



## STAFF REPORT

**Report To:** Board of Supervisors                      **Meeting Date:** March 2, 2023

**Staff Contact:** Hope Sullivan, AICP, Planning Manager

**Agenda Title:** For Possible Action: Discussion and possible action regarding a request from Will Adler on behalf of Green Thumb Industries Inc. ("Applicant") to introduce, on first reading, a proposed ordinance providing location requirements for medical marijuana dispensaries and marijuana retail stores in the retail commercial ("RC") use district. (Hope Sullivan, hsullivan@carson.org)

Staff Summary: The Applicant is proposing to amend Carson City Municipal Code ("CCMC") 18.03.130 to allow marijuana retail stores and medical marijuana dispensaries in the RC use district within Township 15N, Range 20E, Sections 5, 6 and 8 which is generally the area along North Carson Street, north of Winnie Lane, west of Hot Springs Road and south of Arrowhead Drive and Medical Parkway. The Planning Commission has recommended approval of the proposed amendment to the zoning code, with a prohibition against medical marijuana dispensaries or marijuana retail stores north of Arrowhead Drive and Medical Parkway. Pursuant to Nevada Revised Statutes ("NRS") Chapter 237, a business impact statement is not required to be prepared with this ordinance.

**Agenda Action:** Ordinance - First Reading                      **Time Requested:** 20 Minutes

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### **Proposed Motion**

I move to introduce, on first reading, Bill No. \_\_\_\_.

### **Board's Strategic Goal**

Economic Development

### **Previous Action**

January 25, 2023 (Item 6G): The Planning Commission conducted a public hearing and voted 4 – 3 to recommend approval of the ordinance with no medical marijuana dispensaries or marijuana retail stores permitted to the north of Arrowhead Drive and Medical Parkway. Those voting against the proposed ordinance cited land use compatibility concerns.

### **Background/Issues & Analysis**

See the attached memo and staff report to the Planning Commission for additional information.

Except as specifically exempted, NRS 237.080 requires a business impact statement to be prepared whenever an ordinance by the adoption of which the governing body of a local government exercises legislative powers. Under these exemptions, a business impact statement is not required to be prepared with this ordinance because the ordinance is proposed pursuant to a provision of NRS Chapter 278.

### **Applicable Statute, Code, Policy, Rule or Regulation**

NRS Chapters 237 and 244; Article 2 of the Carson City Charter; CCMC 18.04.130

**Financial Information**

Is there a fiscal impact? No

If yes, account name/number:

Is it currently budgeted? No

Explanation of Fiscal Impact:

**Alternatives**

Do not introduce the ordinance, modify the ordinance and/or provide alternative direction to staff.

**Attachments:**

[Ordinance 1st readng Marijuana locations ter clean.docx](#)

[6.G Staff Report, Attachments and Late Material.pdf](#)

**Board Action Taken:**

Motion: \_\_\_\_\_

1) \_\_\_\_\_

2) \_\_\_\_\_

Aye/Nay

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
(Vote Recorded By)

Summary: An ordinance providing location requirements for medical marijuana dispensaries and marijuana retail stores in the retail commercial use district.

BILL NO. \_\_\_\_\_

ORDINANCE NO. 2023 - \_\_\_\_\_

AN ORDINANCE RELATING TO ZONING; PROVIDING PROVISIONS SPECIFYING THE PERMITTED LOCATIONS OF MARIJUANA RETAIL STORES AND MEDICAL MARIJUANA DISPENSARIES IN RETAIL COMMERCIAL USE DISTRICTS; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

The Board of Supervisors of Carson City do ordain:

SECTION I:

That Title 18 (ZONING), Chapter 18.04 (USE DISTRICTS), Section 18.04.130 (Retail Commercial (RC)), is hereby amended (**bold, underlined** text is added, ~~stricken~~ text is deleted) as follows:

**18.04.130 - Retail commercial (RC). (NRS 278.250)**

The purpose of the RC District is to preserve a commercial district limited primarily to offices and retail sale of new merchandise and excluding all uses in the General Commercial and Industrial Districts, except for some service uses which are compatible with the zone. All uses within the RC District shall be conducted within a building, and aside from display windows, be screened from view. Outdoor display and storage of autos, recreational vehicles, or mobilehomes in conjunction with an existing business with sales of autos, recreation vehicles and mobilehomes is allowed in accordance with Division 2 of the Development Standards and provided the vehicles or mobilehomes do not encroach into City or State Right-of-Way without an approved encroachment permit and are screened from adjacent parcels. Temporary outdoor display and sale of merchandise for a period not to exceed 30 days within a calendar year may be authorized by the Director subject to Title 18.02.115.8 (Outdoor Sales and Activities).

1. The Primary Permitted Uses in the RC District are this list, those uses allowed in 18.04.120 Neighborhood Business, except those uses appearing in Section 18.04.130.3 Retail Commercial as Conditional uses which require a Special Use Permit, plus other uses of a similar nature:

Accounting and Bookkeeping

Alcoholic Beverage Sales (accessory to a restaurant)

Amusement Devices, Sales and Service

Apparel Shop

Appliances

Art Studio

Artist, Commercial  
Astrology Parlor/Fortune Telling/Clairvoyance and Palmistry  
Automobile Parts, Tires and Accessories  
Automobile Rental  
Automobile Retail New or Used  
Automobile Service (automobile gas, maintenance and repair service, no body repair)  
Bible and Church Supplies  
Blood Bank  
Blueprint and Photocopy Services  
Boarding and Rooming House  
Body Piercing  
Bowling Alley  
Brew Pub  
Cafeteria  
Candy and Confectionary, Retail  
Carpet and Floor Coverings  
Caterer  
Ceramics, Ceramic Products with Kiln  
Chemist, Analytical and Consulting  
Christmas Tree Sales  
Clock, Retail and Repair  
Club, Supper and Amusement  
Collectible Store  
Computer Sales and Repair  
Copy Center  
Costumes, Party and Wedding Supplies and Rental  
Credit Bureau  
Delivery Service  
Department Store  
Detective or Private Investigation Agency  
Draperies, Blinds and Window Coverings  
Drugstore and Pharmacy  
Dry Goods Store

Electrical Appliances, Retail  
Embroidery Shop  
Employment Agency  
Engraver (trophies, jewelry, home plates) (no chemical or sandblasting processes permitted)  
Factory Outlet Store  
Fraternal Association  
Furniture and Home Furnishings, Office and Home, including Retail  
Furs and Leather Goods  
Garden Supplies  
Grocery Store  
Gun Store  
Gunsmith  
Herbs, Retail  
Hotel  
Juice Bar  
Lapidary Service  
Magazine Sales  
Mail Order House  
Mail Services, Parcel Post, Post Boxes  
Market (Mini-Market, Food-Market, Super-Market)  
Mobilehome Sales, (Office)  
Motel  
Motorcycle Sales, Service and Accessories  
Office Supplies  
Optician  
Photographic Finishing, Supplies and Picture Framing  
Pumpkin Sales  
Radio, Stereo Store  
Radio Studio (no antennas)  
Recreational Vehicle and Trailer Sales (including Rental)  
Rubber and Metal Stamp, Retail (shop accessory)  
Satellite Equipment Sales  
Security Service

Stained Glass  
Stamp Shop  
Taxi Cab Stand  
Telephone Sales Office  
Television Repair Store  
Theater  
Wedding Chapel

2. The Accessory Permitted Uses, incidental to Primary Permitted Uses, in the RC District are:

Home Occupation  
Outside Storage, limited by and to subject to Development Standards Division 1 and 1.12 Outside Storage  
Storage containers (temporary) subject to Division 1 and 1.10 Personal Storage of the Development Standards  
Temporary Outdoor Display and Sales subject to Title 18 (Outdoor Sales and Activities)

3. The Conditional Uses in the RC District which require approval of a Special Use Permit are:

Amusement Arcade  
Bar  
Bed and Breakfast Inn (only within the Historic District, and limited to Single Family 6000, Residential Office and Retail Commercial zoning districts, subject to the provisions of Title 18 Development Standards Division 1.7 Bed and Breakfast Inns)  
Building Materials (indoor only)  
Bus Passenger Depot  
Child Care Facility  
Community/Regional Commercial or Office Center  
Congregate Care Housing/Senior Citizen Home  
Facial Cosmetic Shading, Permanent  
Farmers Market  
Funeral Home, Mortuary  
Gaming (unlimited)  
Golf Course and Driving Range  
Hospital  
Hotel Residence

Janitorial and Building Cleaning Service

Kennel

**Medical Marijuana Dispensary or Marijuana Retail Store (subject to the provisions of Title 18 Appendix (Carson City Development Standards), Division 1.20 (Medical Marijuana Establishments and Marijuana Establishments); limited to those areas zoned Retail Commercial within Sections 5, 6 and 8 of Township 15N, Range 20E, north of Winnie Lane, west of Hot Springs Road and south of Medical Parkway and Arrowhead Drive (North Carson Street vicinity).**

Miniature Golf Course

Mobilehome Park

Municipal Well Facility

Newspaper Print Office

Permanent Outdoor Sales subject to Title 18.02.115.8 (Outdoor Sales and Activities)

Personal Storage/Retail/Office Complex subject to Division 1 and 1.10 Personal Storage of the Development Standards

Printer and/or Publisher

Recreational Vehicle Park

Schools, K-12, College, University or Vocational

Single Family, Two-Family and Multi-Family Dwelling

Skating Arena

Storage containers (permanent) subject to Division 1 and 1.10 Personal Storage of the Development Standards

Street Vendors are limited to the DT-MU and RC zoning districts, subject to Division 1 and 1.11 Street Vendors of the Development Standards

Tattoo Parlor

Tennis or Swimming Facility

Trailer or Truck Rental

Utility Substation

Veterinary Clinic

Youth Recreation Facility

## **SECTION II:**

That no other provisions of the Carson City Municipal Code are affected by this ordinance.

PROPOSED on \_\_\_\_\_, 2023.

PROPOSED by \_\_\_\_\_.

PASSED \_\_\_\_\_, 2023.

VOTE:

AYES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NAYS: \_\_\_\_\_  
\_\_\_\_\_

ABSENT: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
LORI BAGWELL, Mayor

ATTEST:

\_\_\_\_\_  
WILLIAM SCOTT HOEN, Clerk-Recorder

This ordinance shall be in force and effect from and after the 1st day of the month of \_\_\_\_\_ of the year 2023.



