

Tina De La Torre
tinadlt@gmail.com

Altadena, California 91001

Jomsky, Mark

From: Sandra Reaume <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 1:02 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Mark Jomsky,

As a Pasadena resident I strongly oppose the request for a conditional use permit #6757 to allow the retail sales of cannabis at 169 West Colorado Boulevard. I do not agree that the City can find the necessary consistency with the General Plan. I also disagree with the specific findings for the conditional use permit on the following grounds:

- The proposed use of this location is not in conformance with the goals, policies and objectives of the General Plan. The location at issue here is one of prominence on Colorado Boulevard in Old Town. The location at 169 West Colorado is a Central District Gateway as directed in Sub-district Map 1: Old Pasadena Linkage Concept and should be treated as such. According to the Specific Plan for this area, "the streets and alleys in Old Pasadena serve as much more than thoroughfares; they are highly social places where people participate in the life of the community." A cannabis dispensary does not reflect this vision. A significant percentage of the population will avoid an area in which a cannabis dispensary is located, and thus would not be able to participate in the life of the community along that portion of Colorado Boulevard. This area is meant to attract people, not repel them. Colorado Boulevard should remain a social gathering place for the whole community envisioned by the Specific Plan.

- Marijuana is considered a "gateway" drug and it seems we are sending the incorrect message to our youth putting a dispensary in a city gateway location. The committee of the National Academies of Sciences, Engineering and Medicine concluded there is "moderate evidence to suggest that there is a link between cannabis use and the development of substance dependence and/or a substance abuse disorder for substances including alcohol, tobacco, and other illicit drugs."

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- The dispensary as described and conditionally approved, would be detrimental or injurious to the neighborhood and welfare of the City. As described above, this is an area that is frequented by families and young children. The proposed business would be detrimental to current businesses and the long term welfare

of this important commercial corridor. It is very likely, and foreseeable, that parents will no longer allow their teens to be unaccompanied in the area to shop and browse at stores like Urban Outfitters, Free People, and Apple knowing that marijuana is being sold nearby and potentially being consumed along Colorado Boulevard.

- By allowing a dispensary in this location, the city is building a "community brand" where economic growth is based on a federal illicit drug. If the gateway to Old Pasadena is a welcoming point for visitors entering the area, having a marijuana dispensary might deliver the wrong branding message, especially for stores like Tiffany, Crate and Barrel, and Pottery Barn. There also is an issue with having a uniformed licensed security personnel employed at the corner of the gateway access point to Old Pasadena. What branding message does having a high level security guard with a loaded gun and bullet proof vest send to visitors?

- Goal 20 of our General Plan requires all communities to be uniformly aware and participate in land use planning. The local retailers affected by this zoning such as Paper Source, Urban Outfitters, True Foods, and Sur la Table, were not notified with a public notice. Only the landowners received the postcard of the various hearings. Furthermore, although Maranatha High School is outside of the 600ft radius, the school should have been informed due to safety reasons and the purposed operating hours of the dispensary. A 6am available delivery time and an 8am storefront open time is something the school and the parents of the students attending that school would want to be aware of as the decisions regarding the granting of a conditional use permit are being made. All of these retailers, and the parents of the students at Maranatha should have been given notice of the conditional use permit application and should have the opportunity to be heard.

- The land uses and zones identified in the applicants location map did not include all sensitive receptors within the 600' boundaries of the proposed location. A youth- oriented facility is considered a sensitive receptor. The adjacent store, Paper Source, is a retailer of goods and toys marketed for kids. Paper Source carries stuffed animals, stickers, games and candy to be sold to kids ages 5 -18. They also host children's parties and events throughout the year. In addition, the store hosts youth-oriented summer camps. Paper Source should be considered a youth-oriented facility, and therefore a marijuana dispensary cannot be located within 600' of the store. See photos attached to this letter.

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Thank you for your consideration of our concerns especially for the safety and health of our Pasadena kids and teens.

