibit H. On page 2 of the form,

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the applicant is asked to describe "the nature of the cannabis activity." Mr. Green answered that he was proposing a "General Dispensary." <u>See</u> Exhibit H. On page 3 of the form the applicant is asked what type(s) of permit(s) are sought, and, under the "Dispensary" heading, Mr. Green checked both boxes, for a "Type 10. General," permit and a "Type 10A" permit. See Exhibit H.

Virtually no additional information was requested on this form, and there is no place where an applicant could have indicated that they were seeking permission to have a drive-thru operation, nor was that required at that time. Likewise, there is no indication on the form that the applicant was expected to specifically notify the County that there would be a drive-thru aspect to the current or proposed use.

In December 2017, Mr. Green submitted his full County permit application, including a detailed four-page "Application for Cannabis Facilities -- Use Permit/Administrative Permit." See Exhibit I. But this form also asks nothing about whether there will be a drive-thru, nor does it give any indication that an applicant must specifically disclose that information. Notably (and in contrast to later Municipal Code language, see below), though question 3 on page 2 asks the applicant to "describe the project site," it says nothing about what elements to include. Nonetheless, Mr. Green did in fact disclose the drive-thru on the 2017 application – on the site map, he drew a lane encircling the facility and labelled it "existing drive." See Exhibit I.

The Mendocino County Municipal Code says nothing specifically relating to drive-thru dispensary operations, either at present or when Mr. Green submitted the dispensary permit application. The only restriction pertaining directly to retail drive-thru operations at all, applicable to **all** retail drive-thrus, is found in Section 20.180.020(A), which requires any drive-thru operation to have a "stacking area" able to accommodate five vehicles.

In March 2018, the County DOT reviewed Russell Green's application and approved it subject to the construction of two standard commercial road approaches to the dispensary, one from Lake Mendocino Drive and one from East Side Calpella Road. See Exhibit J. This condition was presumably based on an inspection of the site, yet DOT said nothing about the existing driveway, nor did they find that the location did not comply with the stacking area requirements of Sec. 20.180.020(A).

In May 2018, Administrative Permit AP-2017-0109 was issued by the County, approving the applicant's request for a "cannabis microbusiness within an existing cannabis retailer." In the project description, the County states that the facility is an "existing cannabis retail dispensary" that is being expanded to include manufacturing. <u>See</u> Exhibit K.

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The County was clearly aware that Mr. Green was operating an already-existing retail cannabis dispensary when it issued the permit in May 2018. And as attested to by the patients who signed the forms in Exhibit E, the drive through was operating prior to June 1, 2018, the grandfathering date contained in the CCR, and as far back as 2015.

As already stated, when the State adopted emergency regulations that included a new prohibition on drive-thru access for retail dispensaries, Mr. Green commenced discussions with the County regarding the Kure Wellness drive-thru on Lake Mendocino Drive. From that point until the start of the COVID-19 pandemic, Mr. Green tried to get "official" approval for the drive-thru feature of the dispensary. The County has thus far declined to approve the drive-thru, mainly on grounds that it did not fall within the "grandfathering" exception of the BCC regulations because the original application "[did not] make any mention or indication of 'drive-thru services" as required by CRR § 15025(e)(1). See Exhibits A and L.

We are aware that the County does not consider the designation of an "Existing Drive" on the site plan submitted with the original permit application as the disclosure contemplated by CRR § 15025(e)(1), but we disagree with that position and believe it is an arbitrary and capricious interpretation of the State regulation, as the "Existing Drive" is quite clearly encircling the retail store and therefore is quite clearly a drive-thru lane.

Moreover, while it is true that the application did not specify that there was a drive-thru window, there is no way an applicant in 2015 or 2016 could have known to *specifically* disclose the existence of a drive-thru component, when, as noted, there was nothing on either the State or local level asking for that information at that time. This is borne out by reviewing the history of the County Municipal Code.

Currently, the Mendocino County Municipal Code has a section entitled "Permit Application Submittal Requirements for Administrative Permits, Use Permits and Major Use Permits for Cannabis Facilities" (§ 20.243.100). This provision sets out in great detail what information an applicant is expected to provide, to be submitted "upon such forms and accompanied by such plans and documents as may be prescribed by Planning and Building so as to assure the fullest practical presentation of facts for the review of the application." (Emphasis added)

Specifically, 20.143.100(A) states that the application should include

An operations plan which provides a description of the proposed processing, manufacturing, testing, dispensing, retailing, or distributing of cannabis activities including, but not limited to, permit type, size of facility or structure where business will be conducted, description of the nature of the activity, product type, average production amounts (including each product produced by type, amount, process, and rate), source of cannabis material

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product(s), estimated number of employees, hours of operation, visibility, and anticipated number of deliveries and pickups.

This language makes it clear that the County is looking for an extremely detailed operations plan; an applicant whose operation included a drive-thru would certainly know to include that information on their submission.

But those provisions were not added to the MCC until June 2018. In May 2016 and December 2017, when Russell Green submitted the "Medical Cannabis Activity Registration Form," and the Cannabis Facility Permit application, the County Municipal Code said exactly **nothing** about what materials to provide. The County's refusal to grandfather the drive-thru lane at Kure Wellness on Lake Mendocino Drive is arbitrary and capricious in that it requires Mr. Green to prove he provided information about an aspect of his retail operation that had not been highlighted as necessary or problematic at the time the application was submitted.

Even accepting *arguendo* that the Kure Wellness drive-thru cannot be grandfathered under CRR § 15025(e)(1), the County has never explained why the drive-thru should not be grandfathered under CRR § 15025(e)(2). Whereas § 15025(e)(1) requires that the drive-in or drive-through window was "disclosed" on the local application, § 15025(e)(2) requires only that the application "included information" about a drive-in or drive-thru window that was part of the premises.

To disclose is defined as revealing something previously hidden, or something new. The fact that the State chose to use different language in each of the two clauses indicates its intent that the two clauses have different requirements. Comparing the term "disclose" with the phrase "include information," it is clear that CRR § 15025(e)(1) requires "more" than CRR § 15025(e)(2). Again, even assuming *arguendo* that Kure Wellness did not "disclose" its intent to operate a drive-thru at 800 Lake Mendocino Drive, Mr. Green absolutely "included information" about the existence of a drive-thru on the site plan submitted with the application, by drawing a driveway around the building and writing the words "Existing Drive" on it. Since the County did approve the application, Mr. Green has met the requirements of CRR § 15025(e)(2) and the drive-thru lane should be grandfathered in.

The Drive-Thru Lane and Nursery That Existed at Kure Wellness' Lake Mendocino Drive Location Are Permissible Under the Continuing Operations Provision of the Mendocino County Code.

In the alternative, the drive-thru and the nursery that existed at the Lake Mendocino Drive location prior to 2017 are permissible under the "continued operations" provision

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of the Mendocino County Cannabis Operations Code, MCC § 20.243.080. The County must allow Kure Wellness to re-open the drive-thru lane and nursery.

Mendocino County Code § 20.243.080, "Continued Operation," states as follows:

All cannabis retailers/dispensaries operating with an approved business license prior to the effective date of these regulations, are eligible to continue operations without obtaining any additional permit which may be required by this Chapter but shall comply with the requirements listed in sections 20.243.040 and 20.243.050, except for paragraph (C) of section 20.243.050, and any requirements of State law.

We are aware that this argument was raised previously, but the County's response included an incorrect analysis or a misinterpretation of MCC § 20.243.080; the County therefore did not set forth any coherent reason why the Continued Operation provision would not apply to Kure Wellness.

The response we refer to was made in an email dated September 9, 2020, from Sam Vandewater to Russell Green. <u>See</u> Exhibit L, annexed hereto. In that email, Mr. Vandewater states "Additionally, the clause that 'grandfathers' cannabis retailers (MCC Section 20.243.080) is only in relation to setbacks from sensitive receptors, and does not apply to any other aspect of the business." <u>See</u> Exhibit L. Yet that is patently incorrect.

MCC § 20.243.080 says in essence that retailers operating legally prior to October 17, 2017, when Section 20.243 was adopted, can continue to operate without obtaining any additional permits newly required by Section 20.243. Retailers are not just grandfathered with respect to their setback as put forth by Mr. Vandewater; they are grandfathered as to whatever they were legally doing at the time the new Code provisions were adopted.

Retailers operating legally prior to October 17, 2017 must still comply with MCC § 20.243.040, "Use Classifications," and they must still abide by the additional limitations set forth in MCC § 20.243.050 (except the setback requirements), but if they are not out of compliance with MCC § .243.050(A), (B), or (D) – (I), then they must be allowed to continue operating as they were operating prior to October 17, 2017.

There is no allegation that Kure Wellness was out of compliance with any of the provisions of MCC § 20.243.050 and the County's misinterpretation of the Continued Operation provision is unsustainable. Moreover, the County's stance violates the spirit of the Continued Operations provision and the basis on which it was adopted. In the introductory paragraphs of the Medical Cannabis Activity Registration Form, the County references Section 19321(c) of the CA Business and Professions Code. Section

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19321(c) was part of the Medical Marijuana Regulation and Safety Act ("MMRSA"), enacted in 2015. That section states:

(c) Notwithstanding subdivision (a) of Section 19320, a facility or entity that is operating in compliance with local zoning ordinances and other state and local requirements on or before January 1, 2018, may continue its operations until its application for licensure is approved or denied pursuant to this chapter. In issuing licenses, the licensing authority shall prioritize any facility or entity that can demonstrate to the authority s satisfaction that it was in operation and in good standing with the local jurisdiction by January 1, 2016.

The Continued Operations provision of the Mendocino County Code was adopted after the state enacted BPC § 19321(c) and is clearly modeled on it. The intent as expressed at Board of Supervisors' meetings that took place prior to the adoption of MCC § 20.243.080 was to provide a pathway for legal operators to continue their operations and continue serving the community. There was a recognition that legacy operators, like Russell Green and Kure Wellness, should be treated with respect and not forced to invest even more time money and energy into complying with a changed regulatory scheme, as long as they had been operating legally prior to that.

The County's interpretation of the Continued Operations provision of the MCC is wrong and wrongheaded. Legacy operators like Russell Green, who have made innumerable contributions to the health of County residents, including the financial health of the County itself, are unfairly and incorrectly prohibited from continuing the legal cannabis operations they had been operating prior to 2017. The County must allow Russell Green to re-establish the nursery and drive-thru lane at the 800 Lake Mendocino Drive location of Kure Wellness.

For all the above reasons, the County must reconsider the action it took in its letter dated August 4, 2021, and, upon reconsideration, must reinstate its permission for Kure Wellness to continue operating the drive-thru on Lake Mendocino Drive. In addition, the County must allow the nursery that was operating legally at that location prior to 2017, to be reestablished.

Please contact me if we can provide any additional information or documentation.

Sincerely,

/s/ Elisabeth Fiekowsky

Elisabeth Fiekowsky, Esq.

## Exhibit A



IGNACIO 'NASH' GONZALEZ, AICP, INTERIM DIRECTOR
JULIA KROG, ASSISTANT DIRECTOR
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August 4, 2021

Russell Green 800 Lake Mendocino Drive Ukiah, CA 95482

Site Address: 800 Lake Mendocino Drive, Ukiah, CA 95482

Assessor's Parcel No.: 168-224-31

Dear Mr. Green,

As stated in the attached communications dated March 23, 2021, the Planning & Building Services Department required that renewals for the drive-thru component of the Kure Wellness located at 800 Lake Mendocino Drive occur before or on the end of the thirty (30) day exemption. It was also noted that failure to renew before or on the expiration date would result in the immediate cease of the drive-thru component. The most recent expiration date was July 30, 2021 as indicated in my email dated July 8, 2021. Per the email you provided on August 2, 2021, an extension for the exemption was requested from the Department of Cannabis Control two (2) days after the expiration and the notice provided to the County three (3) days after the expiration. To outline the current issue:

California Code of Regulations (CCR) Section 15025(g) allows cannabis retail facilities to operate a drive-thru component of the business if the following was true prior to June 1, 2018:

- (1) The licensee or applicant received a license or permit from the local jurisdiction for a premises including a drive-in or drive-through window which was disclosed on the local application; or
- (2) The licensee or applicant has submitted an application to the local jurisdiction for a license or permit which, at the time of submission of the application, included information that a drive-in or drive-through window was already part of, or proposed to be part of, the premises, and after June 1, 2018, the local jurisdiction approves the premises with a drive-in or drive-through window.

The County has reviewed the application and determined that the submitted application materials did not disclose a drive-through component. This determination was provided in an email dated May 8, 2020, sent to your attorney Lauren Mendolsohn, and in a letter from Brent Schultz dated November 22, 2020. In both reviews, the County found that the applicant did not meet the State requirements for a drive-in or drive-through component.

Additionally, Mendocino County Code Section 20.180.020(L) regulates retail stores with a drive-through component and requires a minimum stacking area for at least five (5) cars. Kure Wellness has not demonstrated their ability to stack five (5) cars without impacting access to/from Lake Mendocino Drive. Even with compliance with CCR Section 15025(g), Kure Wellness remains out of compliance with the Mendocino County Code in this regard.

Furthermore, the Administrative Permit under which Kure Wellness operates as a microbusiness also has outstanding Conditions of Approval that have yet to be completed. While the County has provided an additional grace period to complete the Conditions of Approval by the 2022 renewal period, the aforementioned information demonstrates non-compliance with both State and Local regulations by Kure Wellness.

This letter shall serve as notice from the County that the drive-through component of Kure Wellness (located at 800 Lake Mendocino Drive) must cease immediately. Failure to comply will result in a Notice of Non-Compliance to the Mendocino County Treasurer-Tax Collector and the California Department of Cannabis Control.

As this operation is not in compliance with both Condition of Approval, as well as the Mendocino County Code, this matter will also be referred to Code Enforcement for appropriate action.

Please note that the Planning & Building Services Department is more than happy to discuss the drivethrough component for Kure Wellness in the future should State regulations change.

If you should have any questions, please feel free to reach out to me.

Regards,

Sam Vandy Vandewater Senior Planner

Attached: Email communications dated March 23, 2021

CC: Lauren Mendelsohn

Nash Gonzalez Julia Krog Kristin Nevedal

Department of Cannabis Control

#### Vandy Vandewater - Re: Fwd: URGENT request from C12-0000152-LIC Kure Wellness, Inc.

From: Vandy Vandewater
To: Vandy Vandewater
Date: 8/4/2021 10:53 AM

**Subject:** Re: Fwd: URGENT request from C12-0000152-LIC Kure Wellness, Inc.

>>> Vandy Vandewater 3/23/2021 3:27 PM >>> Hi Russ,

This is the second month that the renewal for the drive-thru component of the Kure Wellness facility at 800 Lake Mendocino Drive has been submitted late. The February renewal was require **on or before February 16, 2021**; Kure Wellness did not even reach out to the BCC until <u>February 17, 2021</u> and the response was provided to County staff of <u>February 18, 2021</u>. This last renewal was require **on or before Mach 18, 2021**, but only received yesterday <u>March 22, 2021</u>. Per the established agreement, the County is allowing Kure Wellness to operate the drive-thru on a good faith basis with the on-time renewal of the component being a requirement; these late submissions do no indicate good faith on the part of Kure Wellness. The next time the renewal is late, the County will require an immediate cease of the drive-thru component.

Also per the agreement, this allowance for the drive-thru was given only during the COVID-19 Pandemic State emergency. The allowance is intended to end when either the BCC does not provide a renewal or when the State emergency for COVID-19 has been lifted, whichever occurs first. The established agreement for the drive-thru, as well as staff determination regarding application materials, have been reviewed by Interim Director Nash Gonzalez (CCed) who agrees with the previous Director's opinion as long as good faith remains between the County and Kure Wellness.

Please let me know if you should have any questions.