## STAFF REPORT FOR PLANNING COMMISSION MEETING OF JANUARY 25, 2023

FILE NO: ZA-2022-0519

AGENDA ITEM: 6.G

**STAFF CONTACT:** Hope Sullivan, AICP, Community Development Director

**AGENDA TITLE:** For Possible Action: Discussion and possible action regarding a recommendation to the Board of Supervisors (“Board”) concerning an application from Will Adler on behalf of Green Thumb Industries Inc. (“Applicant”) for an ordinance amending location limitations for medical marijuana dispensaries and marijuana retail stores. (Hope Sullivan, [hsullivan@carson.org](mailto:hsullivan@carson.org))

Staff Summary: The Applicant is proposing to amend Carson City Municipal Code (“CCMC”) 18.04.130 to allow marijuana retail stores and medical marijuana dispensaries in the Retail Commercial use district within Township 15N, Range 20, Sections 5, 6 and 8 which is generally the area along North Carson Street north of Winnie Lane and west of Hot Springs Drive.

### PROPOSED MOTIONS:

“I move to recommend to the Board of Supervisors approval of the requested zoning code amendment based on the ability to make the findings as outlined in the staff report.”

**LEGAL REQUIREMENTS:** CCMC 18.02.050 (Review); CCMC 18.02.075 (Zoning map amendments and zoning code amendments); CCMC 18.04.130 (Retail Commercial) and Nevada Revised Statutes (“NRS”) 278.260.

**KEY ISSUES:** Is the request to modify the allowable locations of marijuana retail stores and medical marijuana dispensaries appropriate?

### BACKGROUND:

At its meeting of November 15, 2022, the Planning Commission considered a request to expand where medical marijuana dispensaries and marijuana retail stores could locate. The Planning Commission recommended denial of the request. The applicant has since withdrawn that request and substantially modified the application to still request an expansion, but to a much more limited area.

In 2013 the Medical Marijuana Act was signed into law authorizing Medical Marijuana Establishments (“MMEs”) in Nevada, including dispensaries, cultivation facilities, production facilities, and testing labs. The law also provides local jurisdictions with the right to prohibit or allow these establishments and, if allowed, the ability to regulate the location of MMEs through zoning and business license requirements.

On June 19, 2014 the Board, on first reading, introduced an ordinance allowing for medical marijuana establishments including dispensaries, cultivation and production facilities, and testing laboratories. The ordinance included the requirement for a special use permit (“SUP”) and limitations not only on the zoning districts within which these establishments may be located, but also the specific Sections, Townships, and Ranges where they may be located. On July 3, 2014, the Board adopted the ordinance.

In 2016, Nevada voters passed The Regulation and Taxation of Marijuana Act (codified as NRS Chapter 453D and later amended and recodified as NRS Title 56), legalizing recreational marijuana in Nevada. In 2017, the Board adopted an ordinance to allow for recreational marijuana establishments, including recreational marijuana stores, cultivation and production facilities and testing laboratories. The ordinance mirrored the requirement for the SUP and the locational limitations adopted with the 2014 ordinance.

Medical marijuana dispensaries and marijuana retail stores are limited to the GC and GI use districts. Within the GC zoning district (CCMC 18.04.135(3)) dispensaries are limited to the following:

*“Sections 29 through 32 of Township 15 N., Range 20 E., south of Moses Street (South Carson Street vicinity) and within Sections 1, 2, 9, 10, 11 and 12 of Township 15 N., Range 20 E., and Section 36 of Township 16 N., Range 20 E., east of the I-580 freeway (Highway 50 East vicinity).”*

FIGURE 1: South Carson Street vicinity.

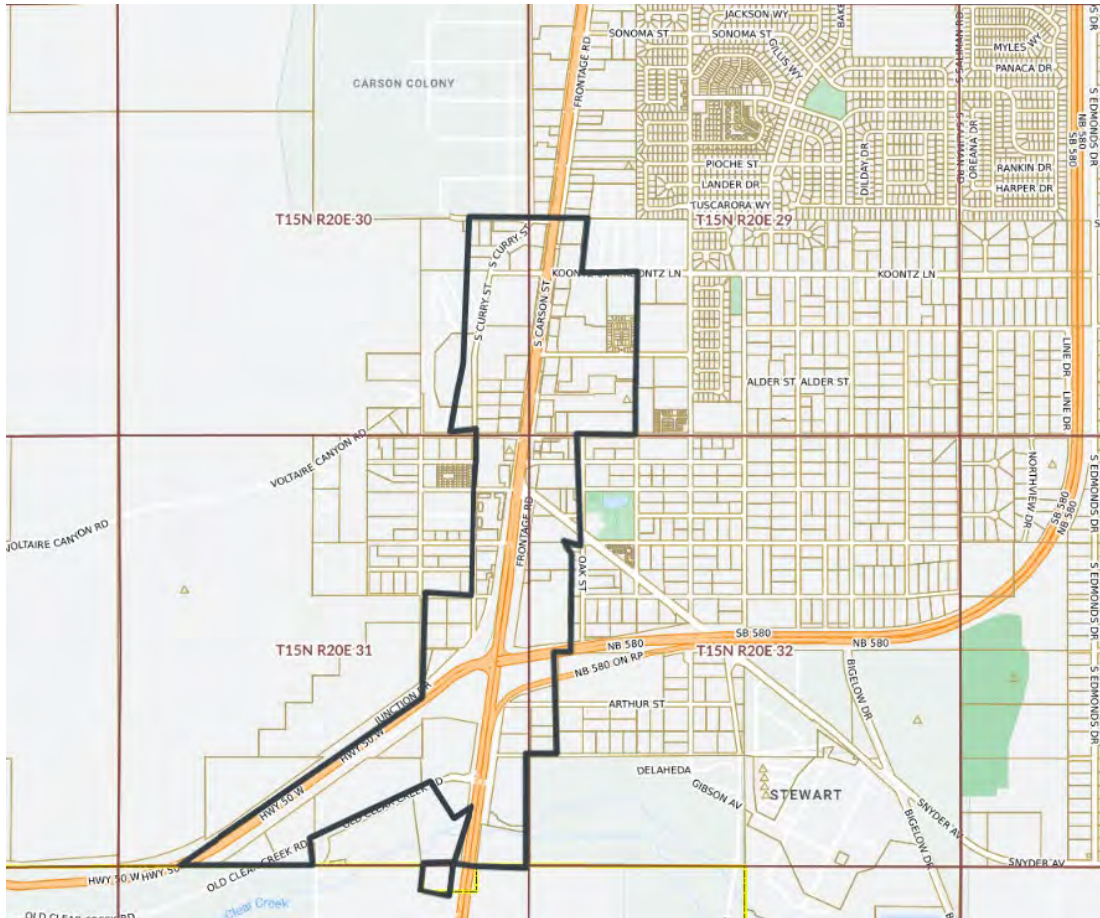
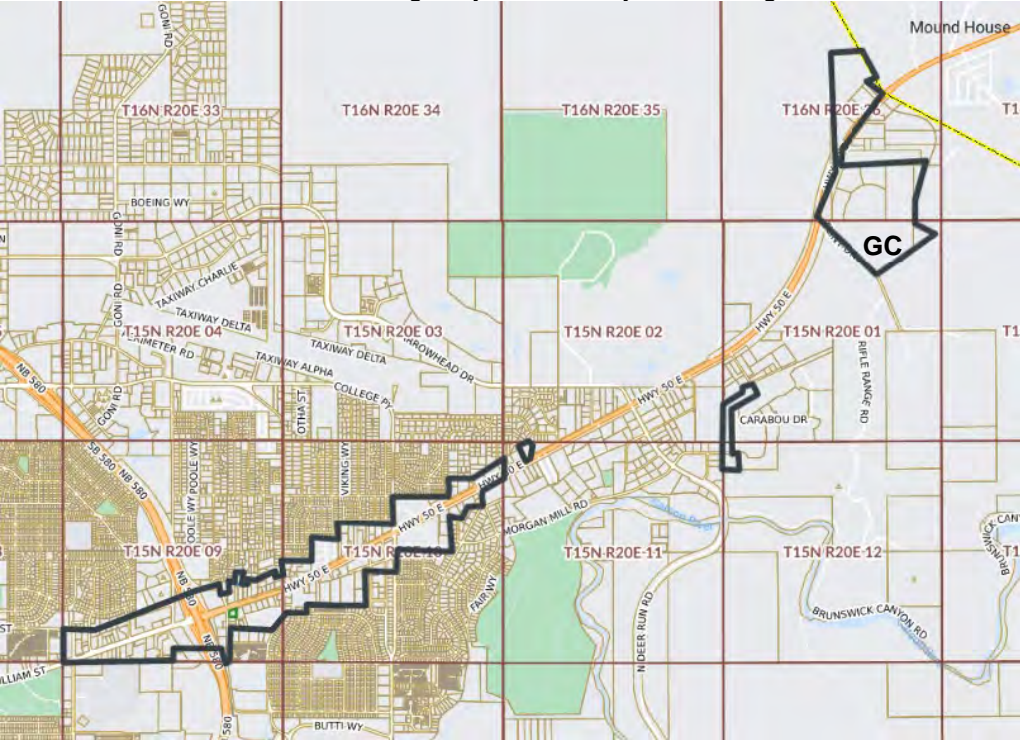