Sandra Reaume
sandyreaume@gmail.com

Pasadena, California 91107

Jomsky, Mark

From: Carolina Goldthwait <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:48 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

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Carolina Goldthwait
caroldelat@mac.com

Pasadena, California 91105

Jomsky, Mark

From: Carrie Evanilla <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:38 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

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Carrie Evanilla

dan5carrie@sbcglobal.net

San Gabriel, California 91776

Jomsky, Mark

From: John Pitney <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:36 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

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John Pitney

pitneys@hotmail.com

La Crescenta, California 91214

Jomsky, Mark

From: Amy Lee <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:33 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

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Amy Lee

amy.nelson.lee@gmail.com

Pasadena, California 91104

Jomsky, Mark

From: Nicole Anido <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:33 PM
To: Jomsky, Mark
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Nicole Anido
nicoleanido@gmail.com

Altadena, California 91001

Jomsky, Mark

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- The proposed use of this location is not in conformance with the goals, policies and objectives of the General Plan. The location at issue here is one of prominence on Colorado Boulevard in Old Town. The location at 169 West Colorado is a Central District Gateway as directed in Sub-district Map 1: Old Pasadena Linkage Concept and should be treated as such. According to the Specific Plan for this area, "the streets and alleys in Old Pasadena serve as much more than thoroughfares; they are highly social places where people participate in the life of the community." A cannabis dispensary does not reflect this vision. A significant percentage of the population will avoid an area in which a cannabis dispensary is located, and thus would not be able to participate in the life of the community along that portion of Colorado Boulevard. This area is meant to attract people, not repel them. Colorado Boulevard should remain a social gathering place for the whole community envisioned by the Specific Plan.

- Marijuana is considered a "gateway" drug and it seems we are sending the incorrect message to our youth putting a dispensary in a city gateway location. The committee of the National Academies of Sciences, Engineering and Medicine concluded there is "moderate evidence to suggest that there is a link between cannabis use and the development of substance dependence and/or a substance abuse disorder for substances including alcohol, tobacco, and other illicit drugs."

<http://www8.nationalacademies.org/onpinews/newsitem.aspx?RecordID=24625&fbclid=IwAR3XxUFpNveMqka-6ygNEEkQN5-tobLy627auQau1tLtQHgHsSql4XxvqZo>

- The dispensary as described and conditionally approved, would be detrimental or injurious to the neighborhood and welfare of the City. As described above, this is an area that is frequented by families and young children. The proposed business would be detrimental to current businesses and the long term welfare

of this important commercial corridor. It is very likely, and foreseeable, that parents will no longer allow their teens to be unaccompanied in the area to shop and browse at stores like Urban Outfitters, Free People, and Apple knowing that marijuana is being sold nearby and potentially being consumed along Colorado Boulevard.

- By allowing a dispensary in this location, the city is building a "community brand" where economic growth is based on a federal illicit drug. If the gateway to Old Pasadena is a welcoming point for visitors entering the area, having a marijuana dispensary might deliver the wrong branding message, especially for stores like Tiffany, Crate and Barrel, and Pottery Barn. There also is an issue with having a uniformed licensed security personnel employed at the corner of the gateway access point to Old Pasadena. What branding message does having a high level security guard with a loaded gun and bullet proof vest send to visitors?

- Goal 20 of our General Plan requires all communities to be uniformly aware and participate in land use planning. The local retailers affected by this zoning such as Paper Source, Urban Outfitters, True Foods, and Sur la Table, were not notified with a public notice. Only the landowners received the postcard of the various hearings. Furthermore, although Maranatha High School is outside of the 600ft radius, the school should have been informed due to safety reasons and the purposed operating hours of the dispensary. A 6am available delivery time and an 8am storefront open time is something the school and the parents of the students attending that school would want to be aware of as the decisions regarding the granting of a conditional use permit are being made. All of these retailers, and the parents of the students at Maranatha should have been given notice of the conditional use permit application and should have the opportunity to be heard.

- The land uses and zones identified in the applicants location map did not include all sensitive receptors within the 600' boundaries of the proposed location. A youth- oriented facility is considered a sensitive receptor. The adjacent store, Paper Source, is a retailer of goods and toys marketed for kids. Paper Source carries stuffed animals, stickers, games and candy to be sold to kids ages 5 -18. They also host children's parties and events throughout the year. In addition, the store hosts youth-oriented summer camps. Paper Source should be considered a youth-oriented facility, and therefore a marijuana dispensary cannot be located within 600' of the store. See photos attached to this letter.

- From a General Plan perspective it would be more appropriate to locate a cannabis store on Green Street or Union or in another less conspicuous location because the applicant is operating in violation of federal laws.

