Application for License and Special Land Use Permit for Marijuana

Municipality of Anchorage
Clerk's Office/Planning Department
PO Box 196650
Anchorage, AK 99519-6650

APPLICANT

Name of Authorized Applicant (see 3 AAC 306.020(d) (Last, First, MI):		
Home Physical Address:		Home Mailing Address:
Contact Phone – Day:	Evening: Fax:	Business Mailing Address:
E-mail (required):		

TYPE OF MARIJUANA ESTABLISHMENT PROPOSED

☐ Cultivation Facility (including Limited Cultivation Facility)
☐ Manufacturing Facility (including Concentrate Manufacturing Facility)
☐ Testing Facility
☐ Retail Sales Establishment

Business Owner Name:

Doing Business As Name:

State of Alaska Marijuana Control Board License Number:

Other marijuana licenses applied for or approved on the property?

PROPERTY INFORMATION

Property Tax # (000-000-00-000):

Site Street Address:

Current Legal Description: (use additional sheet if necessary)

Zoning District:	Lot Size:	Grid #:
Any dwelling units on the property? _____Yes _____ No	Any liquor licenses on the property? _____Yes _____ No	

FACILITY OPERATIONAL INFORMATION

What is the licensed premises area in square feet?

What will be the business days and hours of operation?

Accepted by	Poster & Affidavit	Fee	Case Number	Requested Meeting Date	License Number

APPLICATION REQUIREMENTS

1 copy required:
- ☐ Signed/notarized application (original)
- ☐ Property owner letter of authorization (with original signature)

17 copies required:
- ☐ Signed/notarized application (copies)
- ☐ Criminal justice information and records as required by AMC 10.80.056
- ☐ Summary of community meeting/community meeting mailer
- ☐ Project narrative explaining the proposal, with an analysis of how the proposal meets the special land use permit for marijuana approval criteria set forth below

For all marijuana establishments (AMC 21.03.105C.3.a.):
- ○ Site plan(s) to scale depicting, with dimensions:
  - ◇ building footprint ◇ parking areas ◇ vehicle circulation and driveways ◇ loading facilities
  - ◇ landscaping ◇ pedestrian facilities ◇ required open space ◇ fences ◇ lighting
  - ◇ snow storage area or alternative strategy ◇ trash receptacle location and screening detail
  - ◇ freestanding sign location(s)
- ○ Security plan indicating how the applicant will comply with the requirements of municipal and state law and regulation
- ○ Waste disposal plan

For marijuana cultivation facilities (AMC 21.03.105C.3.b.):
- ○ Plan that specifies the methods to be used to prevent the growth of harmful mold
- ○ Projected amount of water that will be used
- ○ Projected amount of wastewater that will be discharged
- ○ Letter from the applicable electric utility stating that power capacity at the proposed location is sufficient for the intended use
- ○ Odor control plan indicating how the applicant will comply with the requirements of municipal and state law and regulation
- ○ Information on moisture and temperature controlled storage (AMC 10.80.535C.)

For marijuana manufacturing facilities (AMC 21.03.105C.3.c.):
- ○ Description of the type of products to be processed and the equipment to be used, including a list of any solvents, gases, chemicals, or other compounds that will be used, kept, or created at the manufacturing facility, the location of such materials, and how such materials will be stored
- ○ Certification of an industrial hygienist or professional engineer, as required in AMC subsection 21.05.055B.2.
- ○ Projected amount of water that will be used
- ○ Projected amount of wastewater that will be discharged

For marijuana retail sales establishments (AMC 21.03.105C.3.d.):
- ○ Neighborhood responsibility planning MOU or community engagement report, as required in AMC subsection 21.05.055B.4.

(Additional information may be required)

RECENT REGULATORY INFORMATION (Events that have occurred in the last 5 years for all or a portion of the site)

☐ Building or Land Use Permit for:

☐ Land Use Enforcement Action for:

☐ Nonconforming Determination requested for property? ☐ Yes ☐ No

MARIJUANA ESTABLISHMENTS NEAR PETITION SITE

Locate and provide the name and address of all licensed marijuana establishments within 1,000 feet of the petition site.
(use additional sheet if necessary)

Name:	Address:

SPECIAL LAND USE PERMIT FOR MARIJUANA APPROVAL CRITERIA (AMC 21.03.105C.7.)

The assembly may only approve a special land use permit for marijuana if, in the judgment of the assembly, the application meets the following approval criteria. Each criterion must have a response in as much detail as it takes to explain how the project satisfies the criterion. The burden of proof rests with the applicant. (In the B-2A, B-2B, and B-2C districts, please contact the Planning Department as the approval criteria are different.)

1. The proposed use is consistent with the comprehensive plan, all applicable provisions of this title [Title 21], and applicable state regulations.

2. The proposed use is consistent with the purpose and intent of the zoning district in which it is located, including any district-specific standards set forth in chapter 21.04.