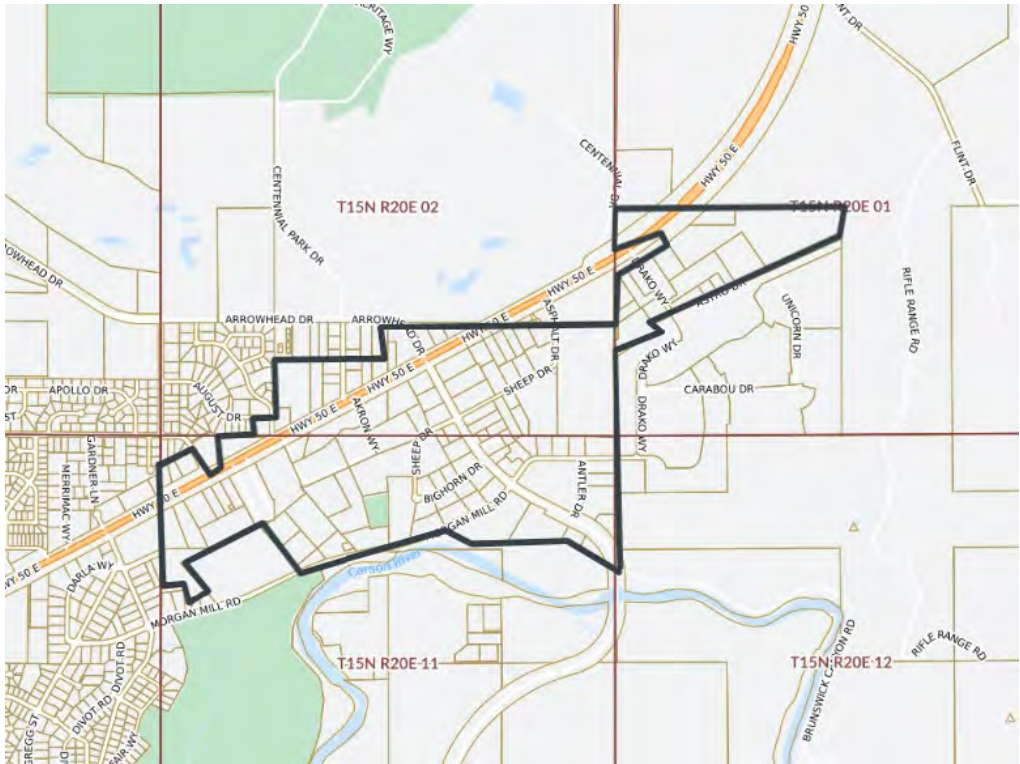
FIGURE 2: Highway 50 E vicinity- GC zoning



Within the GI zoning district (CCMC 18.04.150(3)) dispensaries are limited to the following:

*“Sections 1, 2, 11 and 12 of Township 15 N., Range 20 E., and Section 36 of Township 16 N., Range 20 E (Highway 50 East vicinity).”*

FIGURE 3: Highway 50 E vicinity- GI zoning



Figures 1 through 3 depict the areas within which a medical marijuana dispensary or a marijuana retail store can be located in the GC and GI zoning districts. There are additional locational limitations found in Carson City Development Standards (“CCDS”) 1.20, regarding distance from preschools and schools, daycares, park and other facilities whose primary service is to provide recreational opportunities to children, and proximity from residential zoning districts. These locational criteria are evaluated at the time of a SUP application.

At its meeting of September 15, 2022, the Board adopted Ordinance 2022-19, allowing for four marijuana retail stores and permitting drive-through services. Although the allowed number of marijuana retail stores was increased from two to four, the locational limitations and requirements have not changed.

**DISCUSSION:**

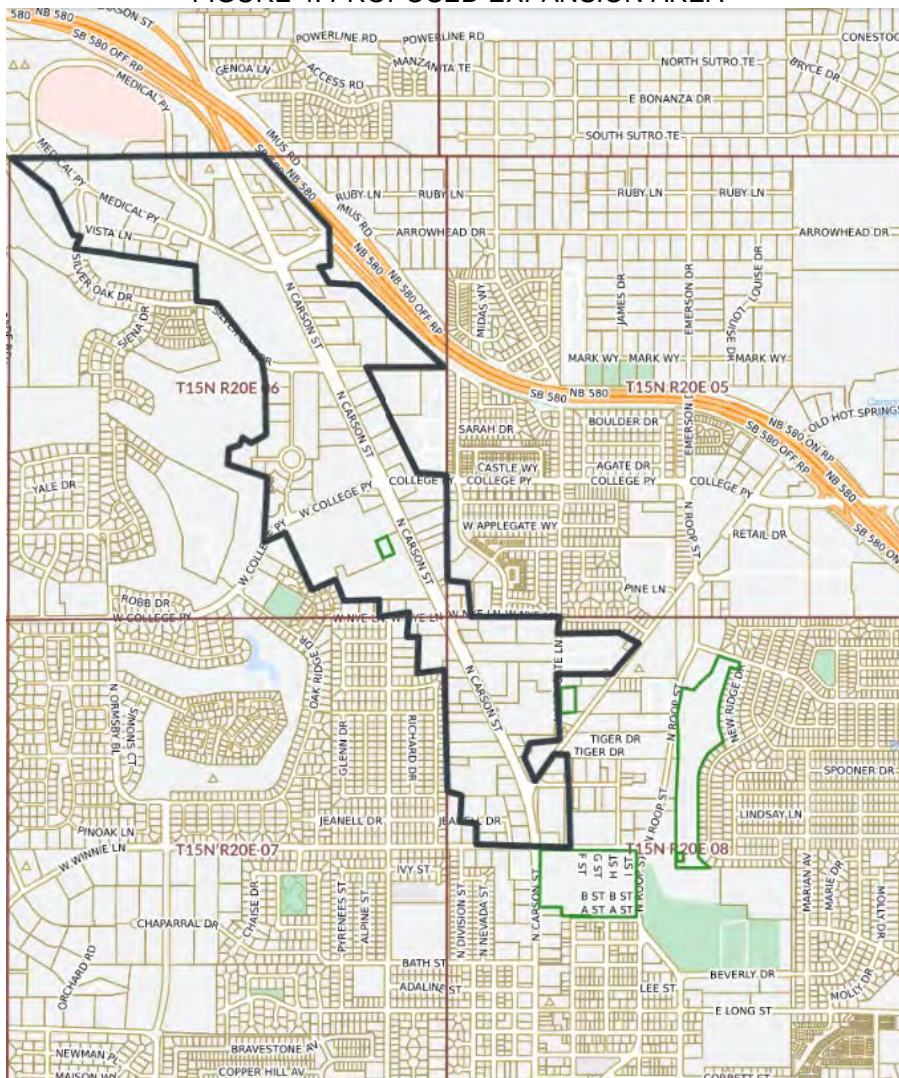
On June 19, 2014, the Board was considering the zoning regulations related to medical marijuana dispensaries before it had decided if it wanted to opt in or opt out. It did not know what to expect from these dispensaries in terms of impact on the community. It was very concerned about incompatibility with residential uses

During the June 19, 2014 meeting, there was testimony that the business owners seeking to operate medical marijuana dispensaries were only interested in areas on South Carson Street south of Fairview Drive and on Highway 50 west of the 580 interchange. Proponents for allowing medical marijuana dispensaries requested these locational limitations in lieu of the Planning Commission’s recommended 1000 foot separation from churches, parks, playgrounds, daycare facilities or recreational facilities. The Board agreed with the inclusion of the recommended locational criteria in lieu of the 1000 foot separation requirement.

The City now has six years of experience with medical marijuana dispensaries. Through implementation of design standards, they blend in with other community businesses and have not created compatibility issues.

The applicant is seeking to expand where medical marijuana dispensaries and marijuana retail stores can locate. Specifically, the applicant is seeking to expand where they can locate to include locations within the Retail Commercial zoning district within Sections 5, 6 and 8 of Township 15N, Range 20 E, north of Winnie Lane and west of Hot Springs Road.” This area is generally along North Carson Street and depicted on FIGURE 4.

FIGURE 4: PROPOSED EXPANSION AREA



The Board has the authority to approve zoning code amendments following a recommendation from the Planning Commission. In considering a zoning code amendment, the Planning Commission must consider the three required findings as identified in CCMC 18.02.075.

**NOTICING & PUBLIC COMMENTS:**

Noticing was completed consistent with NRS and CCMC. As of the completion of this staff report, no written public comments have been received. Any comments that are received after this report is complete will be submitted prior to or at the Planning Commission meeting, depending on their submittal date to the Planning Division of the Carson City Community Development Department.

**OTHER CITY DEPARTMENTS OR OUTSIDE AGENCY COMMENTS:**

The application was routed to commenting agencies and no comments were received.

**FINDINGS:**

The Planning Commission, in forwarding a recommendation to the Board for approval of a zoning code amendment, shall make all findings of fact found in CCMC 18.02.075(5) in the affirmative. The following findings are recommended by staff:

**1. That the proposed amendment is in substantial compliance with and supports the goals and policies of the Master Plan.**

This finding can be made in the affirmative. Goal 2.3 of the Master Plan encourages the city to provide opportunities for a range of retail services; and Guiding Principle 5: *A Strong Diversified Economic Base* encourages the City to maintain and enhance the base of primary jobs and provide a broader range of retail services to serve residents of Carson City as well as those in surrounding counties.

**2. That the proposed amendment will provide for land uses compatible with existing adjacent land uses and will not have detrimental impacts to other properties in the vicinity.**

This finding can be made in the affirmative. Medical marijuana dispensaries and marijuana retail stores are subject to a SUP. This means that the use can only establish if the Planning Commission can make the seven required finding of fact identified in CCMC 18.02.080 in the affirmative, including the finding that the use:

*“will not be detrimental to the use, peaceful enjoyment, economic value, or development of surrounding properties or the general neighborhood; and is compatible with and preserves the character and integrity of adjacent development and neighborhoods or includes improvements or modification either on-site or within the public right-of-way to mitigate development related to adverse impacts such as noise, vibrations, fumes, odors, dust, glare or physical activity;”*

CCDS 1.20 provides supplemental standards for retail marijuana stores including:

- A single point of entry;
- Hours of operation limited to 8:00 AM to 10:00 PM;
- A 300 foot separation from residentially zoned property as measured on a straight line from the nearest residential property to the front door of the store;
- Adequate lighting and street improvements;
- 1000 feet from a public or private school;
- 300 feet from a facility that provides day care to children, a public park, a playground, a public swimming pool and any other facility the primary purpose of which is to provide recreational opportunities or services to children or adolescents.

If the area where retail marijuana stores are allowed is expanded, the supplemental standards will still apply.

The City has six years of experience with medical marijuana dispensaries and, more recently, retail marijuana stores. At the time the locational criteria was put into place, the City did not know what the impacts of this land use would be. After six years, the two existing dispensaries, which also have retail components, have not been problematic.