Vandy

#### SAM 'VANDY' VANDEWATER, MCRP

Interim Senior Planner

**County of Mendocino Planning & Building Services** 

860 North Bush St. Ukiah, CA 95482

tel. (707) 234-6650 fax. (707) 463-5709 Office Hours: Tuesday - Friday 6am-5pm 6am-8am calls by appointment only vandewaters@mendocinocounty.org

http://www.mendocinocounty.org/pbs

## Exhibit B



Russ Green <terminalc@gmail.com>

#### **URGENT** request from C12-0000152-LIC Kure Wellness, Inc.

Vandy Vandewater <vandewaters@mendocinocounty.org>

Tue, Mar 23, 2021 at 3:27 PM

To: terminalc@gmail.com

Cc: "bcc@dca.ca.gov" <bcc@dca.ca.gov>, Julia Acker <ackerj@mendocinocounty.org>, John Burkes <burkesi@mendocinocounty.org>, Nash Gonzalez <gonzalezn@mendocinocounty.org>, Michael Makdisi <makdisim@mendocinocounty.org>, "lauren@omarfigueroa.com" <lauren@omarfigueroa.com>

Hi Russ,

This is the second month that the renewal for the drive-thru component of the Kure Wellness facility at 800 Lake Mendocino Drive has been submitted late. The February renewal was require on or before February 16, 2021; Kure Wellness did not even reach out to the BCC until February 17, 2021 and the response was provided to County staff of February 18, 2021. This last renewal was require on or before Mach 18, 2021, but only received yesterday March 22, 2021. Per the established agreement, the County is allowing Kure Wellness to operate the drive-thru on a good faith basis with the on-time renewal of the component being a requirement; these late submissions do no indicate good faith on the part of Kure Wellness. The next time the renewal is late, the County will require an immediate cease of the drive-thru component.

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Please let me know if you should have any questions.

#### Vandy

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vandewaters@mendocinocounty.org

http://www.mendocinocounty.org/pbs

>>> Russ Green <terminalc@gmail.com> 3/22/2021 8:57 AM >>>

[Quoted text hidden]

# Exhibit C



Lauren Mendelsohn <lauren@omarfigueroa.com>

#### Kure Wellness Drive-Thru Use During COVID-19 Determination 5.8.2020

Vandy Vandewater <vandewaters@mendocinocounty.org>
To: "lauren@omarfigueroa.com" <lauren@omarfigueroa.com>
Cc: Julia Acker <ackerj@mendocinocounty.org>

ri, May 8, 2020 at 11:49 AM

Hi Lauren

Thank you for providing the information, and additional information as requested. As there has already been a determination regarding the Kure Wellness drive-thru, the State's suspension of the drive-thru regulations does not supersede the County's determination. Cannabis businesses must be compliant with both State and Local jurisdictions at all times. However, given the current health situation, the County will allow Kure Wellness to operate a drive-thru only during this COVID-19 crists. To remain compliant with the County, Kure Wellness and Compself (vandewaters@mendocinocounty.org) and the general PBS email (bbs@mendocinocounty.org) when requesting any future extensions to the drive-thru regs suspension, as well as forward the response from the BCC if those emails are not included. At present, the suspension to drive-thru regulations is set to expire on June 5, 2020.

Please be advised that the "drive-thru" is not a grandfathered component of Kure Wellness' continued operations, nor does the County seek out enforcement on specific businesses. As discussed in our January 6 email (attached below), the existence of a drive-thru and drive-thru services was not disclosed on the application. Neither the written portion nor site plan for Kure Wellness displays any information that would reasonably inform myself as a reviewer of the application that a "drive-thru" exists and is operated.

The poles that prevented drive-thru services appear to have been present April 2016 (attached Google Street View screenshots) and Kure Wellness has had a business license since April 2015. Thus, there a only a year period between the approved business license and the screenshot. It seems unlikely that the drive-thru was operated in this period considering the overgrown vegetation and old cooling unit covering the drive-thru window. Eastside Calpella Road Google Street View imagery (attached) is from 2012 and also shows the

Enforcement is done on a case by case basis and can only be conducted when the County is informed of non-compliance. I was informed of Kure Wellness' non-compliance and went out to the location to preform enforcement actions. The manager on duty at Kure Wellness informed me of Revolution Emporium and thus I visited that establishment after Kure Wellness. There have been a variety of cases in which I become aware of non-compliance by a cannabis business and have had to visit for enforcement, despite other cannabis businesses pollutions in the same non-compliant activities. I am sure Kure Wellness is not aware of many of these instances. Again, 1 only enforce regulations when I am made aware of a case of non-compliance or a case of non-compliance.

With that said, once the COVID-19 crisis and emergency regulations have been lifted, the drive-thru operation must cease immediately. The County's previous determination of January 6 remains in effect. If the State regulations change in the future allowing drive-thrus regardless of specific application materials, Kure Wellness is more than welcome to recommend ordinance revisions to the Department and/or Board of Supervisors.

Additionally, regarding claims that the County will revoke the business license at the State, this is only partially true. Per Condition #17 of the Kure Wellness Microbusiness Administrative Permit (AP\_2017-0109; attached), the driveway approaches off both public roads need to be improved. Direction from the Board of Supervisors provided leniency regarding the time in which conditions need to be completed when the program was initially opened. Normally, these conditions would need to be completed before the business license is issued. Kure Wellness has had almost the years to complete this complete this complete this complete the formally will be a controlled to the county will have to take action. This was part of a county will have to

Again, Kure Wellness may operate the drive-thru until such time as the COVID-19 crisis is considered over in the State of California, or until the BCC no longer provides exemption from the drive-thru regulations for health purposes, whichever occurs first.

Please let me know if you should have any questions

Best,

Vandv

SAM 'VANDY' VANDEWATER, MCRP. PLANNER II

860 North Bush St.

ukian, CA 95482

6x (707) 463-5709

vandewaters@mendocinocounty.org

http://www.mendocinocounty.org/government/planning-building-services

#### 4 attachments



KureWellness\_DriveThruPoles\_April2016.JPG



KureWellness\_DriveThruPoles\_June2012.JPG

AP-2017-0109 Signed.pdf 15173K

## Exhibit D



Russ Green <terminalc@gmail.com>

#### Relief request for Kure Wellness C10-0000647-LIC, C12-0000152-LIC

36 messages

Russ Green <terminalc@gmail.com>
To: "DCA, BCC@DCA" <bcc@dca.ca.gov>

Thu, Mar 19, 2020 at 11:29 AM

Dear BCC:

Pursuant to §5038(b) and the current state of emergency in California over the coronavirus outbreak, Kure Wellness respectfully requests the temporary relief to be able to serve customers via a walk-up or drive-through window or via "curbside pickup" to patrons parked in our parking lot, in order to avoid customers congregating in close quarters within our retail facility.

In addition to this, id like permission to accept the digital metrc manifests as authoritative and not sign or recieve a physical paper copy. I plan to scan transport drivers Id, and have package dropped by our back door (inside fenced and secured area under surveillance) where payment would also be left for transport driver to pickup. Then my staff would bring the shipment inside where it would be counted and then recieved on metrc. No physical contact at all.

I would also like relief from the 14 day physical inventory auditing requirements with metrc.

I would also like relief from requiring delivery customers to sign their delivery receipt.

Thank you.

Russell Green Kure Wellness, Inc.

DCA, BCC@DCA <BCC@dca.ca.gov>
To: Russ Green <terminalc@gmail.com>
Co: "DCA, BCC@DCA" <BCC@dca.ca.gov>

Fri, Mar 20, 2020 at 12:28 PM

Hello Russell,

The Bureau has reviewed your request for temporary relief for license number C10-0000647-LIC, in response to Governor Newsom's emergency declaration regarding COVID-19. The Bureau has approved your request for relief from the requirements of sections 5402, subsection (c), and 5025, subsections(c)(2)-(3) of the Bureau's regulations. The licensed retailer may conduct "curbside pick-up," as described in your request if the sale of cannabis goods is occurring under video surveillance or is being monitored by the retailer's security personnel. Please be aware that licensed retailers must still verify each customer's age pursuant to section 5404 of the Bureau's regulations.

The Bureau has approved your request for relief from the requirements of section 5420(a)(9) of the Bureau's regulations, which requires delivery employees to obtain the signature of every delivery customer. Delivery employees shall still be required to verify the age of each customer pursuant to section 5404 of the Bureau's regulations.

The relief outlined above will extend for a period of 30 days from this email.

The Bureau is not waiving the requirement for a physical transport manifest. Licensees are not permitted to drop off shipments of cannabis goods at unattended locations. Licensees must comply with all requirements regarding the transportation of cannabis goods.

Best,

## Exhibit E

I, citizen of Mendocino County think that is ridiculous and dispicable to close Kures drive-thur service that they have been running since 2015. I support Kure Wellness to obtain and keep any cannabis licenses they desire for you to quit harassing your legal operators. In addition i would like the local cannabis tax and permitting fees to be 0\$

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Sincerely Jou Saun

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Sincerely // A JAZ

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As applied to cannabis dispensaries, Mendocino County defines a "drive-through" as any sale or delivery of cannabis

- 1. through a pass-out window or a slide-out tray, or
- 2. sold to someone in a motor vehicle, or
- sold and/or delivered by any means or method to someone in a motor vehicle.

Based on the above definition, please indicate whether you have utilized the drive-through at Kure Wellness dispensary.

I HAVE USED	THE DRIVE-THROUGH AT KURE WELLNESS BEFORE
JUNE 1, 2018	
1	

NO
NO

YES

I HEREBY STATE THAT I AM AND WAS A MEMBER OF KURE WELLNESS.

PRINT NAME

SIGNATURE

3/25/24

DATE

As applied to cannabis dispensaries, Mendocino County defines a "drive-through" as any sale or delivery of cannabis

- 1. through a pass-out window or a slide-out tray, or
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I HAVE US JUNE 1, 2	SED THE DRIVE-THROUGH AT KURE WELLNESS BEFORE
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JUNE 1, 2018	

YES

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**PRINT NAME** 

**SIGNATURE** 

DATE

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I HAVE USED THE DRIVE-THROUGH AT KURE WELLNESS BEFORE
JUNE 1, 2018
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I HEREBY STATE THAT I AM AND WAS A MEMBER OF KURE WELLNESS.
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DATE

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DATE

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I HEREBY STATE THAT I AM AND WAS A MEMBER OF KURE WELLNESS.

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JUNE 1, 20		PRIVE-THROUG	SH AT KURE \	WELLNESS	BEFORE
	YES				

NO NO

I HEREBY STATE THAT I AM AND WAS A MEMBER OF KURE WELLNESS.

PRINT NAME

SIGNATURE

DATE

# Exhibit F

## Letter of Support for Kure Wellness, Inc.

I <u>Consect</u>, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature <u>Jane Belle</u>

Date Man 24 2020

Letter of Support for Kure Wellness, Inc.

I A Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature\_

Date <u></u>

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Signature <sup>\</sup>

Date

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Signature // 2020

Date 14 2020

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to open and operate a dispensary, drive-thru, and	, · · · · · · · · · · · · · · · · · · ·
within the state. Please consider Kure Wellness In applicant. I give my consent to Kure Wellness Inc.	1
this document or publish.	
Signature	
Date 5 /24 / 70	

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Signature <u>Medi//2//</u>
Date <u>6/17/20</u>

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Signature Held Koul

Date (2/18/20

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I Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature<sup>2</sup>

Date <u>(0 |2 |20</u>27

## Letter of Support for Kure Wellness, Inc.

I Shace Estate, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature\_

Date

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Signature\_

Date <u>4/12/2020</u>

## Letter of Support for Kure Wellness, Inc.

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature

Date 6.23 RD

## Letter of Support for Kure Wellness, Inc.

I <u>Joequin</u> <u>Peret</u>, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature\_

Date 07/09/20

### Letter of Support for Kure Wellness, Inc.

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature July

### Letter of Support for Kure Wellness, Inc.

I Shanna Zuber, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature B3 July 1

Date 4 7/7/20

## Letter of Support for Kure Wellness, Inc.

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Signature Communication Signature

Date 77-78

### Letter of Support for Kure Wellness, Inc.

to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature A Campoon of Date 7-29-2020

### Letter of Support for Kure Wellness, Inc.

I Mike Parry, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature<u>-</u>

Date <u>7-23-20</u>

## Letter of Support for Kure Wellness, Inc.

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Signature Della Jellas

Date 7/3/2126

# Letter of Support for Kure Wellness, Inc.

1 <u>Description</u> , a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
The Arma Abra is Convenient and
Michelo Ald Edichersoll better
Signature:
Signature,
Date: (7.4)

### Letter of Support for Kure Wellness, Inc.

I <u>Janfano</u>, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature \_\_\_\_\_

Date 7.17.20

Letter of Support for Kure Wellness, Inc.

Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature\_

Date

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I Then Mulicay, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature <u>St. Malicur</u>

Date <u>07- 23- 3</u>- 3

## Letter of Support for Kure Wellness, Inc.

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Signature\_

Date 7-14.20

Letter of Support for Kure Wellness, Inc.

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Signature

Date

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Signature Loday

Date 10day

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I Michel Strokensly a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature Michell Syro Date 7-10-2020

### Letter of Support for Kure Wellness, Inc.

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Signature

Date

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Signature Salvadov Flores

Date 8/19/2020

## Letter of Support for Kure Wellness, Inc.

I Robert Lances a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature Rebit Line

Date 8-20-2020

## Letter of Support for Kure Wellness, Inc.

I <u>Cory Rombers</u>, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature

Date <u>67-15-20</u>

### Letter of Support for Kure Wellness, Inc.

I Sandy Copus a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature Brandy Cooper

Date \$11212020

### Letter of Support for Kure Wellness, Inc.

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Signature

Date 4

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Signature (orus () vy Date 8-14-20

## Letter of Support for Kure Wellness, Inc.

I Diana Hoke, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature Jana 4 Ale.

Date 8-20-2020

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Signat<del>ure</del>\_

Date 6/20/20

### Letter of Support for Kure Wellness, Inc.

I Romeo, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature

Date \_\_\_

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Signature Communication Date 1/29/21

### Letter of Support for Kure Wellness, Inc.

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Signature Down (1). (me)

Date \_ San 31,2001

## Letter of Support for Kure Wellness, Inc.

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Signature\_

Date <u>. \$ 3 } - ⊇C.⊇ |</u>

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Signature \_\_\_\_

Date | 29 21

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Signature/

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Signature Ida Eak

Date 1-31.2021

### Letter of Support for Kure Wellness, Inc.

IRY CA BYOW, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

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Signature  $\underline{SamD}$ .

Date  $\underline{2/5/21}$ 

### Letter of Support for Kure Wellness, Inc.

IANACTE Procesa Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature 2 (20 the Bice)

Date 2 - 10 - 24

## Letter of Support for Kure Wellness, Inc.

I SARN LOBAL , a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

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I Larnen, a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature four fine.

Date 02/24/21

## Letter of Support for Kure Wellness, Inc.

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Signature 1

Date <u>02/25/2621</u>

### Letter of Support for Kure Wellness, Inc.

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Signature Saul &

Date 3-3-202/

### Letter of Support for Kure Wellness, Inc.

I Adam Butto a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru, and any other use within the state. Please consider Kure Wellness Inc., as your best applicant. I give my consent to Kure Wellness Inc., to furnish this document or publish.

