

MINUTES
City of Lansing Medical Marihuana Commission
MEETING
February 1, 2019 – 2:00 p.m.
City Clerk Election Unit Training Room
2500 S Washington Ave

The meeting called to order at 2:10 p.m.

BOARD MEMBERS PRESENT:

Tracy Winston – Chair
Brockton Feltman
Jason Peek

A QUORUM WAS PRESENT

STAFF PRESENT:

Chris Swope, City Clerk
Brian Jackson, Chief Deputy City Clerk
Deb Biehler, Office of the City Clerk
Jennifer Smith-Zande, Office of the City Clerk
Amanda O'Boyle, Office of the City Attorney

APPROVAL OF AGENDA:

Moved – Brockton Feltman
Second – Jason Peek
MOTION CARRIED

APPROVAL OF MINUTES:

Moved – Brockton Feltman
Second – Jason Peek
MOTION CARRIED

PUBLIC COMMENT ON AGENDA ITEMS – None

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COMMISSION APPEAL HEARING

Appeals are heard following the approved Medical Marihuana Commission Appeal Hearing Format. The Commission's standard of review of an appeal shall not be de novo. The appeal packets are provided to the Commission and the Appellant prior to the meeting and include the following:

- Timeline of events
- First denial letter with basis for denial and instructions on how to appeal
- The Hearing Officer Appeal Packet Copy with decision
- The second denial letter outlining how to appeal to the Commission
- The applicant's appeal to the Commission with supporting documentation submitted by the applicant

GREENWAVE – 500 E OAKLAND AVE

DAVID SZOSTEK APPEARED FOR THE APPELLANT

BROCKTON FELTMAN MOVED TO UPHOLD THE DECISION OF THE CLERK BECAUSE THE DECISION IS NOT ARBITRARY AND CAPRICIOUS AND IS SUPPORTED BY MATERIAL, SUBSTANTIAL, AND COMPETENT FACTS ON THE WHOLE RECORD CONSIDERED BY THE CLERK IN ARRIVING AT SUCH DECISION OR FINDING.

MOTION SECONDED BY JASON PEEK

ROLL

Tracy Winston – Yes

Jason Peek – Yes

Brockton Feltman - Yes

EDENZ 2 – 5124 S MARTIN LUTHER KING, JR BLVD

MICHAEL STEIN APPEARED FOR THE APPELLANT

JASON PEEK MOVED TO MODIFY THE CLERK'S DECISION BY ADDING ONE POINT TO SECTION 8 (AMOUNT AND TYPE OF COMPENSATION) AND ONE POINT TO SECTION 22 (LPD COMPLAINTS).

SECOND BY BROCKTON FELTMAN

ROLL

Tracy Winston – YES

Jason Peek – YES

Brockton Feltman -YES

MOTION CARRIED

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LANSING PROVISIONING CENTER – 6510 S CEDAR ST
MICHAEL STEIN APPEARED FOR THE APPELLANT

JASON PEEK MOVED TO MODIFY THE CLERK'S DECISION BY ADDIING POINTS AS FOLLOWS: ONE POINT TO SECTION 12 (BUSINESS EXPERIENCE), ONE POINT TO SECTION 14 (BUFFERING) AND ONE POINT TO SECTION 15(INCREASED TRAFFIC ON SIDE STREETS WILL BE SCORED LOWER).

SECOND BROCKTON FELTMAN

ROLL CALL Tracy Winston NO
 Jason Peek YES
 Brockton Feltman YES

MOTION CARRIED

EXCUSE ABSCENSES:

MOVED – Brockton Feltman
SECOND – Jason Peek
MOTION CARRIED

PUBLIC COMMENT –

JASON PEEK WOULD LIKE PUBLIC TO ENCOURAGE CITY COUNCIL TO REVIEW RECOMMENDATIONS FROM THIS COMMISSION.

OTHER UPDATES:

Chair calls special meeting for March 8th @ 2 p.m. at SWOC

ADJOURNMENT: 4:37 PM