**3. That the proposed amendment will not negatively impact existing or planned public services or facilities and will not adversely impact the public health, safety and welfare.**

This finding can be made in the affirmative. The two existing dispensaries / retail stores have not had an adverse impact on public health, safety or welfare. Any new retail store will require a SUP. The SUP can only be issued upon the Planning Commission making each of the seven required findings in the affirmative, including the findings that the use:

*“Will not overburden existing public services and facilities including schools, police and fire protection, water, sanitary sewer, public roads, storm drainage and other public improvements;”*

*and*

*“Will not be detrimental to the public health, safety, convenience and welfare.”*

Therefore, at the time of consideration of a specific SUP, the Commission will have the opportunity to review the request vis-à-vis these findings.

Attachments:

- 1) ZA-2022-0519 application packet
- 2) Public Comment

Carson City Planning Division  
108 E. Proctor Street- Carson City NV 89701  
Phone: (775) 887-2180 • E-mail:

For Office Use Only:

## ZONING CODE AMENDMENT

**FILE #**

FEE: \$3,250.00 + noticing fee

APPLICANT

**Green Thumb Industries Inc.**

- Application Form, Written Project Description and Supporting Documentation
- 5 Completed Application Packets (1 Original + 4 Copies)

MAILING ADDRESS, CITY STATE, ZIP

204 S. Minnesota St., Carson City, NV 89703

Application Reviewed and Received By:

PHONE #

FAX #

**(775) 230-0247**

Submittal deadline: Planning Commission application submittal

EMAIL ADDRESS

**will@ssgr.us**

Note: Submittals must be of sufficient clarity and detail such that all departments are able to determine if they can support the request. Additional information may be required.

Requested Amendment to Development Standards: \_\_\_\_\_ or Title 18 04.130

Revises provisions of Title 18.04.130 to  
expand locations for marijuana dispensaries.

Required Findings: Title 18 of the Carson City Municipal Code (CCMC) requires that the applicant must present evidence justifying the revision to the Code, that the proposed addition/deletion will be consistent with the objectives of the Master Plan and will not be detrimental to the surrounding properties. A statement relative to findings from Page 2 **MUST** be included herewith, or on an attached sheet.

Please remember that the requested code revision will affect **all** of Carson City and not only your parcel of land. Present your statement with that in mind. In addition to the brief description of your project and proposed use, provide additional page(s) to show a more detailed summary of your project and proposal.

See attached.

### ACKNOWLEDGMENT OF APPLICANT:

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.



Applicant's signature

November 21, 2022

Date



## Cecilia Rice

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**From:** Hope Sullivan  
**Sent:** Monday, November 28, 2022 3:59 PM  
**To:** Cecilia Rice  
**Subject:** FW: Adjustment to GTI Zoning change application, SSGR

C:  
Please add email to soft file (energov) and hard file for Will's text amendment.

Hope Sullivan, AICP  
Community Development Director  
Carson City, NV  
775-283-7922 (direct)



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**From:** Will Adler <will@ssgr.us>  
**Sent:** Monday, November 28, 2022 3:48 PM  
**To:** Hope Sullivan <HSullivan@carson.org>  
**Subject:** Adjustment to GTI Zoning change application, SSGR

**This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.**

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Hope,

In reviewing GTI's application to Carson City's zoning code, I have noticed an error on my part. The language I provided to create a new township section appears incomplete. To be consistent with the map provided I would like to clarify that this range is also supposed to state "west of Hotsprings road." This addition should clarify which township sections are being asked for more clearly.

All the best,

-Will Adler

Principal, Silver State Government Relations  
775.230.0247

Zoning Code Amendment from Green Thumb Industries, Inc.

Submitted by Will Adler

November 22, 2022

## Description of Amendment

The purpose of this amendment is to expand the currently allowed zoning for marijuana dispensaries and Retail Cannabis Stores within Carson City to allow Retail Cannabis Stores to be located within Retail Commercial zoning within Sections 5, 6, and 8 of Township 15 N., Range 20 E. north of Winnie Lane (North Carson vicinity). All other zoning restrictions relating to distance from parks, schools, public facilities, and all other compatibility requirements will remain unchanged. A new retail cannabis store will still have to go through the full special use permit process to show compliance with all State of Nevada and Carson City ordinances regarding the appropriate placement of a retail cannabis store.

This amendment adds a section to Carson City Municipal Code Title 18 to expand locations where a marijuana dispensary/retail cannabis store can be located. We are proposing the addition of a Retail Commercial zoning district to Title 18.04.130 to allow retail cannabis stores to be zoned within limited, retail commercially zoned parcels in North Carson City. The additional space to locate a new Retail Cannabis Store this amendment would provide will help prevent clustering too many Cannabis sales outlets too closely to one another which can create the perception of a cannabis district.

## Justification for Amendment

The Carson City Municipal Code (CCMC 18.02.075) sets out the required findings:

1. That the proposed amendment is in substantial compliance with and supports the goals and policies of the Master Plan.

We believe this amendment will provide the opportunity for the revitalization of areas of Carson City in need of development, and improve shared infrastructure, and security/safety elements. As found in Goal 5.2b of the Master Plan, this amendment will encourage the reuse or redevelopment of unused or underused retail spaces by allowing new retail opportunities to enter those spaces. Additionally, this amendment supports the

Master Plan's goals of continued growth and success of Carson City and can assist with city finances by providing additional tax revenue. Goal 5.8a of the Master Plan encourages the maintenance of a balanced revenue system for business investment. The current zoning restrictions on cannabis establishments runs contrary to Goal 5.8 as its current restrictiveness will encourage the clustering of like cannabis sales establishments, limiting future business investment.

2. That the proposed amendment will provide for land uses compatible with existing adjacent land uses and will not have detrimental impacts to other properties in the vicinity.

The current zoning for retail cannabis stores was established in 2014 when the industrial cultivation and sale of cannabis were an unknown variable to Carson City. As cannabis operations had just begun in Colorado, the impacts of medical marijuana dispensaries were unquantifiable to the Board of Supervisors of 2014. To minimize the chance of unanticipated impacts from medical marijuana dispensaries, the Board of Supervisors of Carson City limited medical marijuana dispensary operations to the limited township ranges it is in today, in two township districts restricted to the eastern and southern portions of Carson City. The ranges allowed in 2014 were chosen to allow additional distance from the more densely populated core of Carson City.

Carson City has now had two successful dispensaries since the 2014 Board of Supervisors' decision to allow cannabis operations. In that time no detrimental impacts have been seen by law enforcement, nor by property owners in the vicinity. The city has had six years with medical cannabis facilities and four years with adult-use cannabis facilities. Those facilities are each located on arterial traffic corridors outside of the commercial core of Carson City and have had no detrimental impact on their surrounding community. The beneficial impact retail cannabis has had goes further than the millions

of dollars Carson City has received in gross revenue and sales tax revenue from Carson City's dispensaries. Businesses located near retail cannabis stores have commented on the benefits of increased security, and higher foot traffic that locating near a cannabis dispensary has provided them with.

Given the success of the 2014 Supervisors' decision, that allowed cannabis operations away from the downtown core of Carson City, GTI petitions to open up a new township zoning district in much the same way. This zoning amendment proposes the addition of a township zoning district in the North end of Carson City. As the North end of Carson City has little GC zoning a request for RC zoning is needed at this time to access commercial property North of Winnie Lane. This is consistent with Carson City's Master Plan as marijuana sales are allowed in Mixed-Use Commercial. The new Retail Commercial district requested in the amendment is also identified in Carson City's Master Plan as Mixed-Use Commercial. This amendment was written to be similar to the zoning intended back in 2014 by expanding the available zoning regions, while keeping all cannabis sales away from the downtown core of Carson City.

It has been suggested that the impact of clustering like cannabis stores would have a detrimental impact of customers transiting back and forth between retail cannabis stores. It has been suggested it would be best to prevent such a situation as it could well produce traffic, law enforcement, and public safety impacts. This amendment seeks to prevent such clusters by enabling a separate geographic area, to allow a new retail cannabis store to open away from Carson City's current retail cannabis stores. This amendment will keep cannabis operations distanced from one another, as they have been spaced since their operations began in 2016.

3. That the proposed amendment will not negatively impact existing or planned public services or facilities and will not adversely impact the public health, safety and welfare.

Through our discussions with law enforcement and other stakeholders, we are confident this amendment will be in alignment with the health and welfare interests of the public, as well as surrounding business and property owners.

### Text of Amendment

Below is the amendment to Title 18.04.130. Sections in bold blue italics are proposed for addition.

#### **18.04.130 - Retail commercial (RC).**

The purpose of the RC District is to preserve a commercial district limited primarily to offices and retail sale of new merchandise and excluding all uses in the General Commercial and Industrial Districts, except for some service uses which are compatible with the zone. All uses within the RC District shall be conducted within a building, and aside from display windows, be screened from view. Outdoor display and storage of autos, recreational vehicles, or mobilehomes in conjunction with an existing business with sales of autos, recreation vehicles and mobilehomes is allowed in accordance with [Division 2](#) of the Development Standards and provided the vehicles or mobilehomes do not encroach into City or State Right-of-Way without an approved encroachment permit and are screened from adjacent parcels. Temporary outdoor display and sale of merchandise for a period not to exceed 30 days within a calendar year may be authorized by the Director subject to Title 18.02.115.8 (Outdoor Sales and Activities).

...