Signature

Date 3-3-21

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Please tell us now our drive-thru service has helped you.
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Signature: 10 (1) (1) (1)
Date: \ - 2 - 7 \

1 Abyellow , a Mendocino County Resident	•
Wellness Inc., in getting licenses and permits that are necess	ary to open and
operate a dispensary, drive-thru and any other use within the	e state of
California. Please consider Kure Wellness Inc. as your best ap	plicant. I give
my consent to Kure Wellness Inc. to furnish this document or	
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Please tell us how our drive-thru service has helped you.	
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Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you. <u>NO plead to get out, espiratherain</u> Quality & easy
Signature: $\frac{Mmh}{2}$ $\frac{3}{3}$

I <u>Mille Myes</u> , a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.  Easy - Mo Man to Sato Chile bike
Signature: My MS
Date: $\frac{3/30/21}{2}$

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.    Super Convientent   EASY & QUICK!
Signature: And Add Add Add Add Add Add Add Add Add

I Melinda Thomas, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
Im handicaged nice service
Signature: 1/2021  Date: (23/30/2021
Date. William John John John John John John John John

I Hally (May 15), a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
Signature: Alana (Carlos)

I Evan Tompac, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
helps social distance and helps to stay outdoors,
helps social distance and helps to Stay untdoors,
Signature:
Date: $3/30/24$

Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive thru service has believed you
Please tell us how our drive-thru service has helped you.
Hs very convenient when in a hurry
please Keep it
Signature: Ally Desar
Date: 3   30   2

### Letter of Support for Kure Wellness, inc.

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.

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experience, less people interacting possible
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anxiety disorders
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Signature: Signature:
Date: $9/39/200$

### Letter of Support for Kure Wellness, Inc.

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Signature: World Morfall

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I & Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
Dasy access conviences
Signature:
Date: $\frac{3/30/21}{}$

I Nichal Loha, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
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my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
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7
Signature:
2) 1
Date:

1 Same Martine, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
publish it.
Please tell us how our drive-thru service has helped you.
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geing out often thering advise through his made it wissible
for me to cox to Kunz.
Signature:
Date: 3 Ka

I JOHNNIE MONTO/A, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
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Please tell us how our drive-thru service has helped you.
TO WALK SINCE I JUST HAD SURGERY
TO WALK SINCE I JUST HAD SURGERY
Signature:
Date:

1 BP: Harry Mandocino County Resident, support Kure
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my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
A /H
Signature:
Date:

I <u>Justin Na</u> a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
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Please tell us how our drive-thru service has helped you.
Signature:
Date: <u> </u>

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Please tell us how our drive-thru service has helped you.
Signature:

Wellness Inc., operate a disp	in getting licen ensary, drive-th	ses and pe hru and an	rmits that y other us	nty Resident, sup t are necessary to se within the stat our best applica	o open and te of
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<i>2</i> *	7/21				

1 Jose Hernendeez, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
I have been able to stay safe with
(EVI)
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Signature: All Marie Signature:
Date: 3/24/2071

Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Places tell us how and discrete as the second state of the second
Please tell us how our drive-thru service has helped you.
Its easy and fest.
Signature: Jessica Rivicon
Date: $3/26/2$

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Please tell us how our drive-thru service has helped you.
Signature: $\frac{1}{2021}$

1 <u>JIM CARNEY</u> , a Mendocino County Resident, support Kure
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my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
<u> FASY</u>
Signature: <u>fames larven</u> Date: 3-28-1
Date: <u>3-28-/</u>

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operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
Signature: Judanstein 3 26-21

Tring branstra, a Mendocino County Resident, support Kure
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my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.  I feel much sufer using the drive the pure.
When vishing Kure Please do not Shotit
doin.
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Date: 32(e 21

1 <u>CLENN MICLIGAN</u> , a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
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Please tell us how our drive-thru service has helped you.
Signature:
Date: 26 MAR 21

Letter of Support for Kure Wellness, Inc.
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Please tell us how our drive-thru service has helped you.  ANXICAY
Signature: $3-25-3$

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give
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Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
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Signature: Wande Brown
Date: 3 25-21

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Please tell us how our drive-thru service has helped you.  Very Convenient, nice option when Covid Started
Signature: Kvenny Weir
<b>Date:</b> 3-25-21

1 Tim	, a Mendocino County Resident, support Kure
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I Swan Garnick , a Mendocino County Resident, support Kure
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Date: 04/25/21

I <u>Jame's Morrison</u> , a Mendocino County Resident, support Kure
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Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
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Date: 4/21/2021

### Letter of Support for Kure Wellness, Inc.

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Please tell us how our drive-thru service has helped you.
social distancing is important and with a
drive through you get to stay in your car waiting
and it makes it possible for disabled people to
shop easy and fast with the chance
to come in and out to shop, Quick!
WE WANT DRIVE THROW
Signature: Dennica
Date: 4/20/2021

I Lorena Dalson, a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
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California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
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Delpful for me. as I have two
replaced knees
Signature: Hima
Date: 4/17/2/

Mollnoss Inc. in gatting licenses and leave it at the support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of
California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
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1 DERRYL HAYES a Mendocino County Resident, support Kure
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California. Please consider Kure Wellness Inc. as your best applicant. I give
my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
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TO NOT GO INSIDE A BUILDING IN ONE LESS STRESSER
DURING THIS PANDEMIC.
Signature: Derry Hayer
Date: 4/15 21

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Learner L. Barren , a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.  When have grocenes or wish to be discreet, the drive- thru is a fantastic option.
Signature: Christina I. Barron  Date: 4/11/21

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.  I have social anxiety and the anxiety friendly! Cost wormsome.
Signature:

1 Kirsly Arnold , a Mendocino County Resident, support Kure
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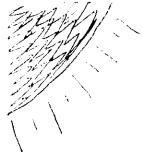
1 BRISA De La Herran, a Mendocino County Resident, support Kure
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Please tell us how our drive-thru service has helped you.
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get my medicine. I drive From
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211
Signature:
Date: 4 8 2021

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Date: 4-6-21

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1 Justin Bontage , a Mendocino County Residen	t, support Kure
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Please tell us how our drive-thru service has helped you.  Feels Safer in the Carid times
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a Mendocino County Resident, support Kure Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.
Please tell us how our drive-thru service has helped you.
Signature.

#### Letter of Support for Kure Wellness, Inc.

1 JANIA Moffa, a Mendocino County Resident, support Kure
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Please tell us how our drive-thru service has helped you.  Less contact uf Plogde holp my Anxiety
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#### Letter of Support for Kure Wellness, Inc.

Wellness Inc., in getting licenses and permits that are necessary to open and operate a dispensary, drive-thru and any other use within the state of California. Please consider Kure Wellness Inc. as your best applicant. I give my consent to Kure Wellness Inc. to furnish this document or publish it.

Please tell us how our drive-thru service has helped you.  It's fast and Gienally service	
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Signature: Signature:	

**PAGE 182 of 243** 

#### Letter of Support for Kure Wellness, Inc.

I DAVID 177m R a Mendocino County Resident, support Kure
Wellness Inc., in getting licenses and permits that are necessary to open and
operate a dispensary, drive-thru and any other use within the state of
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Please tell us how our drive-thru service has helped you.
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TO LEAUE MY CAR.
Signature:
Date: 5 - 1 - 2021
Dutc.

## Exhibit G





# COVID-19 RETAIL & DELIVERY SAFETY & SANITATION PROTOCOLS

March 18, 2020

## TABLE OF CONTENTS

04	INTRO
05	EMPLOYEE SAFETY
06	SAFE & SANITARY RETAIL FLOWS
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09	DELIVERY SANITATION
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12	CONTACTLESS DELIVERY
13	ADAPT YOUR WORKFLOWS
19	PRINTABLE SIGN & CLEANING LOG

#### WHAT DOES SOCIAL DISTANCING MEAN?

According to the CDC, COVID-19 is thought to spread mainly between people who are in close contact with one another (within about 6 feet). Some spread of the virus might be possible before people show symptoms. Therefore, it's important to "socially distance" yourself.

Maintain at least 6 feet of distance between yourself and others.

66

# CANNABIS IS MEDICINE. CANNABIS IS ESSENTIAL.

99

#### INTRO:

### Suggested California Cannabis Retail & Delivery Protocols for Safety and Sanitation

California cannabis businesses will need to continue monitoring advice from the Center for Disease Control and the World Health Organization over the next few weeks as the situation develops. There is no need for panic, but there is a need for intentional planning and safe-guards. If you haven't already, the time is now to establish proactive safety and sanitation measures to reduce the risk of exposure to this new virus. Implement staff training to keep everyone safe and healthy. Be transparent about the additional sanitation measures you are putting in place to protect them.

Let customers know you are prioritizing their health and safety, and streamline your operations to meet their needs during these uncertain, stressful times. Cannabis is medicine. People need their medicine. It's important to create a welcoming space for your community to get the supplies they need. Stay positive, upbeat and friendly and focus on customer service. Consider setting up an employee reward program for staff members who show extra leadership and kindness during these challenging times.

Any measures you take to help customers get cannabis quickly and safely will be appreciated. Remember that we're all in this together. Let's continue to support one another with kindness, patience and compassion.

# STAFF POLICIES & EMPLOYEE SAFETY



## Ensure employee safety with proper staffing, sick policies, written documentation and contingency plans.

Ensure you have emergency contact information readily available for everyone on your staff.
Staff who are presenting signs of illness must be sent home immediately and stay at home until symptom free with a doctor's note.
Take the time to check in with your staff to see if there's anything else they need to feel supported.
Allow anyone who can work from home to do so.
Ask employees not to share food or snacks.
Our friends at MMLG remind us to: "Know your Injury and Illness Prevention Program (IIPP). Make sure there's a physical, written form of it at your retail locations. IIPPs are a requirement under California law. They can sometimes be overlooked by even the best-intentioned employer, but it's California law to have your IIPP on premise." Need to develop an IIPP? Create one specific to your workplace: https://www.dir.ca.gov/dosh/etools/09-031/index.htm

## SAFE AND SANITARY RETAIL FLOWS



#### Adjust retail flow for social distancing & sanitation:

No un-medicated samples.
No sample "smell" containers of flowers.
Customers may not handle any product they are not going to purchase. All products and displays typically in customer area shall be immediately roped off or removed.
Add signage instructing shoppers to queue up with 6 feet of distance between themselves and staff at all times. Consider adding tape lines on the floor to designate spaces for customers to queue up.
Designate separate entry and exit points if possible. If only one entry and exit, line should be more than 6ft from the front door to prevent people from coming into close contact while they exit/enter at the same time.
Individual checking IDs shall sanitize/wash hands after handling each ID.
Reduce the number of customers allowed inside your shop at once to provide ample social distancing.

# SAFE AND SANITARY DISTRIBUTION INTAKE



#### Adjust distribution flow for inventory room sanitation:

Put up signage at distribution entrance asking distributors to maintain 6 feet of distance between themselves and others when bringing in product.
Retail employees to disinfect all door handles, tables and counter tops in inventory room before and after each distribution drop.
Encourage distributors to wipe down the bins they use to carry product boxes into inventory room after each delivery.
Instruct retail employees to wear latex gloves when receiving product.
Prevent retail and distribution employees from coming into close contact during product reception; ensure all interactions take place with at least 6 feet of distance between each person.
When signatures are required, ask the distributor to leave paperwork on a table and then back away, giving retail employee at least 6 feet of space to review.
After checking distributor packages, COAs, manifests, and handling payments, retail employee shall remove gloves and sanitize/wash hands for at least 20 seconds before touching any other surfaces in the inventory room or retail storefront.
Replace handshakes with waves or verbal greetings.
DACE 404 of 040

## CANNABIS RETAIL SANITATION



## Implement more in-depth cleaning procedures and health protection protocols across your storefront operations.

Wear gloves while handling cash.	Open the door for customers who do not want to touch the handle.
Wash your hands frequently with hot soapy water for 20 seconds.	Do not shake hands, touch or embrace others.
Avoid touching your eyes, nose & mouth with unwashed hands.	Provide hand sanitizer at entry and POS station.
Cover your mouth and nose with a tissue when you cough or sneeze; dispose of tissue and then immediately wash hands with soap and water for at least 20 seconds.	Communicate to your customers what your new health and safety protocols are so they can feel safe shopping with you.
Disinfect door handles, counter tops, POS & high-touch surfaces every 30 minutes. Consider disinfecting the counter after each	

transaction. Maintain a cleaning log.

# CANNABIS DELIVERY SANITATION



## Be sure your drivers and customers are protected with these best practices:

Provide latex gloves for staff.
Use hand sanitizer and rub hands together for 60 seconds before handling orders to be delivered.
After reviewing government-issued IDs from customers and receiving cash, use hand sanitizer and rub hands together for 60 seconds before touching other items in vehicle.
Avoid touching eyes, nose & mouth with unwashed hands.
Use disinfectant wipes to clean the steering wheel, door handle and other high-touch surfaces frequently during delivery shifts.
Thank the customer and ask how they are doing; in these times of social distancing, a little kindness goes a long way.
Encourage customers to wash their hands after returning inside their homes.

## ORDER AHEAD



#### Set up simple ways for your customers to pick-up products.

To continue to serve your customers and patients in these new circumstances, create workflows to minimize contact and risk of exposure. Set up a designated Express Online Pickup Window in your lobby, separate from the check-in window, so shoppers can reduce their time inside the store. Ask your community who may have been exposed to COVID-19 to please stay home and order delivery if they need medicine. Consider adding flexible sales channels to help ease anxiety for your community during these turbulent times:

Phone Orders
Online Orders
Express Pick-Up

### CONSIDER REQUESTING **CURBSIDE PICK-UP**



#### Write to the BCC to request special temporary permission.

Licensed retailers can request that the BCC allow temporary curbside pick-up at their retail location. This means employees are allowed to deliver products to customers on the sidewalk or the curb. If your community would benefit from curbside pick-up, you can write to the BCC with your license number to request temporary relief from the requirements of section 5025, subsections(c)(2)-(3) to offer curbside pickup. We request relief from these specific licensing requirements for the duration of the coronavirus pandemic under Disaster Relief, Section 5038.

#### BCC EMAIL TEMPLATE: bcc@dca.ca.gov

"Given the current emergency situation with COVID-19, we are requesting that the Bureau grant temporary relief from the requirements of section 5025, subsections(c)(2)-(3) to allow us to conduct curbside pick-up at our retail location (LICENSE #). We request relief from these specific licensing requirements for the duration of the coronavirus pandemic under Disaster Relief, Section 5038. We will comply with all other BCC requirements including age and identity verification."

## CONSIDER REQUESTING CONTACTLESS DELIVERY



#### Write to the BCC to request special temporary permission.

Licensed retailers can request that the BCC provide relief from specific licensing requirements during the coronavirus pandemic under Disaster Relief Section 5038 to allow temporary "contactless delivery," to help the community follow social distancing by lessening compliance requirements around interactions with customer signature and ID.

#### BCC EMAIL TEMPLATE: bcc@dca.ca.gov

"Given the current emergency situation with COVID-19, at (LICENSE #) we'd like to request that the BCC provide relief from specific licensing requirements for the duration of the coronavirus pandemic under Section 5038 to allow temporary "contactless delivery." For verification purposes, customers would still show their ID, but without physically handing it to the delivery driver. We further request temporary relief from any required customer signatures."

# ADAPT YOUR WORKFLOWS



### Meadow makes it simple to adapt to changing situations... even this one.

Workflows and SOPs need to be adjusted quickly and, in some cases, drastically. Built in California for California compliance, Meadow has the flexibility to serve whatever sales model you may need to implement, including online ordering, express pick-up, and delivery. The next few pages will walk you through how to activate and use these features so you can continue to operate and serve your community during this crisis.

#### We're Here for You.

Let us know what support you need; we'd love to hear from you: partners@getmeadow.com

#### YOUR SAFETY IS OUR PRIORITY

Please follow these social-distancing and sanitation guidelines:



STAY HOME if you feel even a little sick.



WASH YOUR HANDS frequently with hot soapy water for 20 seconds.



WEAR GLOVES when handling cash.



AVOID TOUCHING your eyes, nose & mouth.



STAY 6 FEET AWAY from others.



COVER YOUR MOUTH AND NOSE if you cough or sneeze. Wash your hands immediately after.