3. The proposed use is consistent with applicable use-specific standards set forth in chapter 21.05.

4. The proposed use is compatible with uses allowed on adjacent properties, in terms of its scale, site design, operating characteristics (e.g., hours of operation, traffic generation, lighting, noise, odor, dust, and other external impacts).

5. The proposed use is appropriately located with respect to existing and/or planned water supply, power supply, fire and police protection, wastewater disposal, storm water disposal, and similar facilities and services.

6. Any significant adverse impacts anticipated to result from the use can and will be mitigated or offset to the maximum extent feasible.

7. The owner/operator of the establishment has no previous denials or revocations of a marijuana license or special land use permit, or previous documented violations of municipal or state law/regulation relating to marijuana establishments. Alternatively, the owner/operator has provided sufficient evidence of rehabilitation to the assembly.

8. The owner/operator of a marijuana retail establishment has meaningfully engaged in neighborhood responsibility planning with residents and other neighborhood businesses to mitigate concerns such as odor, parking, and security. Neighborhood responsibility planning guidelines may be included in AMC chapter 2.40.

SWORN STATEMENT LISTING ALL CRIMINAL CONVICTIONS, NOTWITHSTANDING THE FORM OF JUDGMENT AND INCLUDING WITHHELD JUDGMENTS, DEFERRED JUDGMENTS, AND BOND FORFEITURES, AGAINST EVERY OWNER AND MANAGER OF ANY OFFENSE OTHER THAN TRAFFIC INFRACTIONS FOR THE FIVE YEARS PRECEDING THE APPLICATION DATE, AS REQUIRED BY AMC 10.80.021A.

I, the applicant, hereby swear that the following is a complete list of all such convictions for each proposed owner and manager of the proposed establishment. _____

_____

_____

_____

_____

(use additional sheet if necessary)

OTHER LICENSEES AND AFFILIATES (3 AAC 306.020)

List all other licensees and affiliates with their physical home addresses. (use additional sheet if necessary)

Last, First, MI:	Address:

_____ (initial) I hereby certify that I am owner of the property described above, or that I have permission from the owner to use the property described above, and that I am applying for a municipal license and special land use permit for marijuana in conformance with Title 10 and Title 21 of the Anchorage Municipal Code. My establishment will remain in conformance with municipal code at all times.

_____ (initial) If I am applying for a license for a marijuana cultivation facility, marijuana manufacturing facility, or marijuana retail sales establishment, I swear that neither I nor any proposed licensee (as defined in 3 AAC 306.020(b)(2)), agent, or employee of the proposed licensee, have any ownership or financial interest in any marijuana testing facility. If I am applying for a license for a marijuana testing facility, I swear that neither I nor any proposed licensee, agent, or employee of the proposed licensee, have any ownership or financial interest in any marijuana cultivation facility, marijuana manufacturing facility, or marijuana retail sales establishment.

_____ (initial) I hereby swear that no proposed licensee (as defined in 3 AAC 306.020(b)(2)) owes past-due taxes (property, business personal property, or other), fees (utility or other), or fines (traffic, library, trash, or other) to the municipality.

_____ (initial) In accordance with AMC 10.80.056, I will immediately provide the Municipal Clerk with any communication from the state Marijuana Control Board disclosing the substance of information received by the Board as a result of a criminal history record check.

_____ (initial) I understand municipal code requirements regarding separation distance from protected land uses, and I attest that to the best of my knowledge, the proposed premises meets the separation requirements of Title 21 of the Anchorage Municipal Code.

_____ (initial) I acknowledge that the Assembly may deny my application for a special land use permit for marijuana if it determines that my application does not meet the criteria listed in AMC 21.03.105C.7., and that the Assembly may deny my application for a marijuana establishment license for any of the reasons listed in AMC 10.80.080.

_____ (initial) I understand that payment of the application fee is nonrefundable and is to cover the costs associated with processing this application, and that it does not assure approval of the license or special land use permit. I also understand that assigned hearing dates are tentative and may have to be postponed by the Planning Department, Municipal Clerk, or the Assembly, for administrative reasons or to meet legal requirements regarding notice and public hearings.

State of Alaska
Third Judicial District

I, _____, being duly sworn, deposes and says that I am the individual making the foregoing application and is the authorized agent for this business; acknowledges that a person other than the proposed licensee(s) may not have a direct or indirect financial interest in the business being issued the license per AMC 10.80.015A.; and affirm that the answers to the questions, the sworn statements regarding (1) listing all criminal convictions and (2) past due taxes, fines, and fees, and all other information contained in this application are true and complete to my knowledge.

_____
Signature of Applicant

Under AMC 8.30.170, a person commits the crime of unsworn falsification if, with the intent to mislead a public servant in the performance of a duty, the person submits a false written or recorded statement that the person does not believe to be true (1) in an application for a benefit; or (2) on a form bearing notice, authorized by law, that false statements made in it are punishable. Unsworn falsification is a class A misdemeanor.

Subscribed and sworn before me this _____ day of _____, 20_____.

_____
Notary Public

My commission expires: _____