3. The Conditional Uses in the RC District which require approval of a Special Use Permit are:

- Amusement Arcade
- Bar
- Bed and Breakfast Inn (only within the Historic District, and limited to Single Family 6000, Residential Office and Retail Commercial zoning districts, subject to the provisions of Title 18 Development Standards Division 1.7 Bed and Breakfast Inns)
- Building Materials (indoor only)
- Bus Passenger Depot
- Child Care Facility
- Community/Regional Commercial or Office Center
- Congregate Care Housing/Senior Citizen Home
- Facial Cosmetic Shading, Permanent
- Farmers Market
- Funeral Home, Mortuary

- Gaming (unlimited)
- Golf Course and Driving Range
- Hospital
- Hotel Residence
- Janitorial and Building Cleaning Service
- Kennel
- *Medical Marijuana Dispensary or Marijuana Retail Store subject to the provisions of Title 18 Appendix (Carson City Development Standards), Division 1.20 (Medical Marijuana Establishments and Marijuana Establishments), limited to those areas zoned Retail Commercial within Sections 5, 6, and 8 of Township 15 N., Range 20 E. north of Winnie Lane (North Carson vicinity)*
- Miniature Golf Course
- Mobilehome Park
- Municipal Well Facility
- Newspaper Print Office
- Permanent Outdoor Sales subject to Title 18.02.115.8 (Outdoor Sales and Activities)
- Personal Storage/Retail/Office Complex subject to Division 1 and 1.10 Personal Storage of the Development Standards
- Printer and/or Publisher
- Recreational Vehicle Park
- Schools, K-12, College, University or Vocational
- Single Family, Two-Family and Multi-Family Dwelling
- Skating Arena
- Storage containers (permanent) subject to Division 1 and 1.10 Personal Storage of the Development Standards
- Street Vendors are limited to the DT-MU and RC zoning districts, subject to Division 1 and 1.11 Street Vendors of the Development Standards
- Tattoo Parlor
- Tennis or Swimming Facility
- Trailer or Truck Rental
- Utility Substation
- Veterinary Clinic
- Youth Recreation Facility

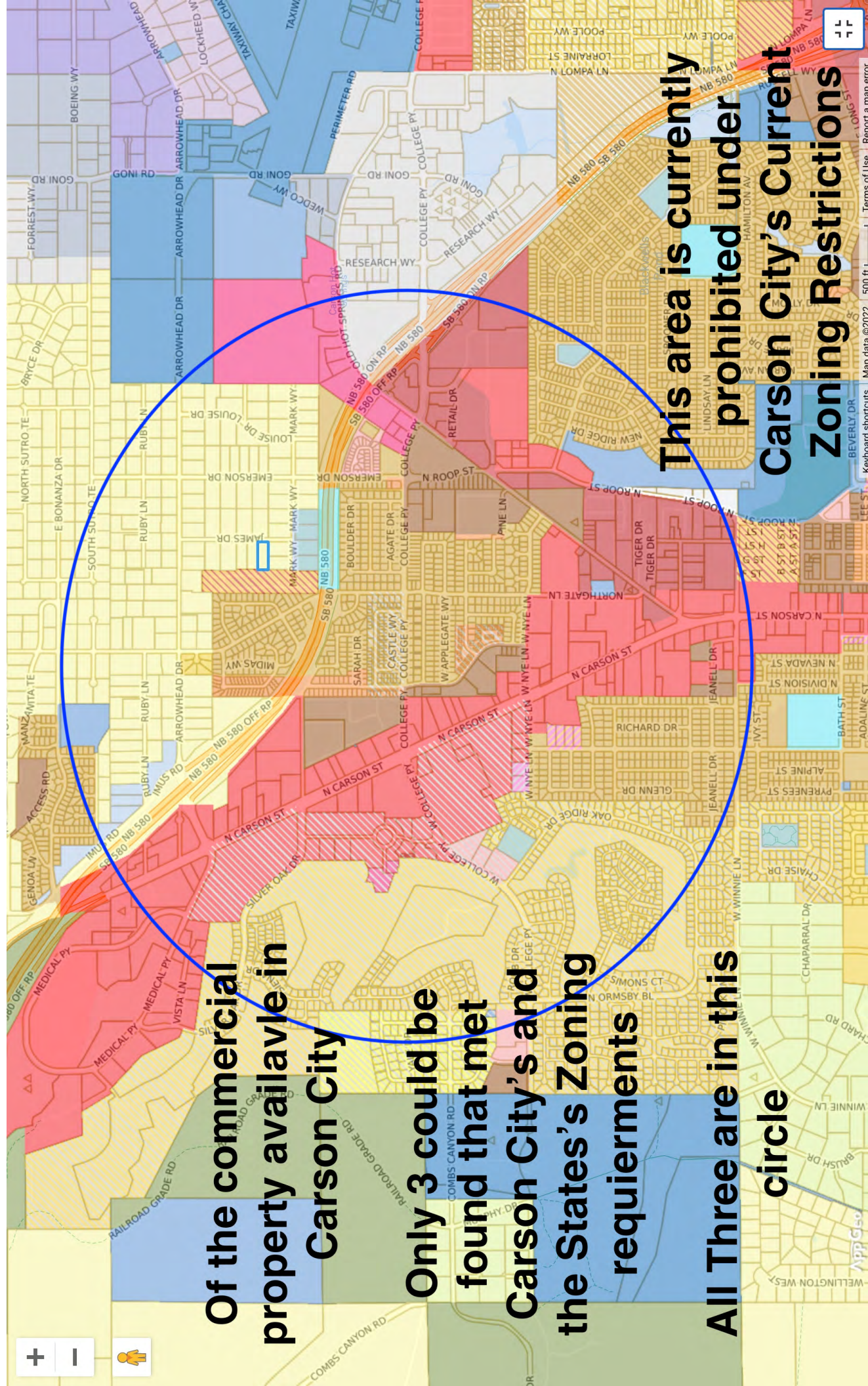


**Of the commercial property available in Carson City**

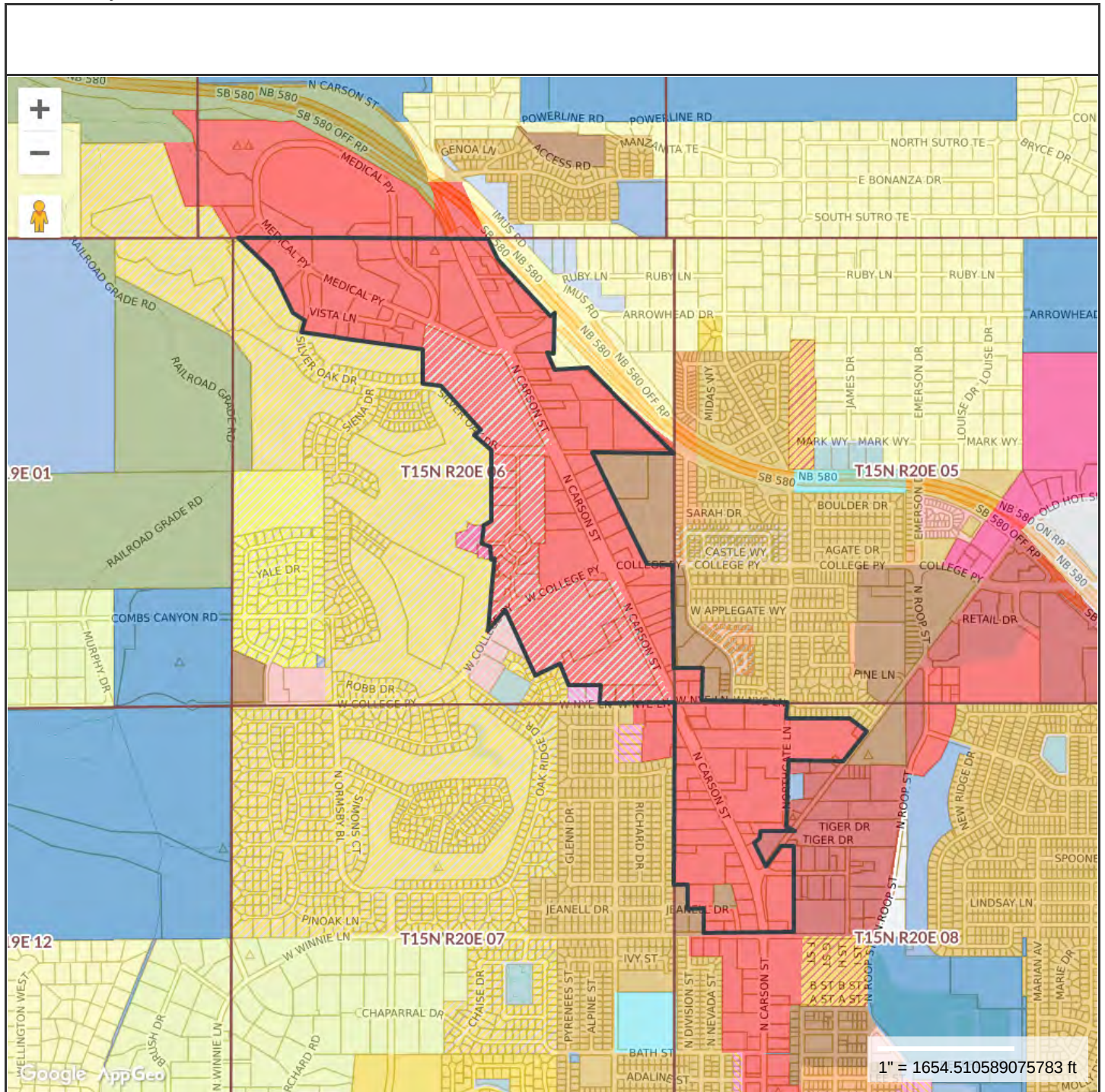
**Only 3 could be found that met Carson City's and the States's Zoning requirements**

**All Three are in this circle**

**This area is currently prohibited under Carson City's Current Zoning Restrictions**







[CLICK LOGO FOR TUTORIAL](#)

**MAP FOR REFERENCE ONLY  
NOT A LEGAL DOCUMENT**

Carson City , NV makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Geometry updated 11/17/2018  
Data updated 11/17/2018

Print map scale is approximate. Critical layout or measurement activities should not be done using this resource.

## Cecilia Rice

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**From:** Michael Goldeen <magoldeen@earthlink.net>  
**Sent:** Sunday, December 18, 2022 10:10 AM  
**To:** Planning Department  
**Subject:** Green Thumb Industries Latest Request

**This message originated outside of Carson City's email system. Use caution if this message contains attachments, links, or requests for information.**

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I see in the news that Green Thumb Industries now wants you to allow marijuana retail outlets and medical dispensaries in the retail commercial zone along North Carson St. north of Winnie Lane, and West of Hot Springs Road. This sounds like what they wanted in first place, and their recently denied request for a blanket zoning change was just to prime the pump. But really has there been any change in the circumstances which prompted your original decision to allow them only along a portion of South Carson St.?

