



*City of Las Vegas*

Agenda Item No.: **94.**

**AGENDA SUMMARY PAGE - PLANNING  
PLANNING COMMISSION MEETING OF: AUGUST 14, 2018**

**DEPARTMENT: PLANNING  
DIRECTOR: ROBERT SUMMERFIELD**

☐ Consent ☒ Discussion

**SUBJECT:** SUP-7382 - SPECIAL USE PERMIT PUBLIC HEARING - APPLICANT: NEVADA MEDICAL GROUP - OWNER: SSN PROPERTIES, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 3,636 SQUARE-FOOT MARIJUANA DISPENSARY UNIT at 1591 N. LINCOLN Blvd, Suite #130 (APN 13-28-501-009), C-1 (Limited Commercial) Zone, Ward 2 (Serial PER-73684). Staff recommends APPROVAL.

**MAY GO TO CITY COUNCIL ON 9/5/2018  
OR MAY BE FINAL ACTION (Unless Appealed Within 10 Days)**

**PROTESTS RECEIVED BEFORE:**

|                          |    |
|--------------------------|----|
| Planning Commission Mtg. | 35 |
| City Council Meeting     | 0  |

**APPROVALS RECEIVED BEFORE:**

|                          |   |
|--------------------------|---|
| Planning Commission Mtg. | 4 |
| City Council Meeting     | 0 |

**RECOMMENDATION:**

Staff recommends APPROVAL, subject to conditions:

**BACKUP DOCUMENTATION:**

1. Location, Aerial and Special Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photo(s)
5. Justification Letter
6. Protest Postcards and Protest/Support Documentation Not Vetted Protest Comment Forms (7) and Support Comment Forms (1)
7. Submitted after Final Agenda Protest/Support Postcards and Protest Documentation Not Vetted Comment Forms (12)

Motion made by CHRISTINA ROUSH to Hold in abeyance to 9/11/2018

Passed For: 6; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

CHRISTINA ROUSH, DONNA TOUSSAINT, TRINITY HAVEN SCHLOTTMAN, VICKI QUINN, LOUIS DE SALVIO, BRENDA J. WILLIAMS; (Against-None); (Abstain-SAM CHERRY); (Did Not Vote-None); (Excused-None)

NOTE: CHAIR CHERRY abstained from voting on Items 93-95 as his family is involved in the marijuana industry. COMMISSIONER SCHLOTTMAN disclosed that he has built several cultivation, dispensary and medical marijuana testing facilities; he reviewed this application, and he has not spoken to or worked for the individuals related to the application. As it would not

## PLANNING COMMISSION MEETING OF: AUGUST 14, 2018

affect his independence of judgement, he would vote on this item.

Minutes:

VICE CHAIR QUINN declared the Public Hearing open.

STEVE SWANTON, Sr. Planner, reported that the applicant has requested to re-establish the previous land use approval for a marijuana dispensary within Site 130, and has amended this request to include the adjacent Site 12, bringing the total tenant floor area to 2,646 square feet.

The subject site complies with all minimum distance separation requirements as set forth by Title 19, and the use can be conducted in a compatible and harmonious manner with the existing surrounding land uses and future land uses as projected by the General Plan; therefore, staff recommended approval. Additional protest and support documents were received since publication.

ROBERT HASMAN appeared on behalf of the Nevada Medical Group and noted this application was previously approved in 2014. They are reapplying as they are adding an additional 1,950 square feet. A community meeting was held on August 7th and eight people attended, seven were in favor. MR. HASMAN stated they have an established cultivation/production company in Nevada; they are a public company and have operations in Nevada, Ohio and have pending applications in Arkansas. This is the first retail location they are opening on the west side.

COMMISSIONER DE SALVO stated that this is really close to schools and is surrounded by homes. He thought this item should be held in abeyance to allow time for a neighborhood meeting.

COMMISSIONER ROUSH said that she was impressed with the submittal and noted that this company has extensive experience in the business. She commented that their floor plan was appropriate; however, she expressed concern about the limited parking in the area and how a delivery truck would get to the building as there was no access to the back of the site. She did not think this site made any sense, especially considering how close it is to a church and daycare. The Commissioner also stated that approximately 37 protests have been received, and she and COUNCILMAN SEROKA agreed that a neighborhood meeting should be held.

MR. HASMAN stated that they obtained addresses of residents in the surrounding area from the City and recently held a community event. He reiterated that seven of the eight people were in support. There is no retail dispensary close to this area, and they felt this is a good location to serve the west side of town due to the demographics, traffic count and because it is in a commercial area.

COMMISSIONER DE SALVO asked who sent the notifications regarding the neighborhood meeting, and MR. HASMAN replied that they sent them. COMMISSIONER DE SALVO requested that the City send the notifications to the people within the notification area that are

**PLANNING COMMISSION MEETING OF: AUGUST 14, 2018**

affected by this proposal.

COMMISSIONER ROUSH did not think any marijuana use should be located on this site. MR. HASMAN stated that the intent of the group is to purchase the property and expand and manage the parking better. The Commissioner reiterated her concern that a vehicle cannot access the rear of the building. She requested that the applicant hold a public meeting and include City staff and COUNCILMAN SEROKA's staff and have the City send the notifications regarding the meeting.

VICE CHAIR QUINN declared the Public Hearing closed.

