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Alaska Marijuana Control Board

Operating Plan Supplemental
Form MJ-28b: Onsite Consumption Marijuana Retail Endorsement

Why is this form needed?

An operating plan supplemental form is required for all retail marijuana establishments seeking an onsite consumption endorsement. Applicants should review **Alaska Regulation 306.370.** This form will be used to document how an applicant intends to meet the requirements of the regulation.

What must be covered in this operating plan supplemental?

Applicants must identify how the proposed onsite consumption premises will comply with applicable statutes and regulations regarding the following:

- Security [in addition to what is required for a retail store].
- Ventilation [if consumption by inhalation is to be permitted].
- Monitoring overconsumption.
- Disposal or packaging of unconsumed marijuana.
- Prevention of the introduction of marijuana products not sold by the retail marijuana store or products not sold for onsite consumption.

This form must be completed and submitted to AMCO's Anchorage office before any new onsite consumption endorsement application will be considered complete.

Section 1 – Establishment & Contact Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	E & M Holdings LLC	**MJ License #:**	10873		
License Type:	Marijuana Retail Shop				
Doing Business As:	The Stoney Moose				
Premises Address:	127 Stedman St				
City:	Ketchikan	**State:**	Alaska	**ZIP:**	99901

Mailing Address:	420 Front St				
City:	Ketchikan	**State:**	Alaska	**ZIP:**	99901

Designated Licensee:	Eric Riemer		
Main Phone:	9076177669	**Cell Phone:**	
Email:	eric@thestoneymoose.com		

Which type(s) of consumption will occur at your premises (check all that apply):

Consumption by inhalation (smoking or vaping)- ☐ **Consumption by other method(s)-** ☑

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Section 1 – Freestanding

Freestanding Licensed Retail Store (3 AAC 306.370(a) and AS 18.35.301(i)(1))

Please read the definition of "Freestanding" as defined in AS 18.35.301(i)(1) below-

"freestanding" means a building that is not supported by another structure and does not share ventilation or internal air space with an adjoining structure and smoke from the building cannot travel into the adjoining structure.

You must be able to certify the statements below. Read the following and then sign your initials in the box to the right: Initials

1.1- I certify that the location for which I am requesting this endorsement is "freestanding" as defined by AS 18.35.301(i)(1).

1.2- I certify that I have attached to this operating plan a photo of each side of the exterior of my building that show it meets the definition of "freestanding."

Section 2 – Security

Security (3 AAC 306.370(d)(1)(A)) and 3 AAC 306.370 (c)(1)

2.1. Describe the equipment in place (doors and locks) that will provide security for your consumption space, including access points and windows:

Access to onsite consumption area (OCA) will be as follows:
entrance - Locking exterior door from retail store sales floor
exit - one way gate, exits onto street/public walkway
The entrance to OCA will be a solid fiberglass door from the retail sales floor. Customers will exit retail floor into the OCA, where they will have a table and seating to consume their edible products. Customers will leave via the street exit (one way door)
The OCA will be separated from retail sales floor by a wall with four windows that look out into the OCA. The OCA will be separated from the public walkway by a tall wooden fence. A one-way gate has been built into the fence to facilitate exit and prevent entrance.

See attached documents for drawings of the area

2.2. Describe how you will prevent diversion of marijuana and marijuana product from your consumption area:

Cannabis products are stored in restricted access areas, and will be served by a staff member on the OCA directly to the consumer. That same staff member will be monitoring the consumption area, which will be edibles only. Any leftover edibles will be securely packaged in accordance with state law prior to customer leaving the facility.

Additionally, customers will be informed of the onsite rules concerning how to take any product with them when they leave. Finally, there will be written instructions on the table detailing the rules of the onsite area and how to take any unconsumed, purchased product to-go.

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2.3. Describe how you will prevent access by persons under the age of 21 to your consumption area:

Every persons ID is checked at the door of the retail store; no underage persons are allowed on premises. The only entrance to the consumption area is through the retail store; therefore, no underage persons will be able to access the OCA.

2.4. Describe how the consumption area shall be isolated from the other areas of the retail marijuana store:

OCA is located outside on the deck behind the retail store overlooking a creek. There is only one way in (via retail store) and two ways out (exit to street, return to retail store). An exterior wall with windows will separate the OCA from the other area of retail store.