DISINFECT door handles, countertops, POS & high-touch surfaces every 30 minutes.



DO NOT SHAKE HANDS. Opt for a slight bow or wave instead.

#### C L EBOS PACKET - ATTACHMENT B O G

Disinfect door handles, counter tops, POS & high-touch surfaces at minimum every hour.

Date Time Staff Name Description of Locations Cleaned

# WE'RE ALL IN THIS TOGETHER. STAY CALM. STAY POSITIVE. KEEP IT CLEAN.



PARTNERS@GETMEADOW.COM

## Exhibit H

#### County of Mendocino Medical Cannabis Activity Registration Form

#### Statement of Intent

The County of Mendocino intends to begin issuing permits for cannabis cultivation and other cannabis activity as defined by the Medical Marijuana Regulation and Safety Act, Business and Professions Code section 19300, et seq. (MMRSA). The purpose of this form is for the County of Mendocino to assess the level of interest of persons to apply for local permits. Business and Professions Code section 19321(c) provides that an existing medical cannabis facility or entity that is operating in compliance with local requirements on or before January 1, 2018, may continue its operations until its application for a state license for operation is acted upon. That section also provides that, in issuing licenses, the state licensing authority shall prioritize any facility or entity that can demonstrate that it was in operation and in good standing with the County prior to January 1, 2016.

Submission of this form will guarantee priority processing for local permit applications once they become available and may also assist the County in making a determination that your medical cannabis facility or entity was operating and in good standing with the County prior to January 1, 2016. However, submitting this form does not, in any way, guarantee that you will be entitled to the issuance of any permit or license which may now or hereafter be required by the County of Mendocino. Submittal of the form also does not guarantee that the State of California will accept any determination by the County of Mendocino that your facility or entity was in good standing with the County of Mendocino for purposes of priority processing of any State license application, nor does it quarantee issuance of any State license.

#### **Notice**

You have the right to access records containing your personal information which are maintained by the County of Mendocino. Civil Code section 1798.17 requires that this notice be provided when collecting personal information from individuals. Providing the identity and other identifying information requested on the form is voluntary. The purpose of completing and submitting this form is for the County of Mendocino to assess the level of interest of persons to apply for local permits to engage in any of the various types of medical cannabis activities pursuant to the Medical Marijuana Regulation and Safety Act, Business and Professions Code section 19300, et seq. ("MMRSA") within the County of Mendocino. The Board of Supervisors of the County of Mendocino intends that the information that you provide in this application shall be confidential to the greatest extent allowed by law, but you should be aware that any information that you provide may be released as required by law, judicial order, or subpoena, and could be used in a criminal prosecution.

Assessor's Parcel Number of existing or proposed cannabis activity:	
Name of Owner or registrant:	
Kure Wellness inc.	
Physical Address of Location:	۱ ــ
800 Lake Mendocino de Ukiah, ca 954	83

Mailing Address of registrant:
800 Lake Mendocinco dr Kiah, ca 95482
Telephone: 707-1021-5390 Email Address: Kurewellness group @gmail.com
Name of Property Owner: Daniel Emith
Address of Property Owner: 2460 redeminar rd Ukiah Ca
If engaged in cultivation on or prior to January 1, 2016, please provide a description of the location, size (dimensions or area) and nature of the medical cannabis activity and the dates during which the activity was established and operated. Check the box below if the following applies:
I will provide documentation (photos, Google Earth views, etc.) to verify existence of operation as part of a cultivation application.
25 Plants Outdoor Cultivation
If this is a proposed activity, provide a description of the proposed location, size (dimensions or area) and nature of the cannabis activity.  9,990 Hydoleg Greenhouse + Norsery + Proressing and extract,  Facility + General Dispensary
Date: 5-17-16
Signature of Registrant

#### CHECK BOX BELOW TO INDICATE PERMIT TYPE(S) SOUGHT

Type 2A. Indoor, exclusively artificial lighting, between 5,001 and 10,000 square feet of cultivation area within a structure.
Type 28. Mixed Light, combination of natural & supplemental lighting, between 5,001 and 10,000 square feet of cultivation area within a structure.
Type 4. Nursery.
Manufacturer:  Type 6. Production of medical cannabis products using nonvolatile solvents.
Type 7. Production of medical cannabis products using volatile solvents.
Testing:
Type 8. Testing laboratory.
Dispensary:
Type 10. General.
Type 10A. No more than 3 retail sites.
Distribution:
Type 11
Transporter:
Type 12

#### CHECK BOX BETOM BOTH CHECK SELMITY ALLEY CHAMBELL B

#### Cultivation:

- Cottage. Outdoor, 25 plants, up to 2,500 sq. ft. of canopy.
- Cottage. Indoor, amount to be determined, but not more than 2,500 sq. ft. of cultivation area within a structure.
- ☐ Type 2A. Indoor, exclusively artificial lighting, between 5,001 and 10,000 square feet of cultivation area within a structure.
- Type 28. Mixed Light, combination of natural & supplemental lighting, between 5,001 and 10,000 square feet of cultivation area within a structure.



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#### mendoreg mendoreg

to me Hide details

From:

mendoreg mendoreg

mendoreg@co.mendocino.ca.us

To:

Kure Wellness kurewellnessgroup@gmail.com

Date:

May 18, 2016, 09:25

View security details

#### Kure Wellness,

We are in receipt of your Medical Cannabis Activity Registration Form and this response serves as your notification of that activity.

Thank you for returning the form to our office.

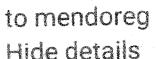
Mendocino County Department of Agriculture







#### **Kure Wellness**





Kure Wellness kurewellnessgroup@gmail.com

To:

mendoreg@co.mendocino.ca.us

Date:

May 17, 2016, 19:53 -

View security details

Here is our main location intent form. There will be many to follow.

Russell Green

– Forwarded message –

From: Kure Wellness < kurewellnessgroup@gmail.com>

Date: Tue, May 17, 2016 at 4:19 PM

Subject: mendo co aplication

To: Kure Wellness < Kurewellnessgroup@gmail.com>



County of Mendocino Medical Cannabis Activity Registration Form

The County of Mendocino intends to begin issuing permits for canniable cultivation and other cannabis activity as defined by the Medical Marguana Regulation and Safety Act, Business and Professions Code section 19300, et seq. (MNRSA). The purpose of this form is for the County of Mendacino to assets the level of interest of persons to apply for local permits. Business and Professions Code section 19321(c) provides that an existing medical cannotic facility or entity that is operating in compliance with local requirements on or before January 1, 2018, may continue its operations until its application for a state license for operation is acted upon. That section also provides that, in issuing licenses, the state licensing



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## Exhibit I



#### Department of Planning and Building Services

P010-7105-9A :ON seas
CalFire No:
Business License No:
Fee: \$ 1.171.00
Receipt No: PR5_ 018 482
Received By: Van du
Date Filed: 12/31/13
Office use only

#### Application for Cannabis Facilities - Use Permit / Administrative Permit

Name: NVCV	rellness,	Toc.	Ph	one: 70	7-621	-5390	?
PPLICANT(8) Kure Mailing Address: 800 La	ke 1	nendoc	الم جوز	Γ.			
Address: 800 La City: Ukiah	State/Z	ip: CA 2	5482 em	ail: 人、ハ	vellnessa,	roupea	mail.co
ROPERTY OWNER							
Name: $Da_{1}e/S_{1}$	noth		Ph	one: 70	7-462-	- 7283	
doiling							
Address: 2860 17	ede me	uer 1	₹d.				
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Ruess of Flobella.		<b>'' '' '' '' '' '' '' '' '' '' '' '' '' </b>					
ssessor Parcel Number(s):							
ssessor Parcel Number(s):	/68	- 224 -	3/ ble permit type	e for which	you are applyin	g.	I Microbusines
	168	-224-	3/		<u></u>		Microbusines
ssessor Parcel Number(s):	/68	- 224 - eck the applica	ble permit type	e for which	you are applyin	g.	Microbusines
Type of Facility → Zoning District   Zoning District	Please che	- 2 2 4 - eck the applica Manufacturing (non-volatile)	ble permit type Manufacturing (volatile)	for which	you are applyin Retail / Dispensary	g. Distribution	
Type of Facility →  Zoning District ↓  RC (Rural Community)	Please che	eck the applica  Manufacturing (non-volatile)  - AP	ble permit type Manufacturing (volatile)  - UP	for which Testing	you are applyin  Retail /  Dispensary	G. Distribution	U-UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland)	Please che Processing  - AP - AP	eck the applica  Manufacturing (non-volatile)  - AP	ble permit type Manufacturing (volatile)	For which	you are applyin  Retail /  Dispensary	Distribution	U-UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land)	Please che Processing  - AP - AP - AP - AP - AP	eck the applica  Manufacturing (non-volatile)  - AP	ble permit type Manufacturing (volatile)	Testing - UP	you are applyin  Retail / Dispensary	g.  Distribution  UP	
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial)	Please che Processing  - AP - AP - AP - AP - AP - AP - AP	- 2 2 4 -	ble permit type Manufacturing (volatile)	For which	you are applyin  Retail / Dispensary	Distribution  Distribution  - UP	- UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial)	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	- 2 2 4 - eck the applica  Manufacturing (non-volatile)  - AP	ble permit type Manufacturing (volatile)	For which Testing	you are applyin  Retail / Dispensary	Distribution  Distribution	- UP 
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) I1 (Limited Industrial)	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	Manufacturing (non-volatile)  - AP	ble permit type  Manufacturing (volatile)	e for which Testing - UP	you are applyin  Retail / Dispensary  - UP	Distribution  Distribution  UP  ZC***	- UP
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Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) I1 (Limited Industrial) I2 (General Industrial) P1 (Pinoteville Industrial)	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	- 2 2 4 - eck the applica  Manufacturing (non-volatile)  - AP	Manufacturing (volatile)	For which Testing	you are applyin  Retail / Dispensary  - UP	Distribution  Distribution  UP	- UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) I1 (Limited Industrial) I2 (General industrial) Pi (Pinoteville Industrial) OTHER (Check if applic	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	= 2 2 4  eck the applica  Manufacturing (non-volatile)  - AP	Manufacturing (volatile)	For which  Testing  - UP  ZC**  ZC*	you are applyin  Retail / Dispensary  - UP	Distribution  Distribution  UP	- UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) 11 (Limited Industrial) PI (Pinoteville Industrial) OTHER (Check if applic	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	= 2 2 4  eck the applica  Manufacturing (non-volatile)  - AP	Manufacturing (volatile)	For which  Testing  - UP  ZC**  ZC*	you are applyin  Retail / Dispensary  - UP	Distribution  Distribution  UP	- UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) I1 (Limited Industrial) I2 (General industrial) Pi (Pinoteville Industrial) OTHER (Check if applic	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	= 2 2 4  eck the applica  Manufacturing (non-volatile)  - AP	Manufacturing (volatile)	For which  Testing  - UP  ZC**  ZC*	you are applyin  Retail / Dispensary  - UP   ZC*  ZC*  UP - UP - UP - UP - UP - UP - UP - UP	Distribution  Distribution  UP	- UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) I1 (Limited Industrial) I2 (General industrial) PI (Pinoleville Industrial) OTHER (check if applic Note 1 – ZC = Zoning Clear "Note 2 – A zoning district to	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	Manufacturing (non-volatile)  - AP	Manufacturing (volatile)	For which  Testing  - UP	you are applyin  Retail / Dispensary  - UP   ZC - ZC - ZC - UP  - UP	Distribution  Distribution  UP	- UP
Type of Facility → Zoning District ↓ RC (Rural Community) AG (Agriculture) UR (Upland Residential) RL (Rangeland) FL (Forest Land) C1 (Limited Commercial) C2 (General Commercial) I1 (Limited Industrial) I2 (General industrial) Pi (Pinoteville Industrial) OTHER (Check if applic	Please che Processing  - AP - AP - AP - AP - AP - AP - AP - A	Manufacturing (non-volatile)  - AP	Manufacturing (volatile)	For which  Testing  - up	you are applyin  Retail / Dispensary  - UP	Distribution  Distribution  UP	- UP

Created 10/17/17 Shared/1 Current Planning/Cannabis Property Profile/3 Forms & Templates/ ApplicationforCannabisFacilities

#### **CANNABIS FACILITY PROJECT DESCRIPTION & QUESTIONNAIRE**

<ul> <li>1. Does the proposed facility meet the following setbacks?</li> <li>YES NO</li> <li>1,000 feet from all youth-oriented facilities, schools, parks, churches, or residential treatment facilities.</li> </ul>
2. Please describe the project in full.  Vertically integrated Connabis microbisiness including on  Site Consumption and nursery production for retail. We  9150 do processing, packaging, distribution, non-volatile  extractions and events.
3. Please describe the project site. Include improvements such as structures, wells, septic systems, grading, vegetation removal, roads, etc.  The old bait shop on Lake mendocino dr. Existing 1600 Sqft + metal building and storage unit building
4. Will the development of the proposed facility be phased?
If YES, please describe the phases below. Include an attachment (Attachment A) if necessary.  Phase 1: Retail not sery hoop houses  Phase 2: Additional buildings or reconstruction (undecided)
5. Are you grading, or plan to grade, for any roads or building sites?
If YES, please complete the following:
A. Amount of cut:  B. Amount of fill:  C. Maximum height of cut slope:  D. Maximum height of fill slope:  E. Amount being imported/exported:  Cubic yards  feet  cubic yards  feet  Cubic yards  Cubic yards
6. In order to develop the proposed facility, will it be necessary to:
YES NO A. Remove oak species or commercial tree species?
7. Will there be employees? X YES INO If YES, how many employees will be present on the largest shift? 4?
8. Will there be any signs used to identify the facility?     YES   NO   If YES, please provide the information below.   Location on property (must also be shown on site plan): Front of 60, Iding   Well 5.90   80 5-674   Size: 120   It²   Type (i.e. freestanding, wall, etc):   Wall   and   freestanding   Existing
Tipo in a secondario de la companio del companio de la companio del companio de la companio del la companio de