- Finally, there are many issues that should be thought through carefully before this conditional use permit is granted. Will Pasadena create a safe zone for older kids and teens that want to visit Old Pasadena? How will the issue of loitering be addressed for code enforcement purposes? Will lines to enter the facility be allowed to form along Colorado Blvd. or Pasadena Ave? Will smoking of marijuana be tolerated along Colorado Blvd. even though it is illegal to do so?

Thank you for your consideration of our concerns especially for the safety and health of our Pasadena kids and teens.

Ani Saghari

Annie6679@gmail.com

Pasadena, California 91104

Jomsky, Mark

From: Jamie Brown <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:31 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Mark Jomsky,

As a Pasadena resident I strongly oppose the request for a conditional use permit #6757 to allow the retail sales of cannabis at 169 West Colorado Boulevard. I do not agree that the City can find the necessary consistency with the General Plan. I also disagree with the specific findings for the conditional use permit on the following grounds:

- The proposed use of this location is not in conformance with the goals, policies and objectives of the General Plan. The location at issue here is one of prominence on Colorado Boulevard in Old Town. The location at 169 West Colorado is a Central District Gateway as directed in Sub-district Map 1: Old Pasadena Linkage Concept and should be treated as such. According to the Specific Plan for this area, "the streets and alleys in Old Pasadena serve as much more than thoroughfares; they are highly social places where people participate in the life of the community." A cannabis dispensary does not reflect this vision. A significant percentage of the population will avoid an area in which a cannabis dispensary is located, and thus would not be able to participate in the life of the community along that portion of Colorado Boulevard. This area is meant to attract people, not repel them. Colorado Boulevard should remain a social gathering place for the whole community envisioned by the Specific Plan.

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<http://www8.nationalacademies.org/onpinews/newsitem.aspx?RecordID=24625&fbclid=IwAR3XxUFpNveMqka-6ygNEEKQN5-tobLy627auQau1tLtQHgHsSql4XxvqZo>

- The dispensary as described and conditionally approved, would be detrimental or injurious to the neighborhood and welfare of the City. As described above, this is an area that is frequented by families and young children. The proposed business would be detrimental to current businesses and the long term welfare

of this important commercial corridor. It is very likely, and foreseeable, that parents will no longer allow their teens to be unaccompanied in the area to shop and browse at stores like Urban Outfitters, Free People, and Apple knowing that marijuana is being sold nearby and potentially being consumed along Colorado Boulevard.

- By allowing a dispensary in this location, the city is building a "community brand" where economic growth is based on a federal illicit drug. If the gateway to Old Pasadena is a welcoming point for visitors entering the area, having a marijuana dispensary might deliver the wrong branding message, especially for stores like Tiffany, Crate and Barrel, and Pottery Barn. There also is an issue with having a uniformed licensed security personnel employed at the corner of the gateway access point to Old Pasadena. What branding message does having a high level security guard with a loaded gun and bullet proof vest send to visitors?

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- The land uses and zones identified in the applicants location map did not include all sensitive receptors within the 600' boundaries of the proposed location. A youth- oriented facility is considered a sensitive receptor. The adjacent store, Paper Source, is a retailer of goods and toys marketed for kids. Paper Source carries stuffed animals, stickers, games and candy to be sold to kids ages 5 -18. They also host children's parties and events throughout the year. In addition, the store hosts youth-oriented summer camps. Paper Source should be considered a youth-oriented facility, and therefore a marijuana dispensary cannot be located within 600' of the store. See photos attached to this letter.

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Thank you for your consideration of our concerns especially for the safety and health of our Pasadena kids and teens.

Jamie Brown
jamie@brownpr.com

Pasadena, California 91105

Jomsky, Mark

From: Wendy Franco <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 12:30 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

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Thank you for your consideration of our concerns especially for the safety and health of our Pasadena kids and teens.

Wendy Franco
wlfranco78@gmail.com

Pasadena, California 91101

Jomsky, Mark

From: Nicholas Hjorth <info@sg.actionnetwork.org>
Sent: Wednesday, November 13, 2019 5:55 PM
To: Jomsky, Mark
Subject: No Retail Cannabis on Colorado Blvd in Old Pasadena!

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Thank you for your consideration of our concerns especially for the safety and health of our Pasadena kids and teens.

