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White Pine County
Board of County Commissioners

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Petition to the Cannabis Compliance Board

Cannabis Compliance Board
700 E. Warm Springs Rd., Suite 100
Las Vegas, NV 89119

White Pine County
1786 Great Basin Blvd., Suite 3
Ely, NV 89301

Contact: Michael Wheable
White Pine County Manager
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Date: February 7, 2022

WHITE PINE COUNTY

RE: Petition of amendment of NCCR 5 to allow for the opening of licensing windows for cannabis establishments with no statutory limit, with the written request of a county commission

Dear CCB,

White Pine County, a county of over 9,600 residents and nearly 9,000 square miles of land, is a unique and currently under served part of Nevada. Back in 2014 White Pine County, like many counties, placed a moratorium on the licensing of any Medical Marijuana Establishments within its jurisdiction. This moratorium remained in place during all medical and recreational cannabis licensing windows. As White Pine County received no applications for licensure within the county jurisdiction, the state of Nevada has never issued any cannabis license within White Pine County. This runs contrary to NRS 678B.220(3)(a), which declares the board shall issue "at least one medical cannabis cultivation facility and at least one medical cannabis production facility in each county." As there has never been a mechanism to allow cannabis licenses to be transferred outside the county they were first issued, this has left White Pine County as a county without cannabis.

This lack of cannabis licenses is creating direct and tangible harm in White Pine County. White Pine County is currently looking to diversify its economy from the traditional rural revenue streams of farming, ranching and mining. To best accomplish this, the White Pine County Commission passed Ordinance No. 523 on October 13, 2021 to allow for the licensing of all cannabis license types throughout our county. Unfortunately, NCCR 5 currently holds no mechanism for a county to request the licensing of new cannabis establishments. To rectify this situation, representatives of White Pine County met with the Executive Director of the Cannabis Compliance Board where it was suggested a petition be filed with the CCB asking for the changes White Pine County felt were needed.

As there are statutory limits and restrictions on adult-use cannabis retail stores and on cannabis lounges, this petition will only be for the ability to license cannabis "establishments with no statutory limit." To best accomplish this effort White Pine County has partnered with local business, Silver Lion Farms and their representatives whom will be submitting the petition, including our position letter passed on January 12, 2022 on White Pine County's behalf.

White Pine County formally requests the CCB to consider the adoption of the proposed language passed by White Pine County at their Commission meeting January 12, attached to this petition as attachment A. Please also include this petition in your February 2022 CCB meeting.

Petition for Revision to NCCR 5.036

NCCR 5 currently has no mechanism to stimulate the opening of a cannabis licensing window of any kind. To address this issue, White Pine County asks for the creation of a new section to NCCR 5: NCCR 5.036. As our request is based around a county asking the CCB for a licensing opportunity, it was thought it should be linked closely to NCCR 5.035 and its similar language. Additionally, a new definition may need to be recognized in NCCR for: "Cannabis establishments with no statutory limit."

5.036 Request by the board of county commissioners of a county for the licensing of cannabis establishments with no statutory limit. Upon request to the Cannabis Compliance Board by the board of county commissioners of a county to open an application window for the licensing of cannabis establishments types that have no statutory limit, the Cannabis Compliance Board shall open an application window for cannabis establishments types with no statutory limit in the county which made such request, within 90 days of receiving the request if:

(1) The Board of County Commissioners of the county formally communicates through letter or electronic communication to the Cannabis Compliance Board the counties desire to license new cannabis establishments within its county;

(2) No other application window for the cannabis establishment type has been opened within the county filing the request during the previous 365 days; and

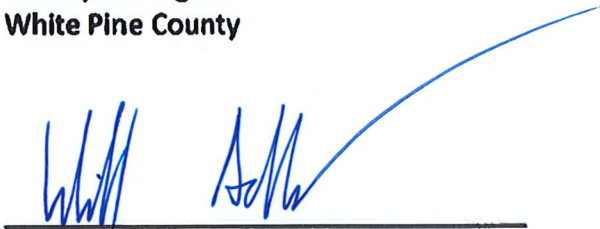
(3) There was no general application windows in the previous 180 days prior to the request from the board of county commissioners of the county.

If introduced, NCCR 5.036 would allow White Pine County to request a licensing window for businesses looking to obtain cannabis licenses within our county. As the CCB is taking up the issue of licensing applications for cannabis lounges, we ask that they also consider NCCR 5.036 to elevate the licensing inequality that is seen in Nevada today. With NCCR 5.036 in place, White Pine County will finally be able to further our efforts to diversify our economy and broaden our county's tax base in ways many other counties in Nevada have done.

Thank you,



**Michael Wheable
County Manager
White Pine County**



**Will Adler
Principal
Silver State Government Relations
On behalf of Silver Lion Farms**