As Robert Cialdini, whose work you may be acquainted with, observes, "The truly gifted negotiator, then, is one whose initial position is exaggerated enough to allow for a series of concessions that will yield a desirable final offer from the opponent (that's you), yet is not so outlandish as to be seen as illegitimate from the start." The message here seems to be take each request on its face value without regard to what may have gone before.

Thank you for your consideration of my note.

Michael Goldeen  
804 Lexington Avenue  
Carson City, NV 89703

775-297-3688  
michael@goldeen.com



1000 N. Division Street 202  
Carson City, NV 89703  
NAIalliance.com

December 18th, 2022

Chair Wiggins and the Carson City Planning Commission,

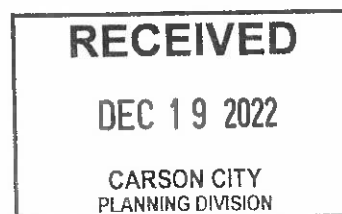
NAI Alliance Carson City would like to take this opportunity to inform the Carson City Planning Commission of our efforts to locate a suitable zoned location for a new retail cannabis store. As the Planning Commission is aware, the Carson City Board of Supervisors recently doubled the number of retail cannabis stores at their September 15, 2022 meeting. As such, our client (Green Thumb Industries, Inc.) has found themselves in need of a dispensary location for their second, yet to be perfected, license in Carson City.

To accomplish this, we've gone through an extensive search of all the general and retail commercial properties in Carson City and have discovered no commercially viable locations within Carson City's currently allowed general commercial zoned areas for cannabis. Currently, several properties have been located, but all of them fall outside of Carson City's allowable township zoning region for retail cannabis stores. To rectify the lack of property, we'd ask the Carson City Planning Commission to allow the changes asked for in GTI's zoning change request to move forward, as they would open up additional retail properties in the north end of town where the majority of viable retail locations are located to date.

Sincerely,

A handwritten signature in black ink, appearing to read 'Rocky Joy'.

Rocky Joy  
Broker/Salesman  
NAI Alliance Carson City



**LATE  
MATERIAL  
6.G**



301 West Washington Street  
Carson City, Nevada 89703  
775.884.1896 O  
775.884.4896 F  
[www.nvcg.us](http://www.nvcg.us)

January 24, 2023

Chair Wiggins and the Carson City Planning Commission,

Nevada Commercial Group would like to take this opportunity to inform the Carson City Planning Commission of our efforts to locate a suitable zoned location for a new retail cannabis store. As the Planning Commission is aware, the Carson City Board of Supervisors recently doubled the number of retail cannabis stores at their September 15, 2022 meeting. As such, our client (Green Thumb Industries, Inc.) has found themselves in need of a dispensary location for their second, yet to be perfected, license in Carson City.

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Sincerely,

A handwritten signature in blue ink, appearing to read "Rocky Joy".

Rocky Joy

Broker/Salesman

Nevada Commercial Group



# GreenThumb Industries

December 20, 2022



Green Thumb is a leading national cannabis consumer packaged goods company and retailer.

Founded in 2014, GTI has over 75 retail locations, employs approximately 4,000 people and serves millions of patients and customers each year.

We are proud to serve patients and customers across the nation!



Green Thumb is the owner and operator of RISE dispensaries.

RISE Carson City opened September 8, 2016 and was the first medical cannabis dispensary opened by Green Thumb in Nevada.

Green Thumb now operates a total of 4 RISE locations across the state: Carson City, Henderson, Reno, and Spanish Springs.







# OPENING DAY RISE CARSON CITY

September 8, 2016



# Supporting our NV Community

Our **Round Up** campaign supports local non-profit organizations through contributions received from RISE customers that “round up” to the nearest dollar when making a purchase.

- Raised over **\$260K** since Round Up launch in 2021
- Recipients:
  - Make the Road NV (Current)
  - Helping Our Brothers and Sisters

Women’s History Month **Feminine Hygiene Drive** across Carson City, Reno, and Las Vegas benefitting **local domestic violence shelters**

- Carson City recipient: Advocates to End Domestic Violence



# Supporting our Carson City Community

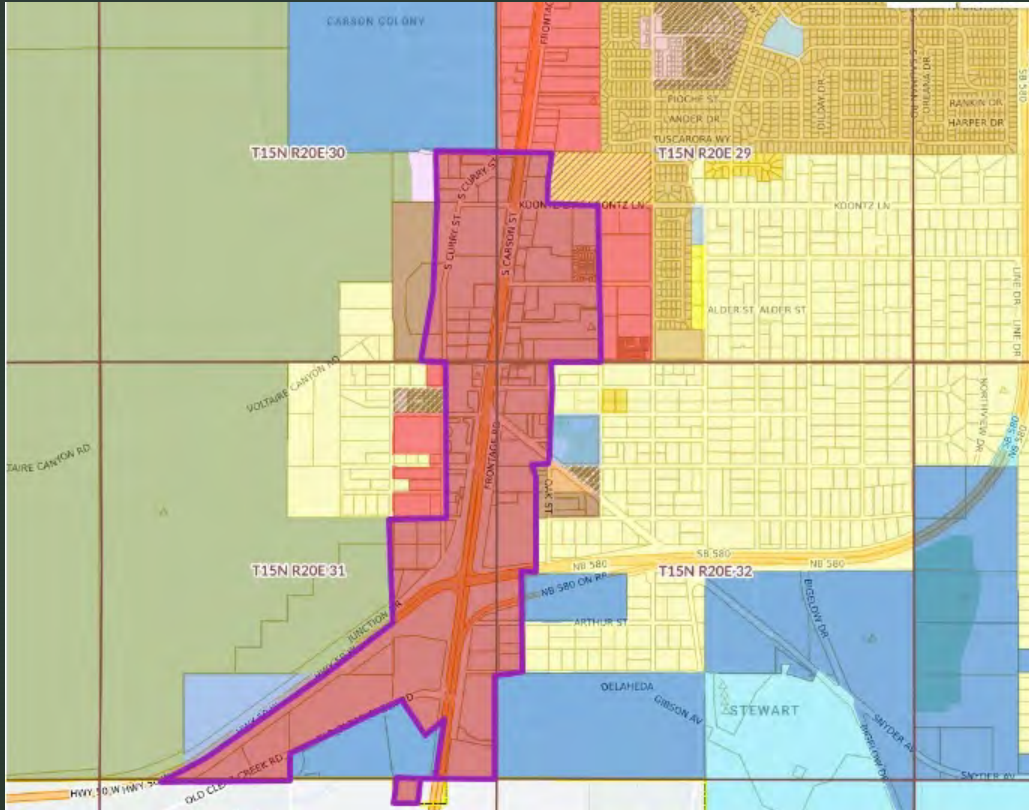
- Local, employee-led volunteering:
  - Healthy Communities Coalition – monthly
  - Reno Pride Parade – first annual (committed for 2023!)
  - Vitalant Blood Donation – quarterly
  - Carson City Senior Center and Food Kitchen, a meals-on-wheels partner – new partner committed for 2023
- Support for the Boys and Girls Club of Western Nevada
  - Kahuna Sponsor (\$12,500) – 4 years running



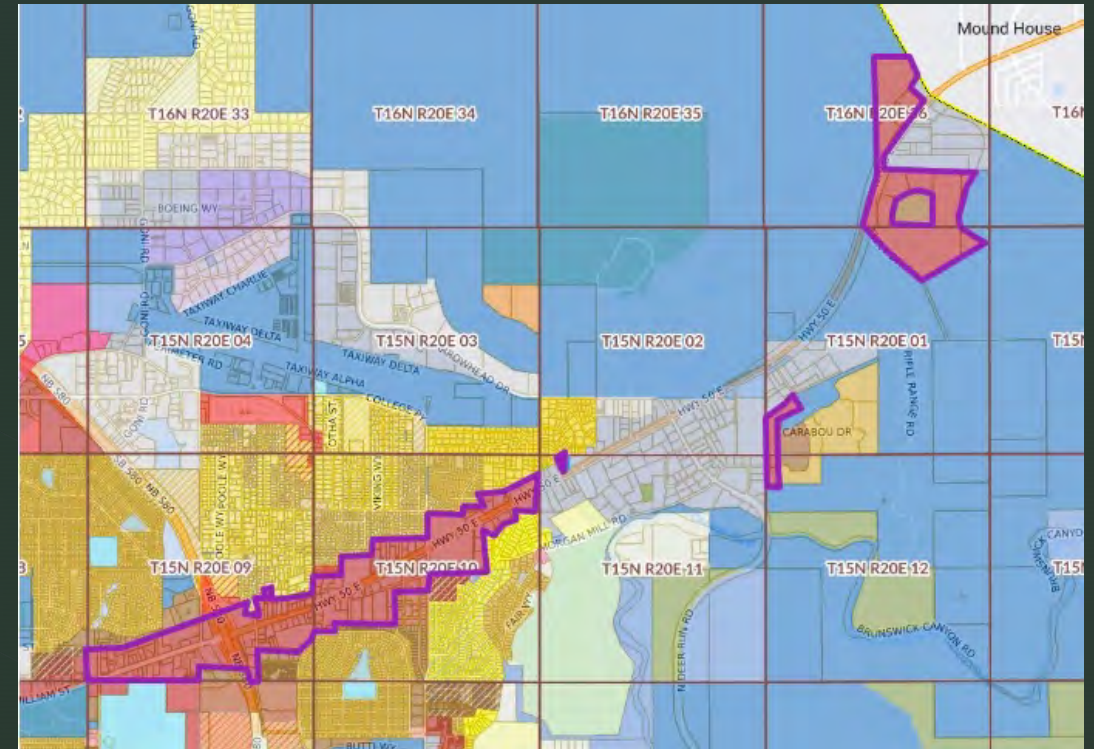
# Retail Cannabis's Rigorous Requirements

- **Security**
  - 24/7 camera surveillance
  - Secure ID validation for all visitors and contractors.
  - Product in child-proof containers, barcoded and labeled with safety warnings, traceability and inventory management, Seed to Sale tracking
- **What it takes to build a store**
  - Compliance with all state/local building code emphasizing safety and security
  - Final inspection prior to opening, annual inspections and routine State audits
- **Economic Investment in Building the Store**
  - Roughly \$1M construction investment into a vacant or underutilized site.
  - Roughly 15-20 full and part time employees
  - Tax revenue, 3% of gross sales go directly to Carson City