You must be able to certify the statement below. Read the following and then sign your initials in the box to the right:	Initials
2.5. The proposed area(s) for consumption are clearly identified on Form MJ-02: Premises Diagram or MJ-14: Premises Diagram Change that is submitted with this application.	ER

Answer "Yes" or "No" to the following question:	Yes	No
2.6 Will the consumption area be outdoors?	☑	☐

If "Yes", describe the outdoor structure(s) or the expanse of open or clear ground and how it is fully enclosed by a sight-obscuring wall or fence:

The consumption area is on the back deck of the Stoney Moose, accessible only through the retail store. The deck overhangs Ketchikan Creek, and roughly 60' distance to the other side of the creek where other retail stores and businesses operate. A tall fence affixed to the perimeter of the deck will obscure the consumption area from any viewers across the creek.

If "Yes", describe the neighboring uses and state why an outdoor consumption area is compatible with the surrounding area:

The Creek Street neighborhood is dedicated to shopping, cafes, tourism, sightseeing, and wildlife viewing. The OCA will fit nicely into the usage of surrounding area by offering an off-street spot to consume marijuana in a discrete way. Currently there are no allowed areas of consumption in the area of the retail store; thus providing customers and visitors with a place for legal consumption would be very much in line with helping to follow state law (currently there is no place to legally consume cannabis in Ketchikan city limits).

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Section 3 – Ventilation

Ventilation (3 AAC 306.370(d)(1)(B))

If you are proposing an indoor marijuana consumption area, where consumption by inhalation will occur you must be able to certify the statements below.

Read the following and then sign your initials in the box to the right: Initials

I certify that I have attached to this form ventilation plans that:

3.1 Show a ventilation system for the marijuana consumption area that is separate from the remainder of the retail store ☐

3.2 Signed and approved by a licensed mechanical engineer. ☐

3.3 Sufficient to remove visible smoke. ☐

3.4 Consistent with all applicable building codes and ordinances. ☐

Section 4 – Overconsumption

Monitoring Overconsumption (3 AAC 306.370(d)(1)(C))

4.1. Describe the policies and procedures that will be used to monitor overconsumption of marijuana or marijuana product:

Each patron will be served a maximum of 25 mg cannabis edibles(as per state law), which will be purchased in the OCA and served directly to the patron by retail staff. Further, retail staff will be directly monitoring the OCA for signs of overconsumption. However, patrons will have the option to purchase LESS than 25mg thc worth of cannabis edibles.

Additionally, patrons will be closely monitored by retail staff for signs of overconsumption: slurring words, unsteady/unbalanced movement, or any erratic behavior.

Section 5 – Repackaging or Disposal

Repackaging or Disposal (3 AAC 306.370(d)(1)(D))

5.1. Describe how you will dispose of or repackage unconsumed marijuana or marijuana product in accordance with 3AAC 306.740 and 3AAC 306.345:

Any purchased and unopened products will be placed in an opaque exit bag for the customer to take with upon leaving. All partially consumed/opened products will be disposed of on premises in a special waste disposal bin or placed in a resealable, child resistant "to-go" container for the customer to take with them (in an opaque exit bag) upon exiting the premises.

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Section 6 – Prevention of Introduction

Prevention of Introduction (3 AAC 306.370(d)(1)(E))

6.1. Describe your policies and procedures to ensure marijuana from a source other than your retail marijuana store is not introduced to your consumption area:

Only very specific edibles - in distinctive packaging - will be sold in the OCA; therefore, any patrons eating anything other than the cannabis products sold onsite will be ejected from the premises. There will always be a retail staff member dedicated to the service and security of the OCA, including the observation of the guests and their consumption behavior.

6.2 Describe your policies and procedures to ensure that marijuana from your retail marijuana store that is not intended for onsite consumption is not introduced into your consumption area:

Patrons will be seated in the OCA and have all cannabis products served to them directly by retail staff; therefore, no cannabis that is not intended for onsite consumption will be rendered to any customers in the OCA. The retail staff monitoring the OCA will ensure compliance with the store policy in this regard.

Section 7 – Dosage and Safety Information

Written Materials (3 AAC 306.370(e)(4))

You must be able to certify the statement below. Read the following and then sign your initials in the box to the right: Initials

7.1- I certify that I have attached copies of the written materials to be provided in the consumption area(s) to patrons at no cost that contain marijuana dosage and safety information for each type of marijuana or marijuana product to be sold for consumption at the marijuana consumption area. ER

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Section 8 – Employee monitoring

Employee Monitoring (3AAC 306.370(c)(2))

Answer "Yes" or "No" to the following question:	Yes	No
8.1 Will consumption by smoking or vaping be allowed?	☐	☑

If "Yes", describe the smoke-free area from which employees will monitor the marijuana consumption area:

N/A

Section 9 – Declaration

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

ER

Eric Riemer

Printed name of licensee

Eric Riemer

Signature of licensee

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