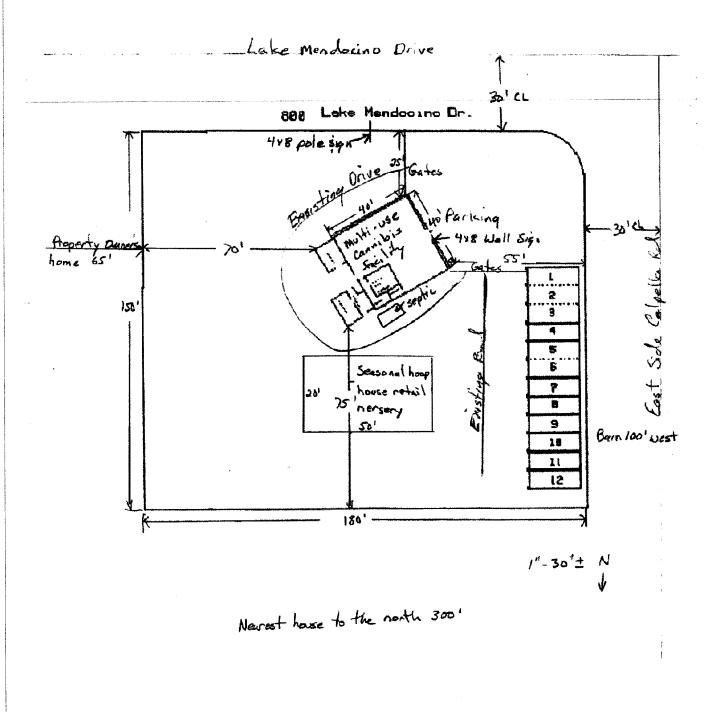
existing poll sign 40 soft

9. How man	y parking space	es will be on pro	vided on	-site? <u>{</u>	How m	any accessible (	parking spa	ices?	
10. Please p	provide an inver	ntory of the struction	tures on	the prope	rty. If addition	al space is need			ı
1. M	etal building	द्र Existing Us	e: <i>Mulł</i>	;-Conmi	S Proposed	Use: Multi-	Concebe	, Size: / <i>E</i>	20 Oft <sup>2</sup>
2. 510	rage Unite	Existing Us	e:Conno	6's Stol	Proposed	Use: Corna 6's	540 roug	Size:30	700 A2
3		Existing Us			-			Size:	ft²
4		Existing Us	е:		Proposed	Use:		Size:	ft²
5		Existing Us	e:		Proposed	Use:		Size:	ft²
	re be any secur		X YES	□NO		e light be cast do		X YES	□ NO
12. Briefly d	lescribe the sur	rounding proper dence o	ties inclu	iding vege	tation, animals	s, structures, an	dor culture Other	ıl/historic i ad.jar	assets. Cen+
17M01	als Pr	E 506	Statit	<del>~</del>					
grange.	19 1								
13. Please	indicate the sur	rounding land u	ses.						
Vacant		NORTH		EAST	Ī	SOUTH	٧	VEST	
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	al/Industrial	FEE		4-					
Institutional Other	VTimberland		0	WALK GO	preperty	orner			
	will be supplied	to the site as f							
A.	Electricity								
	Utility Compa								
	Utility Compa	iny (pianned) eration – Specify							
		ciadori — opcoriy ,	<b></b>						
В.	Gas								
	Utility Compa								
	Utility Compa	any (pianned) eration - Specify							
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_									
C.	Water St Community	water system - S	necify nm	vider /	Milluie	W			
	☐ Well	HELDI OYULUM O	soury pro-						
	☐ Spring								
	☐ Pond								
	☐ Other - Spe	cify							
D.	Sewage								
		sewage system -	Specify p	rovider				Jacobs	
	Septic Tank  Other - Spe								
15. Please	orovide driving	directions to the	e facility	using ider	tifiable landm	arks (streets, m	ailboxes, e	tc).	
Lake	Mrndi	directions to the		X B	254 Fid	e cupe	lla		
						•		,	

*FOR PROCESSING*
P01. How will natural (trimmings) or other (plastics) materials be disposed?
Ground Compost of Gorbage Service
P02. What equipment (i.e. machines [specify], trimmers, hangers, etc) will be used for processing?  Scissors, Rolling Machine  Phase 2: unknown
*FOR MANUFACTURING*
M01. What solvents will be used?  Ethanol, Supercritical Co2 in Phase 2
M02. Will hazardous materials (as defined by Mendocino County Code [MCC] Section 8.70.010) be used? YES NO NO Pounds, or 200 cubic feet?
M04. Will hazardous waste (as defined by MCC section 8.70.010) be generated on-site?   YES NO
M05. Please describe the extraction process. Provide an additional sheet if necessary.
Currently a pressure and heat process for rosin and/or ethanol bath
M06. What products are being made? (i.e. edibles, topicals, tinctures, soap/skin products, etc)  Rosin, Vepe Certsidges
M07. How will hazardous (chemicals), natural (trimmings), or other (plastics) materials be disposed?  Compost of Carbage Service
*FOR RETAIL/DISPENSARY* R01. Will there be consumption of cannabis products on-site?  X YES NO
R02. Will the facility have a mobile delivery component? XYES NO If YES, number of vehicles to be used?
*FOR MICROBUSINESS* B01. What is the primary use of the microbusiness (i.e. retail, processing, etc)?
BO2. What are the accessory uses that are incidental to the primary use? distribution, processing
I, the undersigned below, certify that the information submitted with this application is true and accurate:
Print Name of Applicant/Agent Date Print Name of Owner Date
man an
Signature of Applicant/Agent Signature of Owner

Nearest house to the south

Pariel Smith 800 Lake Mendouino Dr. 168-224-31



CASE: AP 2017-0109

OWNER: SMITH, Hildred & Daniel

APN: 168-224-31

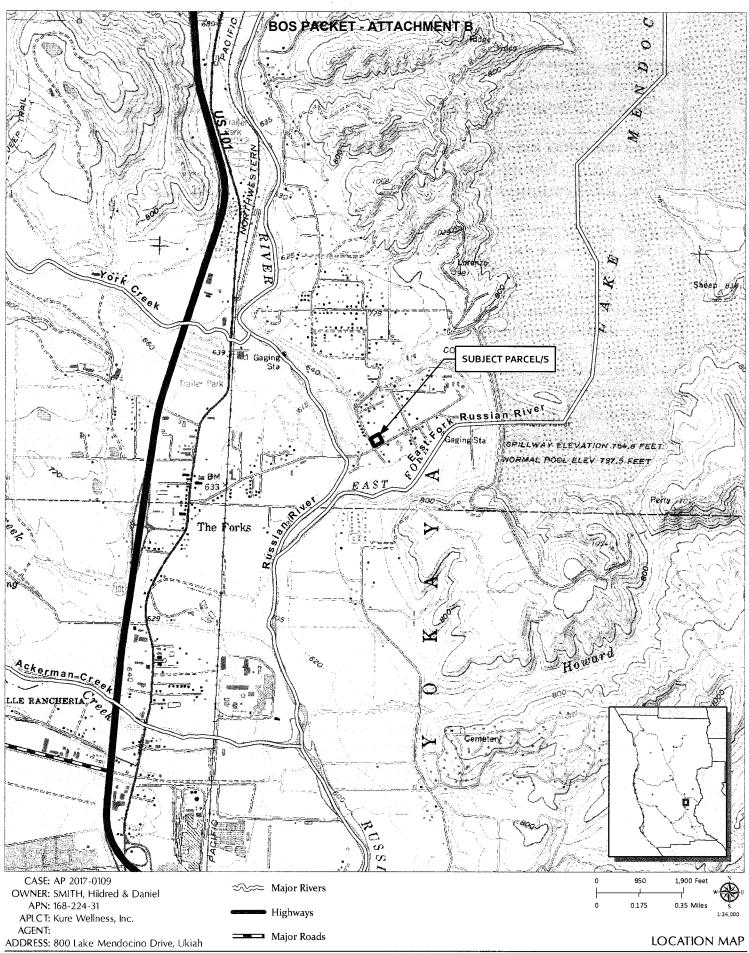
APLCT: Kure Wellness, Inc.

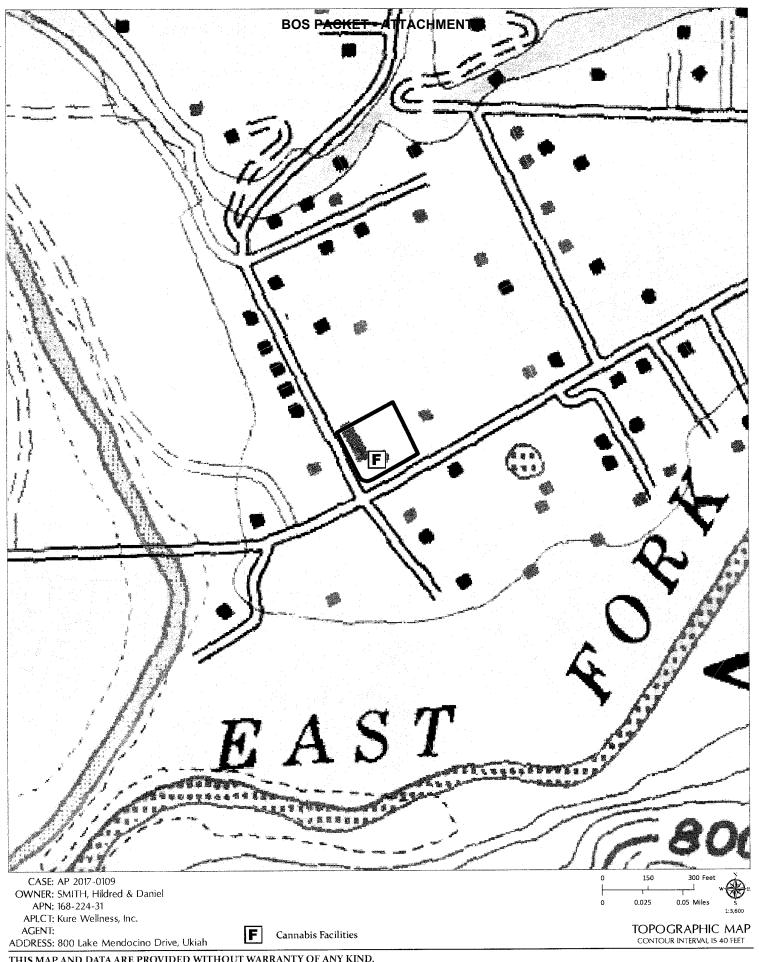
AGENT:

ADDRESS: 800 Lake Mendocino Drive, Ukiah

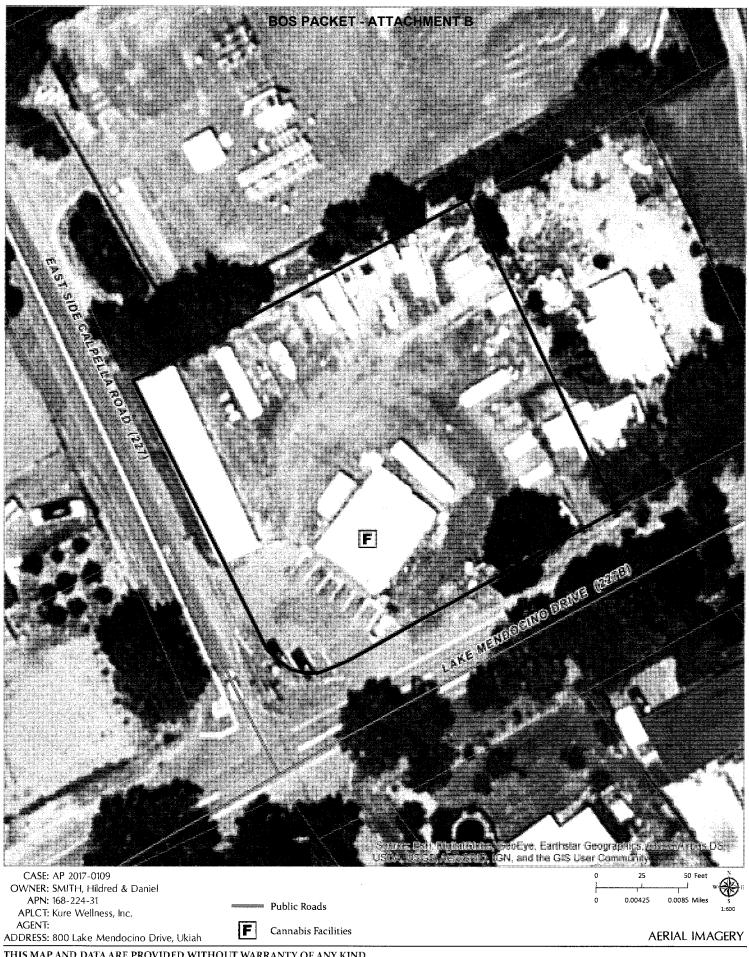
NO SCALE

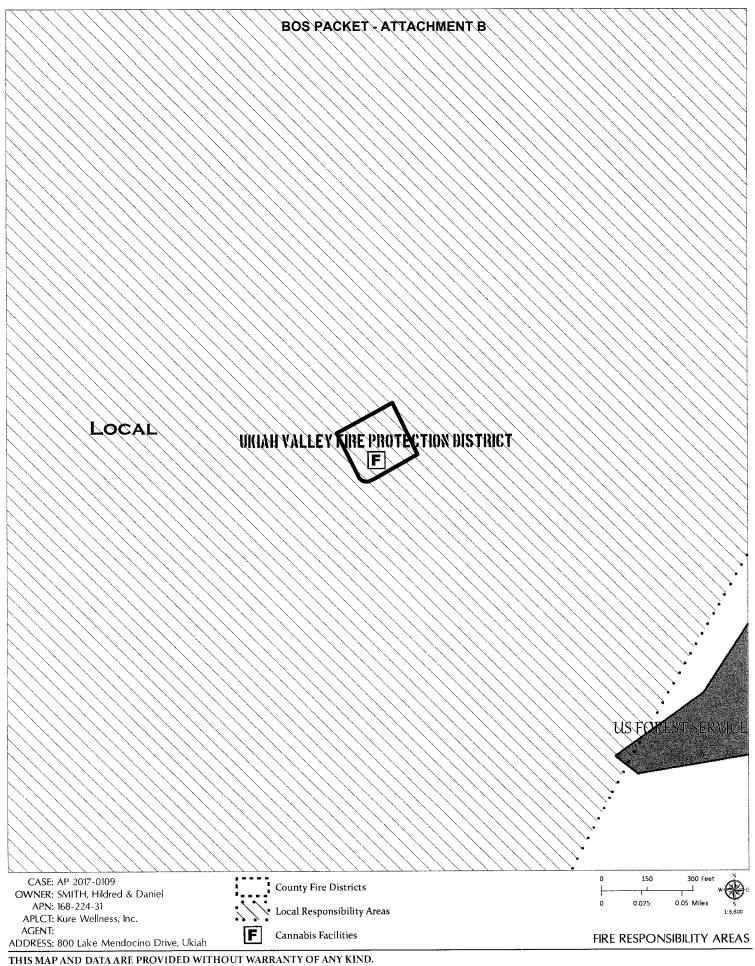
SITE PLAN



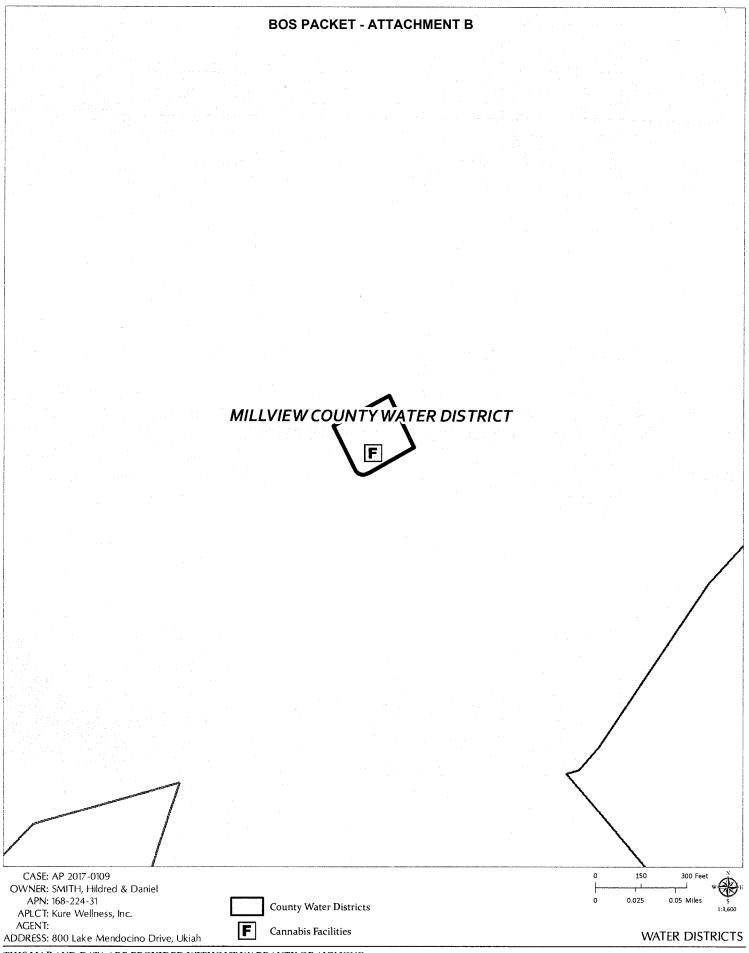


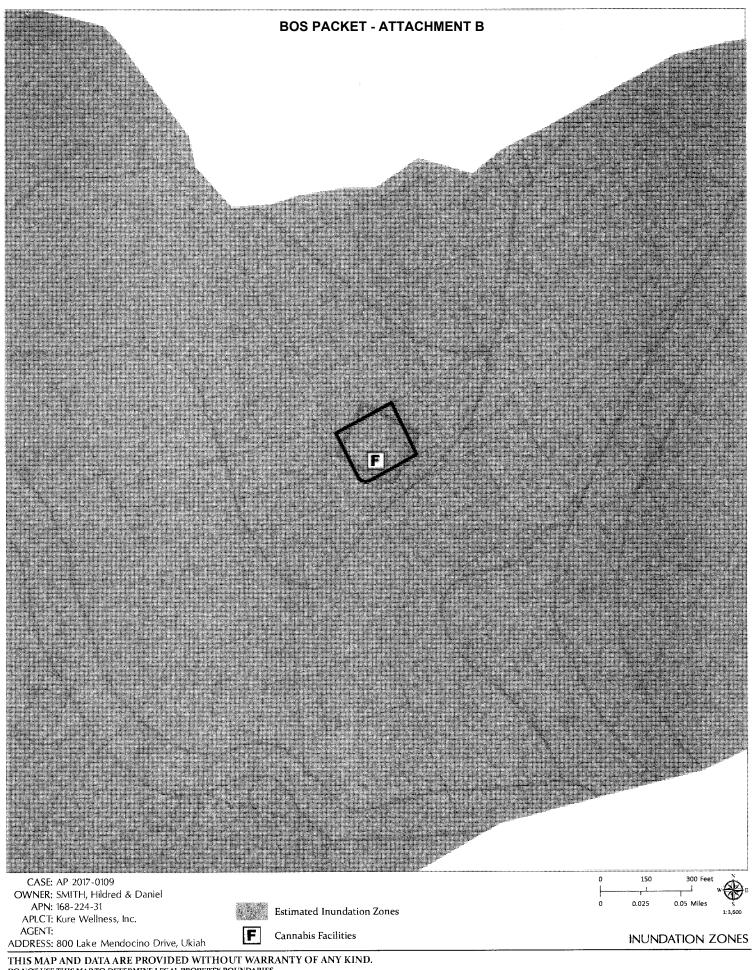
THIS MAP AND DATA ARE PROVIDED WITHOUT WARRANTY OF ANY KIND. DO NOT USE THIS MAP TO DETERMINE LEGAL PROPERTY BOUNDARIES

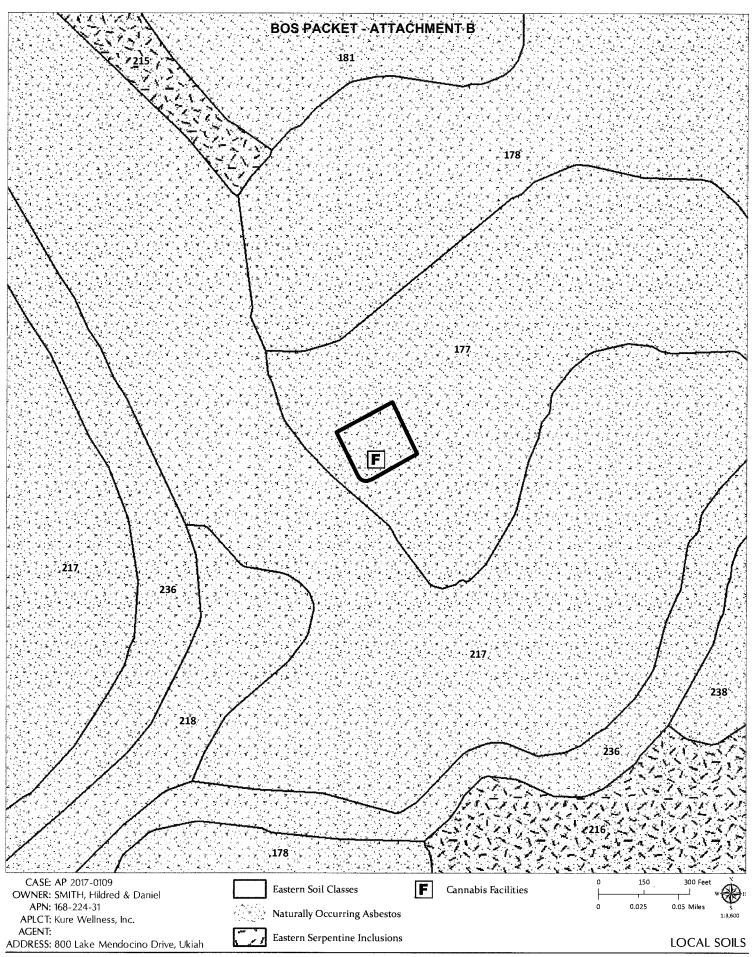


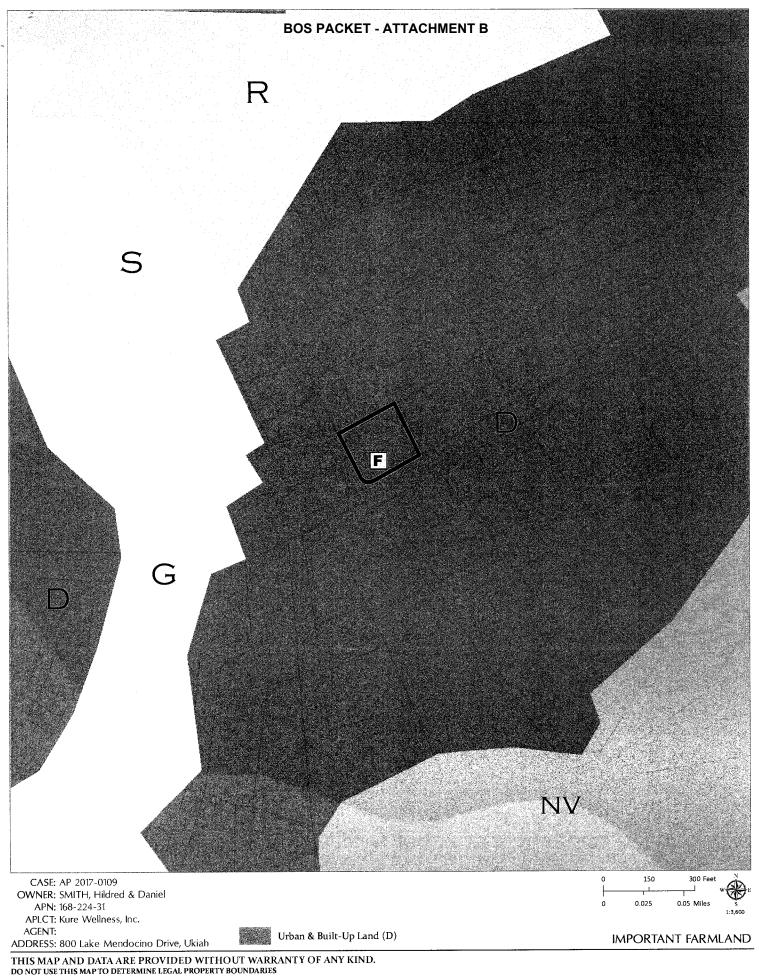


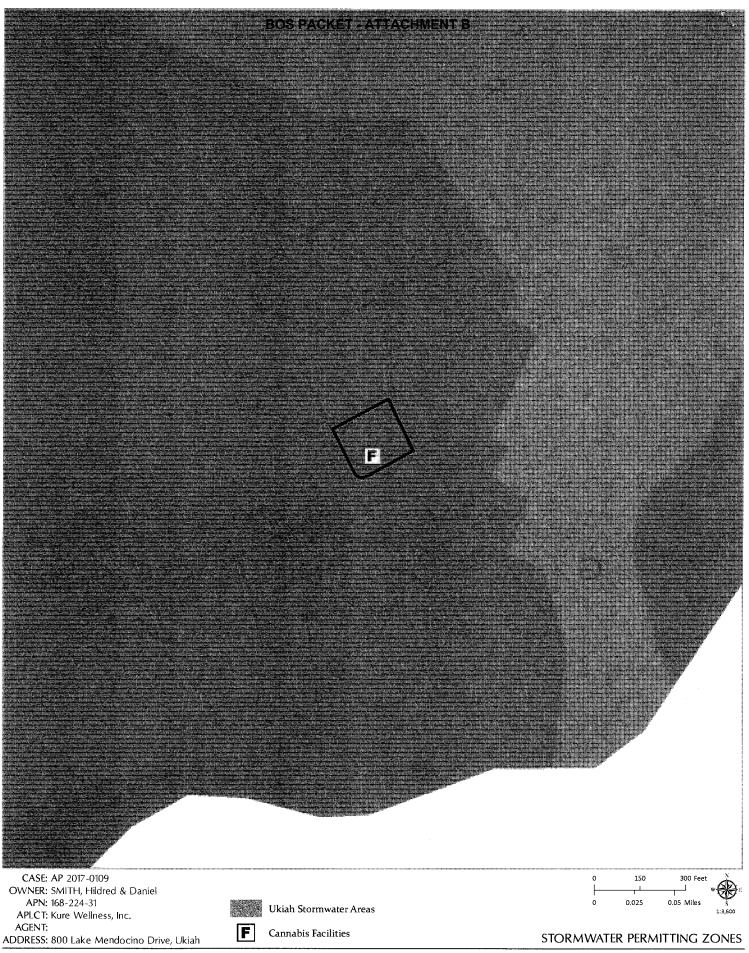
DO NOT USE THIS MAP TO DETERMINE LEGAL PROPERTY BOUNDARIES

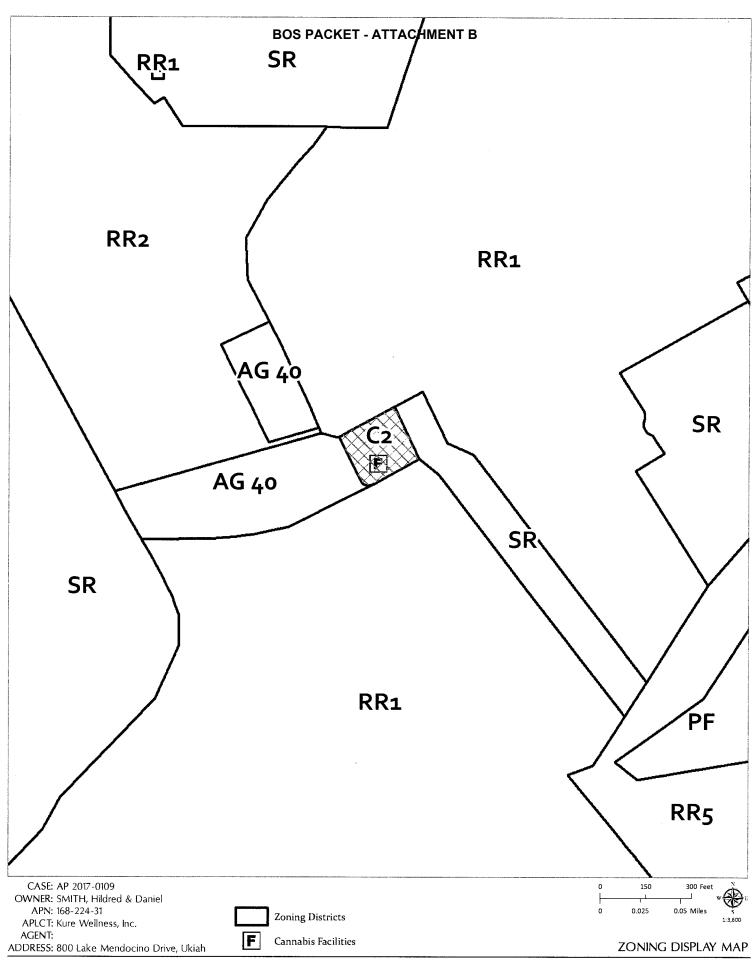


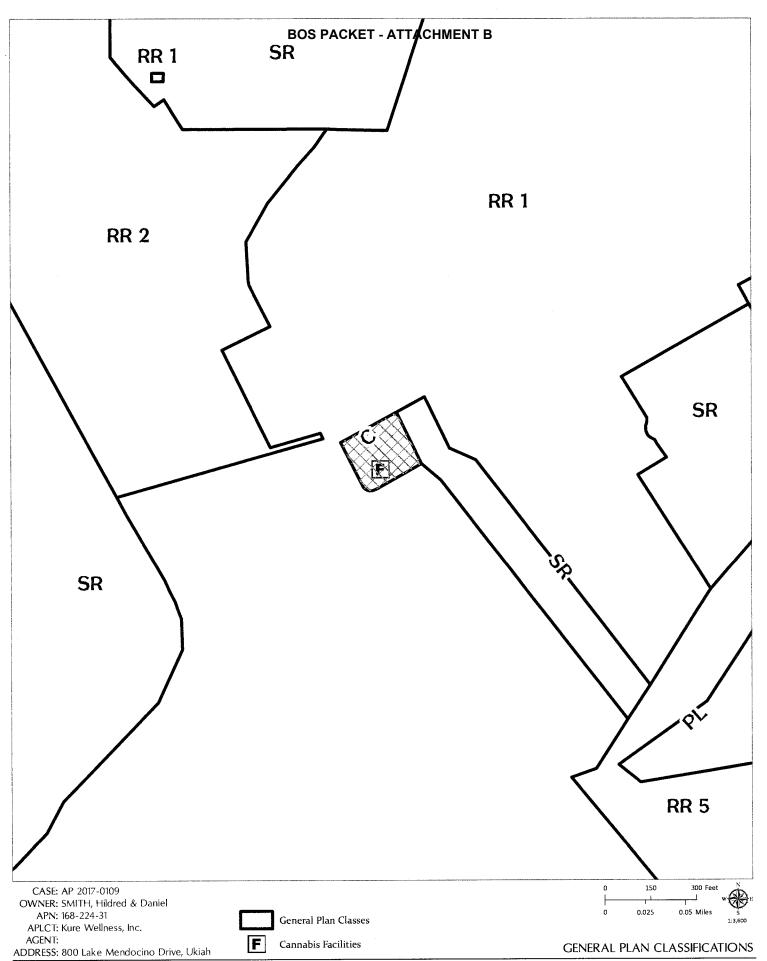


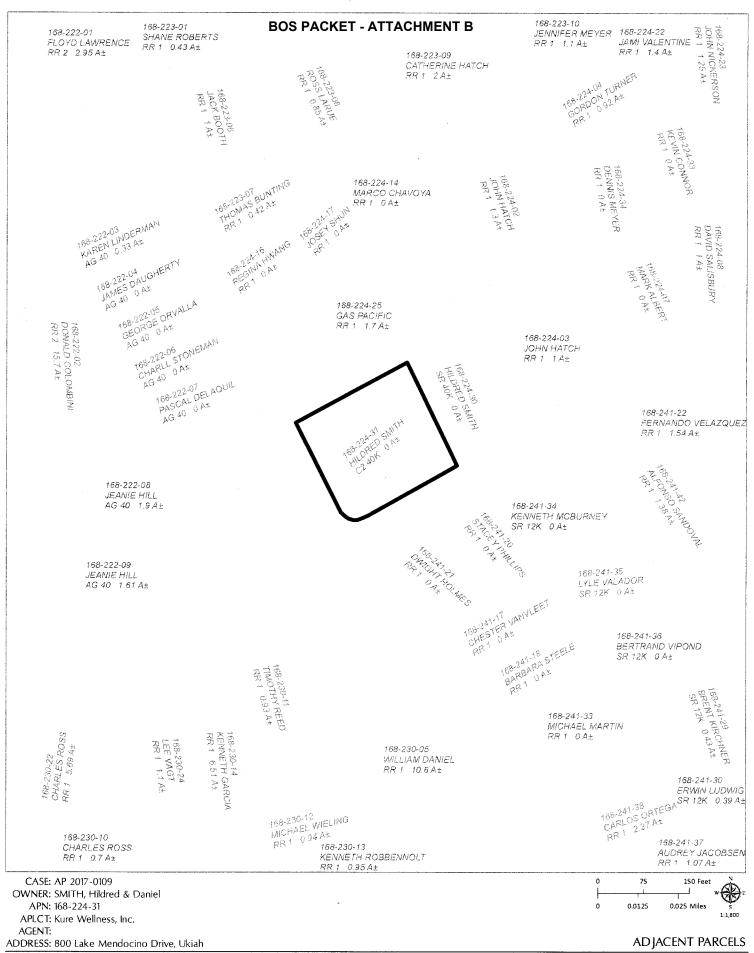














#### COUNTY OF MENDOCINO

#### DEPARTMENT OF PLANNING AND BUILDING SERVICES

860 NORTH BUSH STREET · UKIAH · CALIFORNIA · 95482 120 WEST FIR STREET · FT. BRAGG · CALIFORNIA · 95437 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.com www.mendocinocounty.org/pbs

TELEPHONE: 707-234-6650

IGNACIO GONZALEZ, INTERIM DIRECTOR

March 13, 2018

Planning –Ukiah Department of Transportation Environmental Health - Ukiah Building Inspection - Ukiah Assessor Air Quality Management Russian River Flood Control Ukiah Valley FPD Millview Water District

CASE#: AP\_2017-0109 DATE FILED: 12/11/2017

OWNER: SMITH HILDRED R & DANIEL W

REQUEST: Administrative Permit to allow for a cannabis microbusiness. Uses include retail, level 1

manufacturing (non-volatile), and distribution.