Nicholas Hjorth
nhjorth@yahoo.com

Pasadena, California 91104

Jomsky, Mark

From: Jo Ann Hay craft <jhc2jrzc@aol.com>
Sent: Wednesday, December 11, 2019 8:19 AM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

It is outrageous to
Even consider a pot shop in this location - or any other as far as I'm concerned. We must control the drug situation and not promote it. Pasadena is a city of music and art and civilized living. - we must preserve and not deteriorate to The liberal left.
Jo Ann Haycraft

Sent from my iPhone

Jomsky, Mark

From: PATRICIA JAMESON <jamo1980@aol.com>
Sent: Wednesday, December 11, 2019 7:19 AM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

I do not support allowing marijuana to be sold at the gateway to Old Pasadena.

I also do not agree dispensaries should be in Old Pasadena where kids and teens can be unsupervised and enjoy independence. Pasadena must remain accessible, neighborly, have a strong sense of place, have a strong community spirit, family-oriented and interactive. Allowing dispensaries in Old Pasadena along Colorado Blvd. is completely against this narrative.

*Patricia Jameson
690 Bradford Street
Pasadena, CA 91105*

Sent from my iPad

Jomsky, Mark

From: Suzanne <suzanneclarksanchez@yahoo.com>
Sent: Wednesday, December 11, 2019 7:16 AM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

To Whom it May Concern:

I do not support allowing marijuana to be sold at the gateway to Old Pasadena.

I also do not agree dispensaries should be in Old Pasadena where kids and teens can be unsupervised and enjoy independence. Pasadena must remain accessible, neighborly, have a strong sense of place, have a strong community spirit, family-oriented and interactive. Allowing dispensaries in Old Pasadena along Colorado Blvd. is completely against this narrative.

Suzanne Sanchez
1400 S Oak Knoll Ave
Pasadena, CA 91106

Jomsky, Mark

From: Anamaria Young <anamaria.b.young@gmail.com>
Sent: Wednesday, December 11, 2019 7:11 AM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Dear Mr. Jomsky,

I was stunned to hear about the marijuana shop going in on the corner of Old Pasadena. I remember as a young girl growing up in South Pasadena, it was never safe to venture to Colorado Blvd because it was filled with porn shops (yes one still remains) bums and abandoned buildings. Sadly, after enormous investments over the past 20 years we see it slipping back with homeless at every corner and in between, shops closing due to slower foot traffic because walking the streets have become uncomfortable and now a marijuana shop in one of the most walked streets for families and young adults. What in the world is the city of Pasadena thinking?? Families walk up and down these streets and you think this is a smart move? What kind of customers do you think this will attract? I understand that this was voted in...to have one shop...I am sure there are several VACANT shops east of Pasadena where there is little to no foot traffic and where children and young families don't spend there weekends or vacation time strolling. I most certainly do not support marijuana to be sold at the gateway to Old Town Pasadena. It is so sad to see what are city has become....where are the values once held in most small cities?

--
Anamaria Young
865 South Grand Avenue
Pasadena, CA 01105

Jomsky, Mark

From: Maria Dietz <mari.dietz16@gmail.com>
Sent: Wednesday, December 11, 2019 6:27 AM
To: Jomsky, Mark
Cc: Morales, Margo
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Hello,

I do not support allowing marijuana to be sold at the gateway to Old Pasadena.

I also do not agree dispensaries should be in Old Pasadena where kids and teens can be unsupervised and enjoy independence. Pasadena must remain accessible, neighborly, have a strong sense of place, have a strong community spirit, family-oriented and interactive. Allowing dispensaries in Old Pasadena along Colorado Blvd. is completely against this narrative.

*Thank you,
Maria Dietz
1425 N Mentor Avenue
Pasadena, CA 91104
District 2 resident*

Jomsky, Mark

From: Kelly Johnson <keljohns71@gmail.com>
Sent: Tuesday, December 10, 2019 11:36 PM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

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Dear Mr. Jomsky,

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Sincerely,

Kelly Johnson
660 Burleigh Dr
Pasadena 91105

Jomsky, Mark

From: April Danz <aprildanz@gmail.com>
Sent: Tuesday, December 10, 2019 11:10 PM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

To whom it may concern on the Pasadena City council:

I do not support allowing marijuana to be sold at the gateway to Old Pasadena. the location of this particular store on the corner of Colorado and Pasadena Ave is just too visible and prominent. It will change the feel and tone of this vibrant shipping district that has become a wonderful destination spot for our city. I think of the tourists lining up
Along colorado during the Rose Parade and am embarrassed at what they would think about having such a large, loud pot store in such a nice area.

