



October 1, 2014

Mr. Frederic Apcar
Pomezemki, LLC
633 South Fourth Street, Suite #7
Las Vegas, Nevada 89101

**RE: SUP-55287 - SPECIAL USE PERMIT
SPECIAL PLANNING COMMISSION MEETING OF SEPTEMBER 30, 2014**

LAS VEGAS
CITY COUNCIL

CAROLYN G. GOODMAN
MAYOR

STAVROS S. ANTHONY
MAYOR PRO TEM

LOIS TARKANIAN
STEVEN D. ROSS
RICKI Y. BARLOW
BOB COFFIN
BOB BEERS

ELIZABETH N. FRETWELL
CITY MANAGER

Dear Mr. Apcar:

Your request for possible action on a request for a Special Use Permit FOR A PROPOSED 21,307 SQUARE-FOOT MEDICAL MARIJUANA CULTIVATION FACILITY at 1018 South Commerce Street (APN 139-33-801-006), M (Industrial) Zone, Ward 3 (Coffin), was considered by the Planning Commission on September 30, 2014.

The Planning Commission voted to recommend **APPROVAL** of your request, subject to the following conditions:

Planning

1. Conformance to all Minimum Requirements under LVMC Title 19.12 for a Medical Marijuana Cultivation Facility use.
2. An air filtration system to be designed by a Nevada licensed engineer shall be provided prior to the issuance of a certificate of occupancy.
3. Cultivation is limited to the interior of a building.
4. There shall be no on-premise consumption (the use, smoking, ingestion or consumption of any marijuana, edible marijuana or marijuana infused product) on the licensed premises.
5. All development shall be in conformance with the site plan and floor plan, date stamped 08/04/14 except as amended by conditions herein. Any modification of the premises of a medical marijuana establishment shall be filed 60 days in advance of any proposed construction. A full and complete copy of all architectural and building plans shall be filed with the Director for a review of compliance with Title 6.95 and Title 19. The Director shall review the plans and approve any modifications in compliance with this chapter prior to the commencing of any construction of modifications.

CITY OF LAS VEGAS
DEPARTMENT OF PLANNING
DEVELOPMENT SERVICES CENTER
333 NORTH RANCHO DRIVE
3RD FLOOR
LAS VEGAS, NEVADA 89106

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Mr. Frederic Apcar
Pomezemki, LLC
SUP-55287 - Page Two
October 1, 2014

6. This approval shall be void eighteen months from the date of final approval, unless exercised pursuant upon the issuance of a business license. An Extension of Time may be filed for consideration by the City of Las Vegas.
7. All necessary building permits shall be obtained and final inspections shall be completed in compliance with Title 19 and all codes as required by the Department of Building and Safety.
8. These Conditions of Approval shall be affixed to the cover sheet of any plan set submitted for building permit, as well as submitted as part of any business license application.
9. The presence of minors on the premises of a medical marijuana establishment is prohibited unless the minor is a qualified patient on the premises of a dispensary and is accompanied by his or her parent or legal guardian.
10. Approval of this Special Use Permit does not constitute approval of a medical marijuana facility license.
11. This business shall operate in conformance to Chapter 6.95 of the City of Las Vegas Municipal Code.
12. No temporary signs such as banners, pennants, inflatable objects, streamers, flags, or other similar attention gaining item or devices shall be displayed upon the subject property or a vehicle displaying advertisement in the parking lot of the subject property without the appropriate permits.
13. This Special Use Permit shall be reviewed biennially concurrently with the associated business license, at which time the City Council may require the termination of the use. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the Medical Marijuana Cultivation Facility be removed.
14. All medical marijuana products shall remain in the original manufacturer's configuration intended for off-sale.
15. A Medical Marijuana Cultivation Facility shall obtain all required approvals from the State of Nevada to operate such a facility prior to the Special Use Permit being exercised pursuant to LVMC 19.16.110.

Mr. Frederic Apcar
Pomezemki, LLC
SUP-55287 - Page Three
October 1, 2014

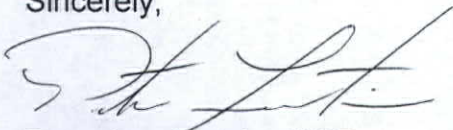
16. Conformance to all regulations pertaining to Medical Marijuana Establishment found within Nevada Revised Statute 453A and Nevada Administrative Code NAC 453A.
17. All City Code requirements and design standards of all City departments must be satisfied, except as modified herein.

Public Works

18. Coordinate with the Environmental Compliance Section of the Department of Public Works to determine appropriate pretreatment procedures, if any, required for industrial effluent from this facility prior to occupancy of this site or a business license for this use. Comply with the recommendations of the Environmental Compliance Section. The Section may be contacted through John Solvie, 702-229-6547 or email at jsolvie@lasvegasnevada.gov.

This item will be considered by the City Council on **October 29, 2014**, at **9:00 A.M.** in the Council Chambers of City Hall, 495 South Main Street, Las Vegas, Nevada. ***The Council requires that you or your representative be present at this meeting.*** If you or your representative chooses not to attend, the City Council may act in your absence without your input.

Sincerely,



Peter Lowenstein, AICP
Planning Supervisor
Case Planning Division

PL:clb

cc: Mr. Timothy Schick
NuLeaf CLV Cultivation, LLC
300 South Fourth Street, Suite #1400
Las Vegas, Nevada 89101

Mr. John Sande
Fennemore Craig Jones Vargas
300 South Fourth Street, Suite #1400
Las Vegas, Nevada 89101