# Maps – Current Zoning

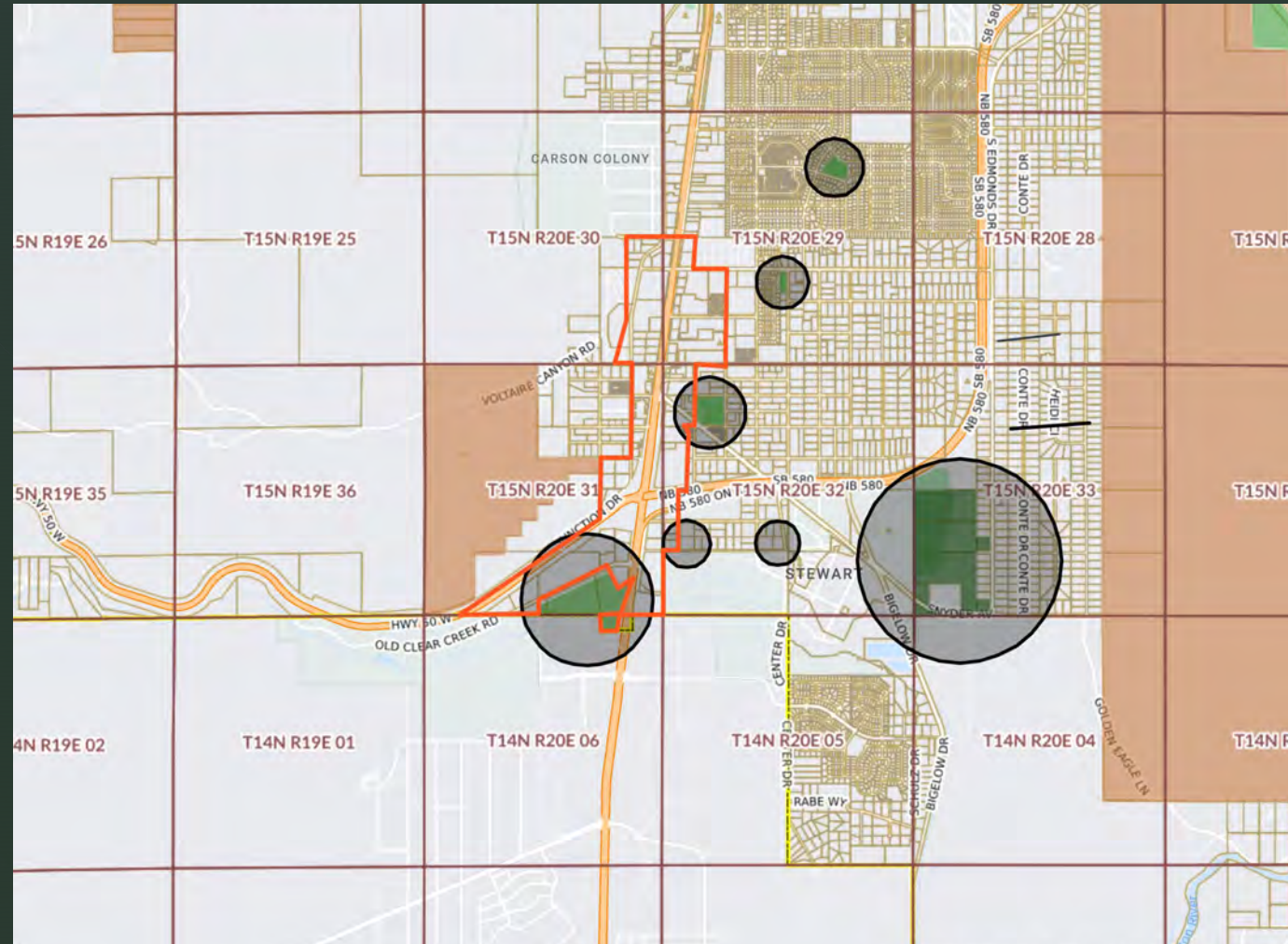


South Carson Street Vicinity

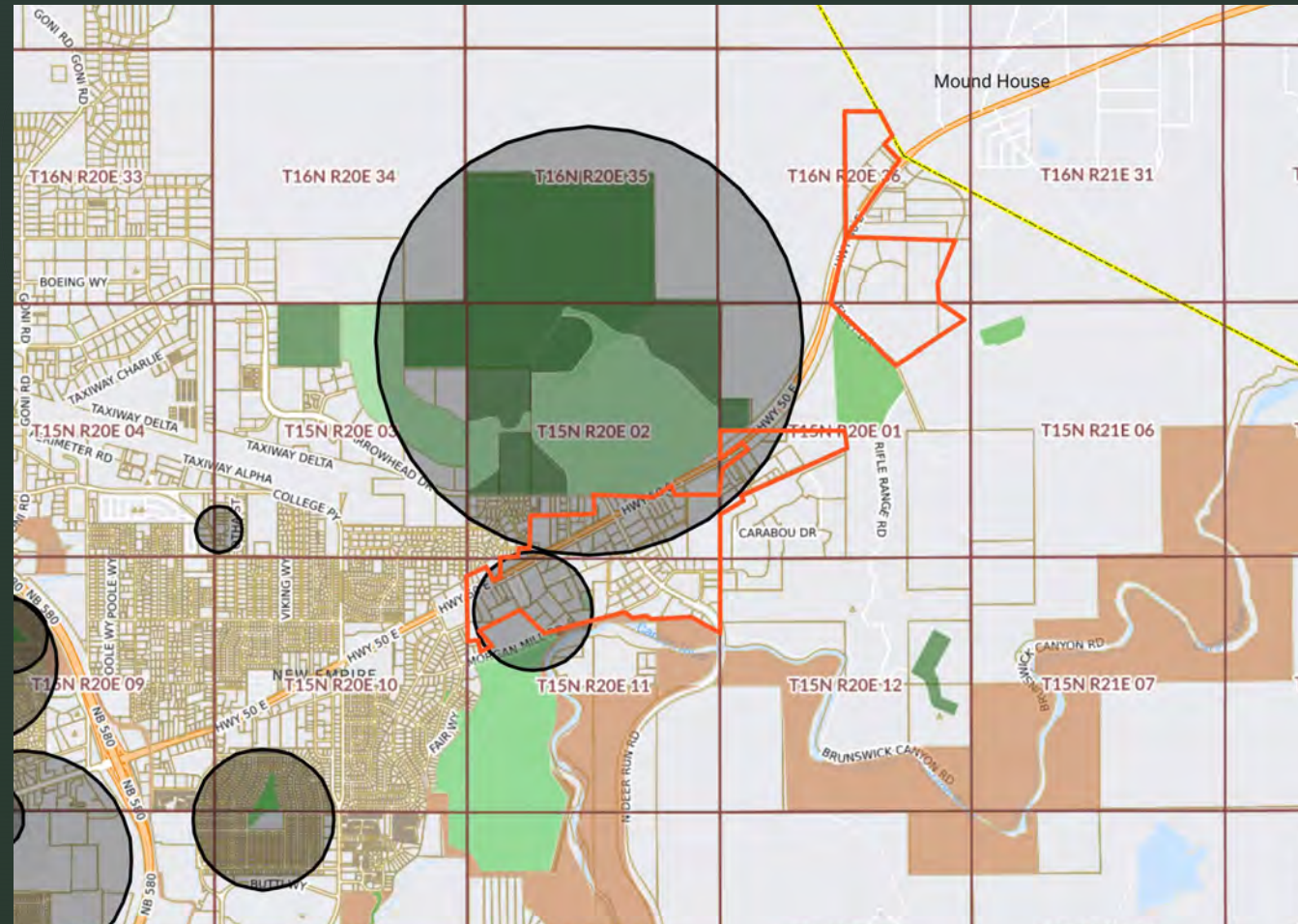


Highway 50 East Vicinity

# South Carson Street Vicinity with bubbles following NRS 678B.250

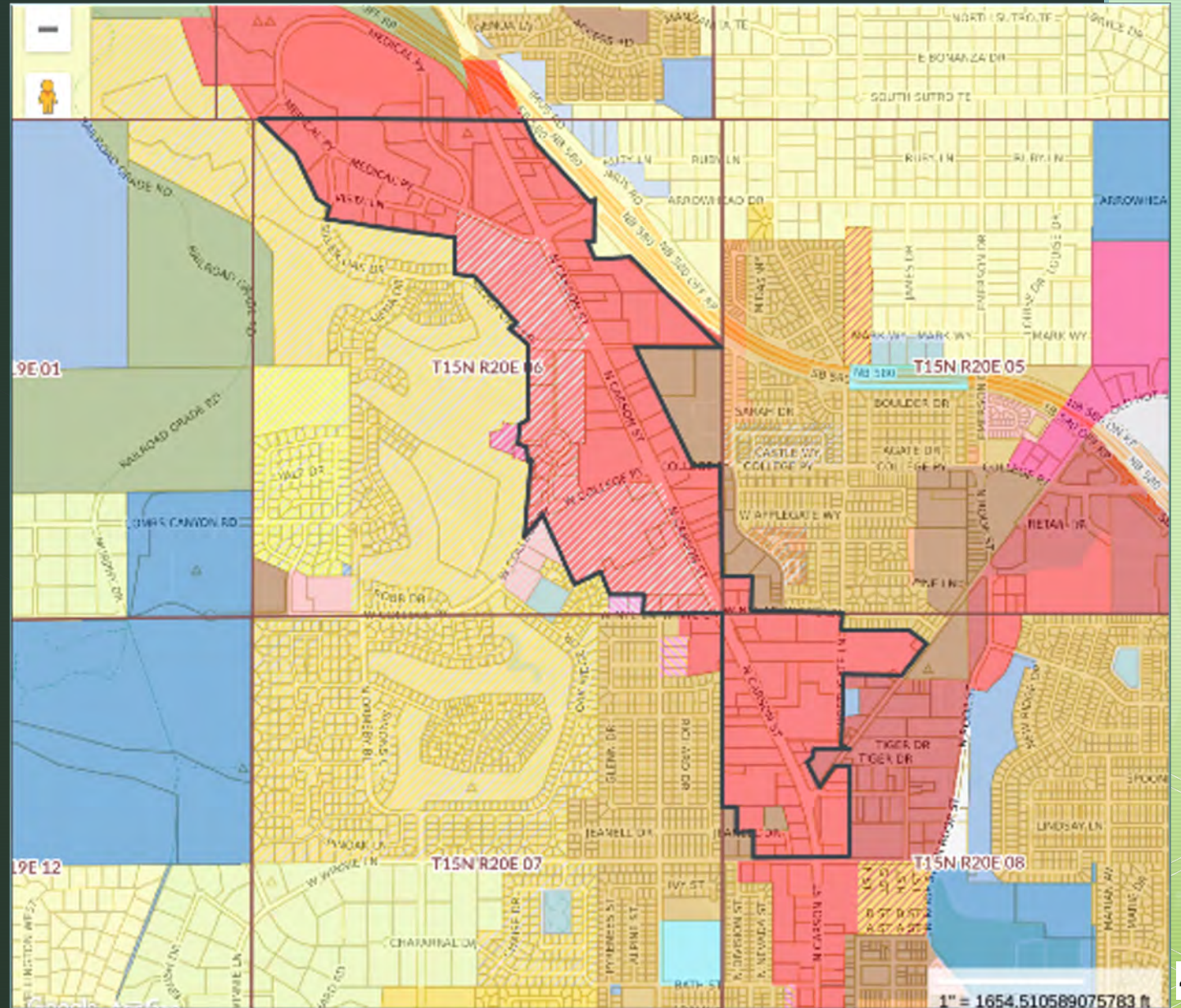


# Highway 50 E Vicinity with bubbles following NRS 678B.250



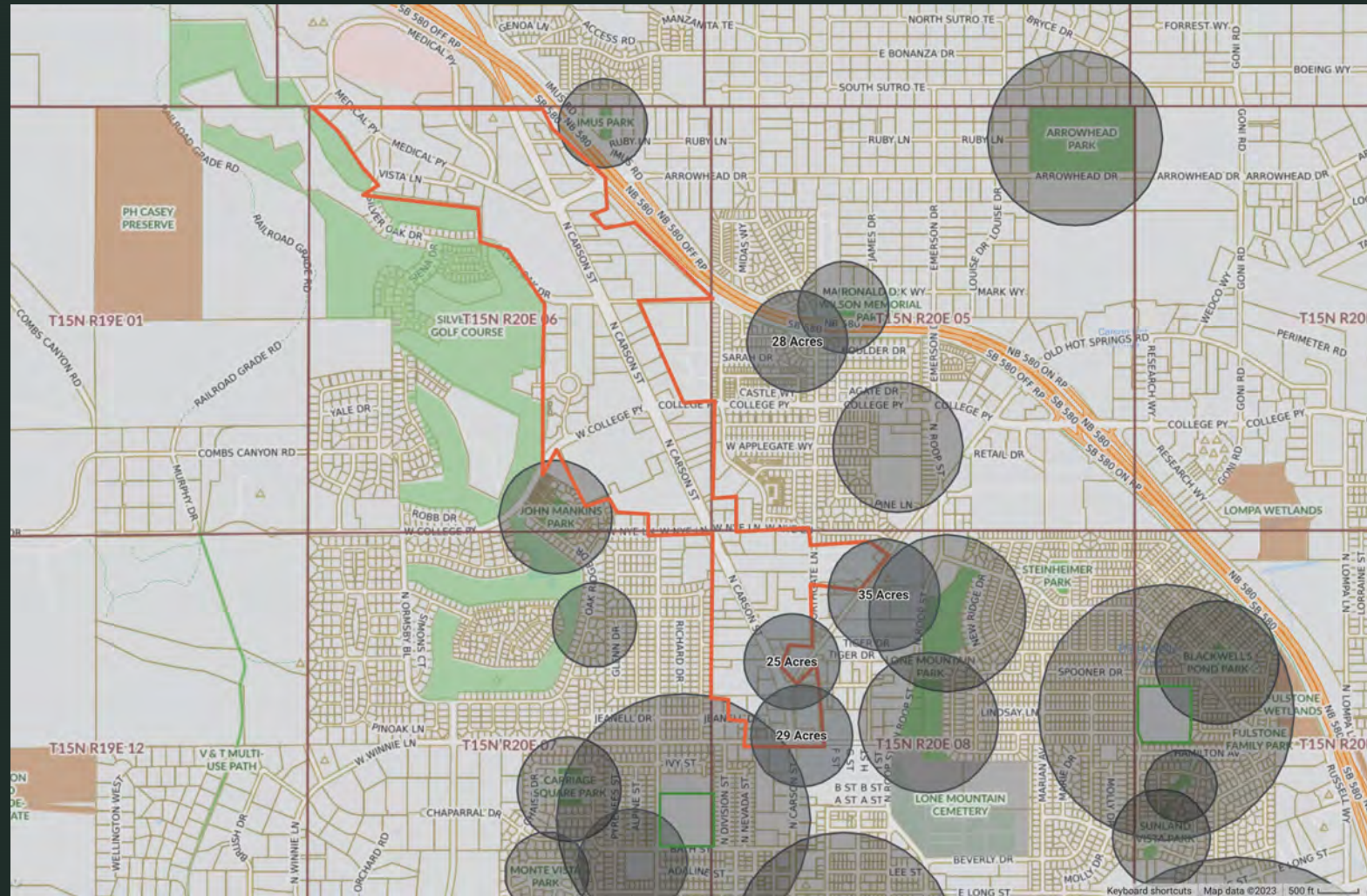
# Maps - Proposed

- North Carson Vicinity
- North of Winnie Lane along Hwy 395





# Bubbles include zoning following NRS 678B.250



# Thank You

Will Adler

Silver State Government Relations

On behalf of GTI, Inc.

News never stops. Neither do we. Support MassLive.com

News

# Northampton marijuana shop The Source closes; 1st shutdown for state's cannabis industry

Updated: Dec. 14, 2022, 8:37 a.m. | Published: Dec. 13, 2022, 4:59 p.m.



A sign points out onto Pleasant Street in Northampton from the entranceway of The Source dispensary. The store opened in Spring 2022. (Will Kothari/MassLive)

The Source, a marijuana shop at 58 Pleasant St. in Northampton that opened only in March, will close Friday.

It's the first marijuana shop in Massachusetts to shut down since the first legal adult use dispensaries opened in 2018. Many in the industry see this as a harbinger of a shakedown in a maturing industry, especially in Northampton which has 12, soon to be 11, operational stores.

Seven pot shops, including The Source, are within blocks of each other.

The shop has 16 employees, according to workers there who referred to Brett Sprau, general manager of The Source.

The Source is operated by Just Healthy LLC, according to documents on file at the Massachusetts Cannabis Control Commission, and is run by a multi-state operator based in Las Vegas.

In October, Northampton Mayor Gina-Louise Sciarra turned down the application of [Euphorium](#), a dispensary that wanted to open across town in the Florence section of Northampton. Her decision was sparked, in part, by fears of too much competition.

Tuesday, Matt Yee, chief operating officer of competitor Enlite Cannabis Dispensary, 391 Damon Road, said there were contractions in other legalized marijuana markets with shops closing in Colorado, Washington state and California as the industry matured.

"It's going to be an interesting year in 2023," he said.

Massachusetts cannabis retailers have [done \\$3.8 billion](#) in business since the first legal dispensaries opened in November of 2018. Year to date sales have totaled \$1.34 billion.

The Cannabis Control Commission told the Boston Business Journal that two other recreational marijuana retailers surrendered licenses when owners merged. Owners are limited to just three locations.

The Northampton Mayor's office did not return a call for comment.

*Material from the Boston Business Journal was used in this story.*

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# ADVANCELOCAL

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LATE MATERIAL  
PASSED OUT TO PL. COMMISSION  
1.25.23

**ZA\_2022-0519 – Public Comment opposing expansion of marijuana dispensaries and retail stores  
Betsy Strasburg**