Pasadena must remain accessible, neighborly, have a strong sense of place, have a strong community spirit, family-oriented and interactive. Allowing dispensaries in Old Pasadena along Colorado Blvd. is completely against this narrative.

Thank you,
April Danz
660 Burleigh Drive
91105

Sent from my iPhone

Jomsky, Mark

From: Paula Johnson <paulajohnson@mac.com>
Sent: Tuesday, December 10, 2019 4:43 PM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

If adults want to ingest marijuana, fine. No problem with that. But put the pot stores in out-of-the-way locations—weed fans will find them.

I hate the idea of a pot store in Old Pasadena. Teens can and will get adults to buy product for them.

I recently took a two-hour architectural walking tour in downtown Los Angeles. The smell of weed was everywhere. Good luck keeping Old Pasadena air breathable for tourists and families.

Paula Johnson
126 Avenue 64
Pasadena, CA 91105

Jomsky, Mark

From: Rosey Bell <rozebel@icloud.com>
Sent: Wednesday, December 11, 2019 10:00 AM
To: Jomsky, Mark
Cc: foyfamily@sbcglobal.net
Subject: Pot Shop

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Old Town Pasadena is no place for a pot shop. The area already has its fair share of challenges just dealing with the visiting tourists. So please reconsider and do not let these neighbors be part of the old Pasadena mix.

Rosey Bell
726 S. El Molino Ave
Pasadena, Ca 91106
626-675-5185
Sent from my iPad

Jomsky, Mark

From: Sheridan Link <sheridan@ix.netcom.com>
Sent: Wednesday, December 11, 2019 3:48 PM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

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Sincerely,

*Sheridan Link
325 Bellefontaine Street
Pasadena, CA 91105*

Jomsky, Mark

From: jane laudeman <janelaudeman@yahoo.com>
Sent: Wednesday, December 11, 2019 3:21 PM
To: Jomsky, Mark
Subject: Opposition - Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Dear Pasadena City Council,

I am writing to express my strong opposition to the proposed location of a Cannabis sales store at the gateway/entrance to our beautifully restored historic Old Pasadena District. This is one of our most popular areas for residents, families and teenagers to shop, dine and socialize in Pasadena - as a lifelong resident I and others are all so proud of it. It is completely incongruous to have a shop selling marijuana, a psychoactive mind-altering drug in this location. It doesn't matter how fancy/sophisticated they try to make the store look - that is still what it is. My son, a teenager, frequently goes to Old Pasadena to meet friends and we are ok with this because we know it is a safe and wholesome place for him to be.

I oppose any stores along Pasadena's Old Pasadena Colorado Blvd. area - they should not be considered or approved. Other locations should be considered that are not on our prime main street where people come for a pleasant, wholesome community experience. This is not what Pasadena is!

Sincerely,

Jane Laudeman
1390 S. Marengo Ave.
Pasadena, CA 91106

November 4, 2019

Jordan Ferguson CITY CLERK
T 310.229.0326 CITY OF PASADENA
F 310.229.9901
JFerguson@Venable.com

VIA ELECTRONIC MAIL

Honorable Victor M. Gordo
Council Member
City of Pasadena
100 N. Garfield Avenue
Room S249
Pasadena, CA 91109

Re: Harvest of Pasadena
CUP approved by Planning Commission on October 9, 2019
Appeals by Atrium and SweetFlower pending

Dear Council Member Gordo:

At the City Council meeting held on October 28, 2019, you asked that Harvest of Pasadena, LLC ("Harvest") respond in writing to specific allegations raised at that meeting by Martin Truitt (repeating the allegations in a letter submitted by The Atrium Group on July 19, 2019). This letter is the response to your request in an open City Council session and we are distributing this letter to all members of the City Council and to City Staff.

Harvest remains focused on moving forward in the Pasadena's permit process and has deliberately avoided responding to baseless negative attacks and mudslinging by competitors who were less successful in the screening process. Harvest hopes that this letter will provide the information that you need to evaluate and disregard these allegations.