**LOCATION:** 4± miles north of Ukiah Town Center, on the north side of Lake Mendocino Dr. (CR227B), 0.8± miles east of its intersection with N. State St. (CR104). Located at 800 Lake Mendocino Dr., Ukiah (APN: 168-

224-31).

**ENVIRONMENTAL DETERMINATION:** Categorically Exempt

**STAFF PLANNER:** Sam 'Vandy' Vandewater **RESPONSE DUE DATE:** March 27, 2018

#### PROJECT INFORMATION CAN BE FOUND AT:

www.mendocinocounty.org

Select "Government" from the drop-down; then locate Planning and Building Services/Public Agency Referrals.

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <a href="mailto:pbs@mendocinocounty.org">pbs@mendocinocounty.org</a>. Please note the case number and name of the project coordinator with all correspondence to this department.

		The state of the s					
We have reviewed the above a	application and recommend the following	g (please check one):					
☐ No comment at this time.							
Recommend conditional ap	proval (attached).						
<ul> <li>Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)</li> </ul>							
<ul><li>☐ Recommend denial (Attach reasons for recommending denial).</li><li>☐ Recommend preparation of an Environmental Impact Report (attach reasons why an EIR should be required).</li></ul>							
							Other comments (attach as
100							
REVIEWED BY:							
Signature	Department	Date					

### BOS ENAMEMENTALASAHMENT B (To be completed by Planner)

COUNTY WIDE				
Yes N	NO 1. Alquist-Priolo Earthquake Fault Zone			
N	0	2. Floodplain/Floodway Map		
NO /	NO	3. Within to Agriculture Preserve / Timberland Production		
N	0	4. Within/Near Hazardous Waste Site		
N	0	5. Natural Diversity Data Base		
NO 6. Airport CLU		6. Airport CLUP Planning Area		
	$\boxtimes$	7. Adjacent to State Forest/Park/Recreation Area.		
	$\boxtimes$	8. Adjacent to Equestrian/Hiking Trail.		
	$\boxtimes$	9. Hazard/Landslides Map		
	$\boxtimes$	10. Require Water Efficient Landscape Plan.		
	$\boxtimes$	11. Biological Resources/Natural Area Map.		
	$\boxtimes$	12. Fire Hazard Severity Classification: ⊠ LRA ☐ SRA-CDF# Ukiah Valley Fire Protection District		
$\boxtimes$		13. Soil Type(s)/Pygmy Soils. Naturally Occurring Asbestos		
	$\boxtimes$	14. Wild and Scenic River.		
$\boxtimes$		15. Specific Plan Area. Ukiah Valley Area Plan (UVAP)		
	$\boxtimes$	16. State Permitting Required/State Clearinghouse Review		
	$\boxtimes$	17. Oak Woodland Area		
l				

REPORT FOR: ADMINISTRACISE PACKAGT - ATTACHMENT B CASE #: AP\_2017-0109

OWNER:

HILDRED & DANIEL SMITH

APPLICANT:

KURE WELLNESS INC

AGENT:

NOT APPLICABLE

**REQUEST:** 

Administrative Permit to allow for a cannabis microbusiness. Uses include retail (primary), level 1

manufacturing (non-volatile), and distribution.

RANGE: Rancho

LOCATION:

 $4\pm$  miles north of Ukiah center, on the north side of Lake Mendocino Drive (CR#227B),  $0.8\pm$  miles

east of its intersection with N. State Street (CR#104). 800 Lake Mendocino Drive, Ukiah (APN 168-

224-31).

ACREAGE: 0.87± acres

GENERAL PLAN: C

ZONING: C2:40K

COASTAL ZONE: NO

**EXISTING USES:** Commercial

**SUPERVISORIAL DISTRICT: 1** 

TOWNSHIP: Yokayo

SECTION: Lot 102

USGS QUAD#: 50

#### **RELATED CASES ON SITE:**

MS 62-87 GP 16-86

#### RELATED CASES IN VICINITY:

N/A

	ADJACENT GENERAL PLAN	ADJACENT ZONING	ADJACENT LOT SIZES	ADJACENT USES
NORTH:	RR:1	RR:1	1.7±	Industrial
EAST:	SR	SR	0.5±	Residential
SOUTH:	RR:1	RR:1	0.4±, 0.4±, 10.6±	Residential
WEST:	RR:1	AG:40	1.6±, 1.9±	Agricultural

REFERRAL AGENCIES:		
□ Department of Transportation	⊠ Assessor	Russian River Flood Control
☑ Environmental Health (Ukiah)	Air Quality Management District	Millview Water District
⊠ Building Inspection (Ukiah)	Ukiah Valley Fire Protection District	

#### ADDITIONAL INFORMATION:

- Location of former bait shop.
- Project with cannabis retail: dispensary and cannabis retail: nursery

ASSESSOR'S PARCEL #: 168-224-31

PROJECT COORDINATOR: Sam 'VANDY' Vandewater PREPARED BY: Sam 'VANDY' Vandewater

DATE: 3/9/2018

# Exhibit J

### Howard N. Dashiell DIRECTOR OF TRANSPORTATION

Road Commissioner County Engineer, RCE 42001 County Surveyor, PLS 7148



#### **FUNCTIONS**

Administration & Business Services
Airports
Engineering
Land Improvement
Roads and Bridges
Landfills

# COUNTY OF MENDOCINO DEPARTMENT OF TRANSPORTATION

340 LAKE MENDOCINO DRIVE UKIAH, CALIFORNIA 95482-9432 VOICE (707) 463-4363 FAX (707) 463-5474

March 20, 2018



TO:

Sam 'Vandy' Vandewater, Planner

Department of Planning & Building Services

FROM:

Amber Munoz, Deputy Director

Department of Transportation

SUBJECT:

Administrative Permit #AP\_2017-0109

Mendocino County Department of Transportation (MCDoT) has reviewed the application for the subject administrative permit under the cover of your referral dated March 13, 2018.

The applicant requests an administrative permit to allow for a cannabis microbusiness. Uses include retail, level 1 manufacturing (non-volatile), and distribution.

MCDoT recommends construction of two standard commercial road approaches in accordance with the following condition of approval:

The applicant shall obtain an encroachment permit from the Mendocino County Department of Transportation and construct two standard commercial road approaches onto Lake Mendocino Drive (CR 227B) and East Side Calpella Road (CR 227), to be surfaced with asphalt concrete, with a minimum width of eighteen (18) feet and length of twenty (20) feet from the edge of the County road, per County of Mendocino Road and Development Standard No. A51B.

# Exhibit K



#### ADMINISTRATIVE PERMIT STAFF REPORT- ADMINISTRATIVE

May 25, 2018 AP 2017-0109

#### SUMMARY

OWNER:

HILDRED & DANIEL SMITH

182 E GOBBI ST #E UKIAH. CA 95482

**APPLICANT:** 

KURE WELLNESS INC

800 LAKE MENDOCINO DR

UKIAH, CA 95482

**REQUEST:** 

Administrative Permit to allow for a cannabis

microbusiness within an existing cannabis retailer. Uses

include distribution, manufacturing (Level 1, nonvolatile), and the existing retail - dispensary.

LOCATION:

4± miles north of Ukiah center, on the north side of Lake Mendocino Drive (CR 227B), 0.8± miles east of its intersection with N. State Street (CR 104). Located at 800 Lake Mendocino Drive, Ukiah (APN 168-224-31)

TOTAL ACREAGE:

0.88 acres

**GENERAL PLAN:** 

Commercial (C)

ZONING:

Commercial - General (C2:40K)

SUPERVISORIAL DISTRICT:

**ENVIRONMENTAL DETERMINATION:** 

Categorically Exempt; Section 15301, Class 1

RECOMMENDATION:

Approve with conditions

STAFF PLANNER:

Sam 'Vandy' Vandewater

#### **BACKGROUND**

PROJECT DESCRIPTION: Administrative Permit to allow for a cannabis microbusiness facility per Mendocino County Code Section 20.243.060. The facility is an existing cannabis retail dispensary (Kure Wellness) that the applicant is expanding to include manufacturing (Level 1, non-volatile) and distribution components. The manufacturing aspect will entail a heated press to create rosin. Retail will remain the primary use of the facility and include a delivery aspect that will utilize a single vehicle for transportation to customers.

SITE CHARACTERISTICS: The subject parcel is a corner lot located roughly 4 miles north of Ukiah center, on the north side of Lake Mendocino Drive and east side of Eastside Calpella Road. Access to the parcel can be gained from both roads that run along the parcel boundaries. The parcel itself is flat with minimal vegetation aside from grass. The main structure from which the business operates is centrally located on the parcel and has sufficient parking for employees and customers to the business. The parcel has a septic system and leach field, is connected to the Millview Water District, and is located within the Ukiah Valley Fire Protection District. The applicants have applied for their cannabis facilities business license, CFBL #2017-0010.

AN ESTABLISH STATE OF THE PROPERTY SERVICE STATES OF THE S

**ENVIRONMENTAL REVIEW:** The project has been determined to be categorically exempt from CEQA per section 15301, Class 1 for the use of an existing structure.

**PROJECT FINDINGS:** As required by Mendocino County Code Section 20.243.090(A)(2)(c), the administrative permit must reflect consistency with the use permit findings established in Mendocino County Code Section 20.196.020. The Zoning Administrator approves AP\_2017-0109, subject to the recommended conditions of approval, and finds the following:

A. That the establishment, maintenance or operation of a use or building applied for is in conformity to the General Plan;

As shown in the previous section, the proposed project is in conformity of the General Plan as it expands an existing use within an area dedicated for said use.

B. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided;

The proposed project is already connected to existing water and septic systems. Additionally, the project has direct access from Lake Mendocino Drive and Eastside Calpella Road, and no comments have been received from responsible agencies that the existing access, utilities, and/or drainage are inadequate.

C. That such use will not, under the circumstances of that particular case, constitute a nuisance or be detrimental to the health, safety, peace, morals, comfort or general welfare of persons residing or working in or passing through the neighborhood of such proposed use, or be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the county; provided, that if any proposed building or use is necessary for the public health, safety or general welfare, the finding shall be to that effect;

The proposed project was determined to be Categorically Exempt under CEQA, thus the project will not be a detriment to the wellbeing of surrounding neighbors or the environment.

D. That such use preserves the integrity of the zoning district.

The proposed project is a commercial use type and is in compliance with the zoning district of the parcel, which is Commercial – General (C2). The integrity of the zoning district is preserved by the use by permitted through the administrative permit process.

#### STANDARD CONDITIONS OF APPROVAL:

- A. Conditions which must be met prior to use and/or occupancy:
- 1. Prior to the issuance of a Cannabis Facilities Business License, the applicant shall submit and final any building permit(s) required by the Mendocino County Department of Planning & Building Services.
- 2. The applicant shall bring the existing septic system into compliance as required by the Mendocino County Department of Environmental Health.
- B. Conditions which must be complied with for the duration of this permit:
- 1. All uses shall comply with all applicable regulations of the Mendocino County Code and State law.
- 2. All structures associated with permitted cannabis facilities shall comply with the setbacks established by the zoning district.

- 3. Cannabis facilities shall implement the following security measures:
  - Sufficient security measures to both deter and prevent unauthorized entrance into area containing cannabis or cannabis products and theft of cannabis or cannabis products.
  - b) Security measures to prevent individuals from remaining on the premises of the facility if they are not engaging in activity expressly related to the operations of the facility.
  - c) Establishing limited access areas accessible only to authorized personnel.
  - d) Storing all cannabis and cannabis products in a secured and locked room, safe, or vault and in a manner sufficient to prevent diversion, theft, and loss.
  - e) Diversion, theft, loss, or any criminal activity involving the facility or any other breach of security shall be reported immediately to law enforcement.
- 4. The use and occupancy of the premises shall be established and maintained in conformance with the provisions of Title 20 of the Mendocino County Code.
- 5. That this permit be subject to the securing of all necessary permits for the proposed development and eventual use from County, State and Federal agencies having jurisdiction. Any requirements imposed by an agency having jurisdiction shall be considered a condition of this permit.
- 6. That the application along with supplemental exhibits and related material be considered elements of this entitlement and that compliance therewith be mandatory, unless a modification has been approved by the Zoning Administrator.
- 7. This permit shall be subject to revocation or modification by the Zoning Administrator upon a finding of any one (1) or more of the following grounds:
  - a. That such permit was obtained or extended by fraud.
  - b. That one or more of the conditions upon which such permit was granted have been violated.
  - c. That the use for which the permit was granted is so conducted as to be detrimental to the public health, welfare or safety, or as to be a nuisance.

Any such revocation shall proceed as specified in Title 20 of the Mendocino County Code.

- 8. This permit is issued without a legal determination having been made upon the number, size or shape of parcels encompassed within the permit described boundaries. Should, at any time, a legal determination be made that the number, size or shape of parcels within the permit described boundaries are different than that which is legally required by this permit, this permit shall become null and void.
- The cannabis facility shall avoid or minimize odor and light impact on residential uses.
- 10. A valid Mendocino County Cannabis Facilities Business License for the subject property shall be issued <u>and kept current</u> by the Mendocino County Tax Collector.
- 11. The applicant shall submit to the Mendocino County Department of Planning & Building Services a copy of any State issued permits for or related to this cannabis facility.
- 12. A pre-application inspection of the facility shall be completed by the Ukiah Valley Fire Protection District, to their satisfaction, prior to occupancy of the facility (specifically the manufacturing portion of the structure). In addition, annual follow-up inspections shall be required. All inspections shall be scheduled through the Fire Marshall's Office. It shall be the responsibility of the owner/applicant of the facility to provide a written clearance to the Planning Division each year upon completion of the Fire Marshall's inspection. Any fees associated with the inspections are the responsibility of the owner/applicant.