Per CCMC 18.02.075:

**A Zoning Map Amendment or Zoning Code Amendment may be initiated by a majority of the Commission or Board, or an owner of real property. The Director shall investigate each application to assure that the proposal is consistent with the requirements of this title.**

**This application do not show ownership of any parcel. The Planning Dept. and the DA's office have stated that have reviewed Mr. Adler's application and feels that it satisfies the requirement of ownership. We, the taxpayers, have a right to know as do you, Commissioners, that the first condition of an ordinance change has been met. It is public disclosure of staff findings. Please address this first. If this is not correctly applied, the rest of the discussion is moot.**

1. Board of Supervisors approved the increase from 2 to 4 marijuana stores reliant on the other existing codes. Supervisor Giomi made a motion to require the DA's office to look at the regulations. Had it not been the need for expediency desired by the Mayor and the hesitancy of the DA's office to commit to a quick turnaround due to resource constraints, the motion would not been withdrawn.
2. The 6 supplementary standards w.r.t Marijuana stores are inadequate. Example: 300 feet from a residential property is insufficient.
3. Just because the Planning commission can vote on a SUP should not be used as a justification to expand location limitations, equivalent to kicking the ball down the road, without due consideration of additional regulations. This justification is used for condition 2 and 3.
4. State Regulations do not surpass local regulations – Douglas County has no marijuana stores.
5. There are no basis to say that 6 years of experience sufficient? The Sheriff has provided testimony that he had no problems with the two marijuana stores. He did not, and cannot, testify on the impact of marijuana on our community. There are no tests to detect marijuana. The Legislature has conducted a meeting on marijuana usage among pregnant women. There is trend towards high potency marijuana. **With all these factors, to say 6 years is sufficient to determine adverse impact on public health, safety or welfare under condition 3 is far-reaching.** We do not need to be leading edge of experimentation in our community.
6. The entire Carson Street corridor from Winnie to Medical Parkway is used for the expansion zone to avoid being a cluster of cannabis stores. How can there be a cluster when marijuana stores are 1 to 2 miles apart. Just as Supervisor White and Jones said that **they should not protect profitability** of existing marijuana stores by **NOT increasing the # of stores**. The City should not **eliminate location limitations** to protect profitability as well.
7. **I request the Commission to reject this application until the DA's office can provide additional regulations to protect the community as Supervisor Giomi was trying to do and only if the applicant is an owner of a parcel and can request an ordinance change.**