The allegations raised by Mr. Truitt relate to Harvest's applications in Pennsylvania and Ohio. We would like to make clear at the outset that *Harvest is in good standing in both Pennsylvania and Ohio.*

1. Pennsylvania

The Pennsylvania Office of Medicinal Marijuana issued Harvest of Reading a permit to dispense medical marijuana products in 2017 as part of its first dispensary permit application round. There have never been any issues with regulatory compliance with regard to this dispensary.

In a second application round occurring in 2018, Pennsylvania regulators divided the state into six regions for purposes of applications. Under Pennsylvania law, the Department of Health "will not issue more than five individual dispensary permits to one person." See 28 Pa. Code § 1141.23(2)(i)-(ii).

The second round process was extremely competitive, and to increase the chance of success, affiliates of Harvest applied for permits in all six regions. Each affiliate is a separate

entity with a separate corporate form. In order to ensure full transparency, every affiliate submitted under the name "Harvest," listed Harvest CEO Steve White on all applications, and also stated that Harvest Health and Recreation, Inc. would be providing management services for all dispensaries opened under these permits.

The Harvest affiliates were surprised to be awarded permits in all six regions. In five of the six regions, Harvest's affiliates received the highest rating; in the sixth region, the Harvest affiliate came in second place. This unexpected award of six permits raised a question Harvest's affiliates never expected to face: whether the limit of five dispensary permits per entity pertained to the applicant entity or to the entire group of entities. Rather than engage in a lengthy legal dispute over the issue, Harvest's affiliates agreed to only proceed with five of the awarded permits, to avoid even the appearance of impropriety and to ensure that, by any interpretation, the permits awarded would remain under the state's cap.

As confirmation of the accuracy of this summary, we attach the Pennsylvania Department of Health's press release, clarifying that an agreement was reached to avoid even the question of whether Harvest's affiliates exceeded the five-permit cap.

2. Ohio

The State of Ohio awarded three dispensary licenses to Harvest of Ohio. Ohio requires that that 15% of licenses be awarded to "businesses majority-owned and operated by someone from one of several 'economically disadvantaged' groups: African-Americans, American Indians, Hispanics or Latinos, or Asians." Harvest of Ohio is 51% owned by Ariane Kirkpatrick, a prominent African-American businesswoman in Northeast Ohio and 49% by Harvest CEO Steve White. Following the award for permits, the Ohio Board of Pharmacy asked for confirmation of Ms. Kirkpatrick's ownership interest and control of Harvest of Ohio and Harvest has been cooperating with the Board of Pharmacy to address the Board's questions. Harvest of Ohio expects a final resolution soon. Contrary to Mr. Truitt's claims, there has been no license revocation or suspension for Harvest of Ohio.

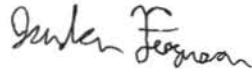
3. Conclusion

Throughout the application process in the City of Pasadena, Harvest has been completely transparent, providing all required information and volunteering further information in answer to any question posed by Staff, the Board of Zoning Appeals, the Planning Commission, and now the City Council. Harvest is committed to continuing that transparency as it moves toward operating within the City, and it is our fervent hope that this is the beginning of a long and mutually beneficial partnership between Harvest and Pasadena.

Hon. Victor M. Gordo
November 4, 2019
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Thank you in advance for your time and careful consideration of this matter.

Sincerely,



Jordan E. A. Ferguson

Cc (via email):

Mayor Terry Tornek
Vice Mayor Tyron Hampton
Councilmember Margaret McAustin
Councilmember John J. Kennedy
Councilmember Gene Masuda
Councilmember Steve Madison
Councilmember Andy Wilson
Steve Mermell, City Manager
Michele Beal Bagneris, City Attorney
Theresa E. Fuentes, Assistant City Attorney
Brad Fuller, Assistant City Attorney
David Reyes, Director of Planning & Community Development
Guille Nunez, Management Analyst
Ben Kimbro, Harvest of Pasadena

EXHIBIT A

08/16/2019

Department of Health Reaches Agreement with Harvest Entities Resolving Administrative Actions

Harrisburg, PA - The Department of Health today announced that Harvest of Northwest PA, LLC in New Castle and Harvest of North Central PA, LLC in Shamokin have relinquished the medical marijuana dispensary permits issued to them as part of a settlement with the department.