- 13. Open-outdoor burning of cannabis waste products shall be prohibited.
- Any stationary on-site diesel IC engines 50 horsepower or greater (i.e. large power generators or pumps) or any propane natural gas engines 250 horsepower or greater shall require any necessary permits from the Mendocino County Air Quality Management District.
- Portable diesel powered equipment that may be used during the proposed project shall be required to be registered with the state Portable Equipment Registration Program (PERP) or obtain permits from the Mendocino County Air Quality District.
- 16. Heavy duty trucks idling and off-road diesel equipment or other diesel engine idling shall be limited to less than five (5) minutes.
- 17. The applicant shall obtain an encroachment permit from the Mendocino County Department of Transportation and construct two standard commercial road approaches to Lake Mendocino Drive (CR 227B) and East Side Calpella Road (CR 227), to be surfaced with asphalt concrete, with a minimum width of eighteen (18) feet and length of twenty (20) feet from the edge of the County Road, per County of Mendocino Road and Development Standard No. A51B.
- 18. It shall be the responsibility of the applicant to adhere to all applicable regulations of Section 6.36, Section 10A.17, Section 20.242, and Section 20.243 of the Mendocino County Code.
- 19. The cannabis facility shall comply with California Health and Safety code Division 20 Chapter 6.95 Section 25507 pertaining to business plans for storage and handling of hazardous materials.

5/25/18 DATE

5/25/2018

SAM VANDY' VANDEWATER

JULIA ACKER

ZONING ADMINISTRATOR

Appeal Period: 10 Days Appeal Fee: \$1,616.00

#### ATTACHMENTS:

- A. Location Map
- B. Topographical Map
- C. Aerial Map
- D. Site Map
- E. Zoning Map
- F. General Plan Map
- G. Adjacent Owner Map
- H. Fire Hazards Map
- I. Water District Map
- J. Dam Inundation Map
- K. Soils Map
- L. Important Farmland Map
- M. Stormwater Map

# Exhibit L



Russ Green <terminalc@gmail.com>

## URGENT request from C12-0000152-LIC Kure Wellness, Inc.

Vandy Vandewater <vandewaters@mendocinocounty.org>

Wed, Sep 9, 2020 at 9:44 AM

To: terminalc@gmail.com

Cc: Jesse Davis <davisj@mendocinocounty.org>, "lauren@omarfigueroa.com" <lauren@omarfigueroa.com>

Hi Russell,

Apologies for the late reply, I just returned to the office last week. Regarding the current process, I'm sorry that you feel frustrated by having to renew the 'drive-thru' service exemption from the State on a 30-day basis. As previously established, however, Kure Wellness located at 800 Lake Mendocino Drive, Ukiah, does not presently meet the State or Local requirements to operate a 'drive-thru' service in Mendocino County. The Department of Planning and Building Services is only permitting a temporary 'drive-thru' service at Kure Wellness during COVID-19, but expects the service to cease as the County's Public Health Order is adjusted and amended. Furthermore, this activity is contingent on the renewed exemption from the Bureau of Cannabis Control.

Please be aware that retail drive-thru businesses are regulated by the Mendocino County Code Section 20.180.020, which requires a five (5) vehicle stacking area. It has yet to be demonstrated how compliance with this requirement would be achieved by the business. Please note that stacking must occur entirely on the parcel and cannot overflow into

As also previously established, Staff review of submitted application material determined 'drive-thru' services were not indicated on any documents and there is no indication that a 'drive-thru' could be considered 'legal non-conforming'. Thus, the business does not meet State requirements. Additionally, the clause that 'grandfathers' cannabis retailers (MCC Section 20.243.080) is only in relation to setbacks from sensitive receptors, and does not apply to any other aspect of

If you intend to continue operation of the 'drive-thru' service on this temporary basis, a renewal <u>must</u> be submitted to PBS on or before Wednesday, September 16, 2020. This process must continue for each renewal cycle. Please continue to CC myself and pbs@mendocinocounty.org to ensure a compliant status with the County.

Please feel free to reach out should you have any questions.

Best.

Vandy

SAM 'VANDY' VANDEWATER, MCRP. PLANNER !! County of Mendocino Planning & Building Services

860 North Bush St. Ukiah, CA 95482 tel. (707) 234-6650 fax (707) 463-5709

vandewaters@mendocinocounty.org

http://www.mendocinocounty.org/government/planning-building-services

>>> Russ Green <terminalc@gmail.com> 8/17/2020 9:20 AM >>>

[Quoted text hidden]

James Feenan Mendocino County

From:

Connie Bunting <tccb@comcast.net>

Sent: To:

Wednesday, June 21, 2023 12:28 PM pbscommissions

Subject:

Case AP 2023-0015 Kure Wellness

JUN 21 2023

Planning & Building Services

To whom it may concern...

My name is Tom Bunting. I live at 3501 Eastside Calpella Rd. Ukiah, roughly 75 yards from the Kure Dispensary. Lake Mendocino Drive and Eastside Calpella road already have an abundance of automobile traffic. All of which drive faster than the posted speed limit. Eastside Calpella, where I live, is already dangerous for any pedestrian (me and my dog) which need to cross Eastside Calpella road several times a day, ie, to get my newspaper, mail, and daily walks to the river. If this project is allowed, I am requesting more traffic law enforcement, or some traffic calming measure to be implemented. The traffic is already a problem for the residents of Eastside Calpella road and any increase in the traffic, especially by people using marijuana, is not acceptable..

Please oppose this change.

Thank you for your attention.

Tom Bunting 707 463 0493

#### **James Feenan**

From:

laura@martyjuana.com

Sent:

Friday, June 23, 2023 7:15 AM

To: Cc: pbscommissions Russell Green

Subject:

Kure Wellness Drive Thru

Mendocino County

JUN 23 2023

Planning & Building Services

Dear Planning and Building,

This letter is on behalf of Kure Wellness, a dispensary that has stocked our products. Although we don't know the details, it seemed strange when their drive thru was closed down. It happened during the pandemic, when cannabis was deemed essential by the State and people needed drive-thru options. What a shame this service was not available for the safety It could have provided. And to hear its still closed with no clear path to reopen seems crazy. The county loses tax dollars with every lost sale due to the lack of convenience. There is at least one other drive thru cannabis retailer operating in California. Let's do what it takes to get it reopened asap. Kure has provided a valuable access point between cultivators and customers for as long as cannabis has been legal.

Thanks for your consideration. Laura & Marty Clein, Martyjuana

#### **James Feenan**

From:

Leslie Gravier < lesgravier@gmail.com>

Sent:

Thursday, June 22, 2023 5:02 PM

To:

pbscommissions

**Subject:** 

Case # Ap\_2023-0015 Kure Wellness

Mendocino County

JUN 23 2023

Planning & Building Services

Good Afternoon my name is Leslie Gravier,

I'm born and raised in Mendocino County, with both sides of my family being in this county for many, many generations. I am also mom to Russell Green and the CFO of Kure Wellness.

I wanted to share what Wikipedia states Mendocino County is noted for.

"The county is noted for its distinctive <u>Pacific Ocean</u> coastline, its location along California's "<u>Lost Coast</u>", <u>Redwood forests</u>, <u>wine production</u>, <u>microbrews</u>, and <u>liberal</u> views about the use of <u>cannabis</u> and <u>support for its legalization</u>. In 2009, it was estimated that roughly one-third of the economy was based on the cultivation of marijuana."

Wow that's a pretty big statement estimating 1/3 of the economy was based on Cannabis cultivation. With that in mind I ask what are the issues at hand if any in approving the drive-thru at 800 Lake Mendocino Dr.? As you look at the empty storefronts in all of the small towns that make up this beautiful place we all call home I have to wonder what Mendocino Counties business plan is and how are you the zoning commission supporting the businesses? The cannabis industry's years of economic support like it or not right or wrong still are facts that are visual to see within our county. Are you folks aware that there is a new proposed cannabis drive thru opening up off of West road North of Ukaih at the Coyote Valley gas station? It's my understanding there will be no tax dollars coming into the county from this business yet the staff recommendation is to deny our County revenue driving drive-thru. This makes no sense to me.

As I read through the packet presented here today I found it to be completely disregarding and direct discrimination of disabled and immune compromised folks who need this option.

Not to mention the economy and our community as a whole. It appears to me that the mind set here is, we will go through the motions, have a meeting and deny it. I challenge you to prove me wrong here. Especially since the only resolution option staff has included in the packet is the last page which is to deny it. Where is the resolution to approve it?

While the business model clearly was to do all legal cannabis activities at the 800 Lake Mendocino Drive location, and the industry was in formation, Mendocino County and the State were creating new laws and ordinances by the seat of their pants as legal cannabis businesses were doing their best to comply. We at Kure Wellness were giving the community a clean legal path to access cannabis that included the drive thru with clone pick up, plants that were being grown and flowers processed to the retail store for walk-ins.

Fast forward to Covid times and our country is in a state of turmoil. Letters are emailed in all directions with Mendocino County and the State. The California Department of Cannabis Control gave Kure Wellness the go ahead. We set company policies and procedures in place to safely comply and process customers through the drive-thru. Disabled and Immune compromised patients quickly learn of this much needed option. Most rely on cannabis as their medicine. And many use it as a replacement for Opioids. Chemo patients come from out of County some for a ride with their caregivers others just take a drive to get what they want and to have that one on one conversation with our knowledgeable staff.

As always the rules are different for the cannabis Industry as we navigate through Covid times although nothing will change for months we are required to every single month email the county for a stamp of approval to continue the drive-thru. Why? Call it power and ego driven perhaps, Cannabis hating perhaps but definitely not logical. Nonetheless this task is so important that they threaten to shut us down in the middle of Covid if we forget to request to keep the drive-thru open. Keep in mind this is while the doors to most County offices are closed up tight and most county employees are working from home and or laid off.

Months go by not one incident. It seems all is going along fine, emails exchanged and drive-thru open. Time lapses and in Covid mode and complete chaos everywhere we miss a couple emails by 2-3 days and get a threatening letter from the County stating if we miss again they will shut us down.

Are you kidding me? In the middle of Covid!! What is the real story behind that? Were each of the Pharmacies in the county told they had to request an ok every month during Covid to continue their drive-thru? I'm certain you all know the answer to that. If each month we were doing something completely different from the past month or issues were arising I would understand the need to get approval, but we weren't. We were just trying to stay alive and help the community that we love and that love us. It was a crazy time, staff out sick, families losing family members, people afraid to work, schools shut down and Covid concerns everywhere. Russell and I set alarms on our phones as reminders, and with so much compliance within the Industry, running multiple businesses often short staffed and the state of the world, we once again inadvertently missed the email. I thought Russell sent it, he thought I sent it and neither of us had sent it timely. So we find ourselves with a letter from Vandy telling us to shut it down due to a late request for approval. To me this was a complete disregard to the safety of our patients, our staff and community.

Here is where the worst part of this comes into play for me. Not only have I worked in the Medical field for nearly 10 years and I know the treatment and illnesses that cannabis can help but now I found myself on the phone telling those very same people that this necessary option is no longer available to them. While they cried and begged us to open it back up the thought of losing our license due to the lack of consideration at the county level, we just couldn't do it. The chemo patients that drove over from Lake County, up from Santa Rosa and the North County to come through the drive-thru were some of the toughest. I Am forever grateful to have met them. We were one of their happy places while on their not so fortunate travels in life. To have to tell them our drive-thru was shut down because we missed an email was ludicrous. They relied on this service for so many reasons not only being immune compromised but for help with appetite, pain and to keep cognitive function (without pain pills) to enjoy their family and friends while perhaps in their last phase of life. Those people are who brought me to tears. All because we failed to ask for approval every 30 days. Obviously it is needed.

Should you deny the drive-thru, I would hope none of you ever find yourselves or your family members in need of this much needed option where you would have found a smiling face with a ton of knowledge and compassion waiting to serve you when you needed it the most.

For our community and economy please approve our drive-thru at 800 Lake Mendocino Drive.

Thank you for your time.

Sincerely Leslie Gravier

Mendocino County

James Feenan IIIN 2 2 2023

From:

Russ Green <terminalc@gmail.com>

Planning & Building Services

Sent:

Thursday, June 22, 2023 12:57 PM pbscommissions

To: Subject:

Please Approve AP\_2023-0015 Kure Wellness, Inc. 800 Lake Mendocino Dr. Ukiah

Hello, My name is Russell Green. I am the Founder and CEO of Kure Wellness. A small vertically integrated cannabis business with 3 stores in Mendocino County and a fourth in Lake County. I am a fifth generation Mendocino County resident and the only person born and raised in this county who Solely owns and operates cannabis dispensaries.

Our original, and flagship store- Kure Lake Mendocino- was once a gas station and tackle shop. The layout provided the opportunity for a drive-through designed to service disabled customers, seniors, people with pets, people in a hurry, immune compromised, etc. We successfully operated that drive thru for over a year during covid with absolutely no traffic or law enforcement concerns. For reasons I cannot fathom, our drive-through was shut down- during the middle of covid, at a time when the county itself was promoting social distancing. Doing this deprived our community of a safe, convenient way to get their medication. How is Kure's drive-through different from any other? Pharmacies disburse Schedule 1 prescriptions in nothing but an open paper bag. Untold thousands of dollars in cash is disbursed via drive-throughs at local banks, and the fast-food industry depends on drive-throughs for their success, schools and vaccination clinics also utilize drive-thrus. It's also my understanding that Coyote Valley Casino is putting in a cannabis drive thru which will make this situation further unjustified if not approved.

In the Final Statement of Reasons when 5025(g) was implemented the final sentence says "This allows licensees who already have invested in this practice to continue those operations" I am one of those licensees. I spent money and time relying on the understanding that I had applied for all available cannabis uses on the property and would be able to continue my historic use as defined by the continued operation clause. We definitely did serve drive thru customers in 2018 and before.

In addition I'd like to add that the kure lake mendo dispensary was not only a simple retailer before regulation. It was a vertically integrated dispensary with all the uses we are licensed for now(and then some) already occurring. There was no net expansion of uses during regulation as alleged in both staff reports.

I feel It was incredibly unfair that the drive thru was shut down, even while I agreed to do and submitted plans for reasonable improvements. The history of this location as a gas station is proof enough that this site has safely handled traffic ingress and egress for literally decades. My business and I have been caused irreparable harm financially and mentally by the counties action to close down the drive thru, and actions by the cannabis program as a whole. I view this as a way to right that wrong, let bygones be bygones, and move on. I'd appreciate it if you would reinstate all of my historic uses, this drive thru being one.

Respectfully, Russ

#### **James Feenan**

**From:** Tina Smith <tsmith@savingsbank.com>

**Sent:** Thursday, June 22, 2023 1:37 PM

**To:** pbscommissions

**Subject:** Special agenda for 6/23/23 Case # AP\_2023-0015

Mendocino County

JUN 22 2023

Planning & Building Services

Hello,

I am a member of the public I want the Board, Planning and Building and the whole of the county to know that you blocking a Drive Thru at Kure on Lake Mendocino Drive is ridiculous.

This business was the very first dispensary in Mendocino County and has spent many years not only paying taxes but helping medical needs of patients within Mendocino County.

The reason for blocking the drive thru seems to be based more on personal issues (from P&B) rather then what the building is and what was there when Mr. Green opened his business. There has always been a driveway/drive thru and has been utilized for such.

The act of blocking this drive thru is quite possibly the Biggest waste of time the county has delt with in the 5 years they have been working with Cannabis.

This driveway/thru has been there since the building was purchased and to continue to split hairs over two words "Way and Thru" is such a waste of county time. Bottom line is it has been there and according to DCC if it "was present prior to 2016 it is legal and should be available to customers."

This drive thru allows patients who have a difficult time walking or standing to drive up, get their medicine and drive home.

Allowing this drive thru sets the tone that the County does CARE about its citizens and their needs.

Please allow the Drive Thru at Kure Wellness on Lake Mendocino Drive.

Sincerely,

#### Tina Smith

Call Center Representative

Savings Bank of Mendocino County 200 N. School St. / PO Box 3600 Ukiah, CA 95482

Phone: (707) 462-6613 Ext 1284

Fax: (707) 468-1197 name@savingsbank.com www.savingsbank.com

### Heart of the Community



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