On December 18, 2018, the

[department granted dispensary permits](#)

(https://www.media.pa.gov/Pages/Health-Details.aspx?newsid=555)

to six

distinct Harvest entities. However, the fact that each used some form of the Harvest name, coupled with public statements made by an affiliate company, Harvest Health and Recreation, Inc., gave the public appearance that all permittees were in fact one single entity holding more than the five permits per person allowed by

(https://www.legis.state.pa.us/cfdocs/legis/LI/uconsCheck.cfm?txtType=HTM&yr=201

[statute6&sessInd=0&smthLwInd=0&act=16&chpt=6&sctn=16&subsctn=0](#)

Additionally, during the construction of these dispensaries, the department learned that the Harvest entities had utilized construction contractors not identified in the permit applications without notifying the department or seeking approval for the substitution, which is a regulatory requirement.

“Our medical marijuana program has been successful in its focus to provide evidence-based, quality options for patients suffering from serious medical conditions,” Secretary of Health Dr. Rachel Levine said. “In order to ensure that this program is successful, we have a statute and regulations in place for those companies looking to hold permits as either grower/processors or dispensaries. Companies interested in being part of this program must be aware of the law and abide by it.”

Rather than continuing to engage in prolonged legal action, which would delay patient access to medication for those suffering with any of 23 serious medical conditions, a settlement was reached after both parties worked closely together to resolve all outstanding issues. This settlement allows Harvest to move forward with the process of operationalizing the following entities:

Harvest of Southwest PA, LLC, of Johnstown;

Harvest of South Central PA, LLC, of Harrisburg;

Harvest of Southeast PA, LLC of Reading; and

Harvest of Northeast PA, LLC of Scranton.

These locations will be in addition to SMPB Retail, LLC doing business as Harvest of Reading; a Phase I dispensary that is already operational.

There are close to 121,000 active patient certifications as part of the medical marijuana program. More than 1,650 physicians have registered for the program, more than 1,190 of whom have been approved as practitioners.

The medical marijuana program was signed into law by Governor Tom Wolf on April 17, 2016. Since that time, the department has:

Completed temporary regulations to enact the program;

Convened the Medical Marijuana Advisory Board;

Approved six training providers for physician continuing education;

Approved four laboratories to test medication before it is delivered to patients;

Registered more than 182,000 total patients and issued more than 154,000 identification cards;

Validated more than 1.6 million dispensing events with more than 4.4 million products sold;

Issued 25 grower/processors permits, 18 of which are operational;

Issued 50 dispensary permits and approved 60 locations to begin operations;

Certified eight medical schools as Academic Clinical Research Centers; and

Approved three clinical registrants.

The medical marijuana program offers medical marijuana to patients who are residents of Pennsylvania and under a practitioner's care for the treatment of a serious medical condition as defined by the Medical Marijuana Law.

For more information about the medical marijuana program, visit

www.medicalmarijuana.pa.gov

(<http://www.medicalmarijuana.pa.gov/>)

or follow the Department of Health on

[Facebook](https://www.facebook.com/pennsylvaniadepar)  [tmentofhealth](https://www.facebook.com/pennsylvaniadepar)

and

[Twitter](https://twitter.com/pahealthdep)  [t?lang=en](https://twitter.com/pahealthdep)

ra-dhpressoffice@pa.gov

MEDIA CONTACT: Nate Wardle, 717-787-1783 or (<mailto:ra-dhpressoffice@pa.gov>)

Jomsky, Mark

From: Lori MacPherson <lorimac5567@gmail.com>
Sent: Wednesday, December 11, 2019 11:21 PM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

I do not support allowing marijuana to be sold at the gateway to Old Pasadena.

I also do not agree dispensaries should be in Old Pasadena where kids and teens can be unsupervised and enjoy independence. Pasadena must remain accessible, neighborly, have a strong sense of place, have a strong community spirit, family-oriented and interactive. Allowing dispensaries in Old Pasadena along Colorado Blvd. is completely against this narrative.

Sincerely,

*Lori MacPherson
351 Palmetto Dr.*

Sent from my iPad

Jomsky, Mark

From: moehosp@gmail.com
Sent: Wednesday, December 11, 2019 10:30 PM
To: Jomsky, Mark
Subject: Conditional Use Permit #6757: Request to allow retail sales of cannabis at 169 West Colorado

CAUTION: This email was delivered from the Internet. Do not click links or open attachments unless you know the content is safe.

Hi Mark

Please consider, I oppose the location of a marijuana shop at the gateway corner to Ole Pasadena.

Moe Hosp

Sent from my iPhone