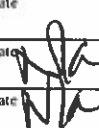



NYE COUNTY AGENDA INFORMATION FORM

Action
 Presentation
 Presentation & Action

Department: Planning		Agenda Date:	
Category: Regular Agenda Item		July 16, 2019	
Contact: Brett Waggoner		Phone: 775-751-4249	Continued from meeting of:
Return to: Brett Waggoner	Location: Pahrump		Phone:
Action requested: (Include what, with whom, when, where, why, how much (\$) and terms) <p>Discussion and deliberation on RM-2019-000052: A request to approve the annual renewal of a Recreational Marijuana Establishment License (cultivation) located at 1261 E. Calvada Boulevard, Pahrump, NV. Assessor's Parcel Number 040-041-40. Howard N. Misle / ACC Enterprises, LLC – Applicant.</p>			
Complete description of requested action: (Include, if applicable, background, impact, long-term commitment, existing county policy, future goals, obtained by competitive bid, accountability measures) 			
Any information provided after the agenda is published or during the meeting of the Commissioners will require you to provide 20 copies: one for each Commissioner, one for the Clerk, one for the District Attorney, one for the Public and two for the County Manager. Contracts or documents requiring signature must be submitted with three original copies.			
Expenditure Impact by FY(s): (Provide detail on Financial Form) <p style="text-align: right;"><input checked="" type="checkbox"/> No financial impact</p>			

Routing & Approval (Sign & Date)

1. Dept	Date	6.	Date
2.	Date	7. HR	Date
3.	Date	8. Legal	Date 
4.	Date	9. Finance	Date 
5.	Date	10. County Manager	Date

Place on Agenda

ITEM # 57

**NYE COUNTY BOARD OF COUNTY COMMISSIONERS
PLANNING DEPARTMENT STAFF REPORT**

Meeting Date: July 16, 2019

AGENDA ITEMS

For Possible Action – RM-2019-000052: Discussion and deliberation on a request to approve the annual renewal of a Recreational Marijuana Establishment License (cultivation) located at 1261 E. Calvada Boulevard, Pahrump. Assessor Parcel Number 040-041-40. Howard N. Misle / ACC Enterprises, LLC – Applicant.

GENERAL INFORMATION SUMMARY

Medical and Recreational Marijuana Establishment Licenses require an annual renewal by the BOCC.

The applicant is requesting renewal of their recreational marijuana cultivation license at the subject location.

The applicant has paid the required license renewal application fees.

- **Code Compliance:** As of most recent code compliance inspection (June 12, 2019) the following non-compliant items were noted:

Permanent power needs to be obtained in all grow rooms.

-The use of 3 outlet splitters are not permissive for commercial use.

Temporary AC is still being utilized in the IT/Server room. This violation was last noted in January 2019.

-Obtain a mechanical engineering and all proper permits for a commercial rated ventilation solution.

Clearance around Electrical panels was not observed.

Remove all equipment, carts, water barrels, and other items in compliance with National Electrical Code (NEC) 110.26.

- **Nye County Monthly Sales Fees (two percent (2%) monthly):**

Our office shows the above establishment is **not** current on monthly payments. Missing February, March and May for Medical.

RECOMMENDATION

Recommended BOCC Motion: "I motion to _____ (approve, approve with conditions, deny, continue, take no action) the Marijuana Establishment License annual renewal application(s)."



Recreational Marijuana Business License

Initial Application -or- Annual Renewal

Type of Establishment (Check one): Retail Store Cultivation Production Facility Laboratory Marijuana Distributor

Business Name: ACC Enterprises L.L.C.

Project Location: 1261 E. Calvada Blvd. Pahrump, NV 89048

Assessor's Parcel Number(s): 40-041-3440

Existing Zoning: GC

Gross Acres: 1.41

Date Business Opened (If applicable): June 2014

Innovative Real Estate Holdings

Property Owner	Name	<u>Howard Misle</u>		Company	<u>ACC Enterprises L.L.C.</u>
	Address	<u>1261 E. Calvada Blvd.</u>			
	State	<u>NV</u>	Zip Code	<u>89048</u>	Phone
Agent/Applicant	Name	<u>Antonio Guido</u>		Company	<u>ACC Enterprises L.L.C.</u>
	Address	<u>1261 E. Calvada Blvd</u>			
	State	<u>NV</u>	Zip Code	<u>89048</u>	Phone
				Email	<u>Hmisle@aol.com</u>
				Email	<u>tonyguido@accindustriesinc.com</u>

(I, We), the undersigned swear and say that (I am, We are) the owner(s) of record on the tax rolls of the property involved in this application to initiate under Nye County Code. that the information on the plans and drawings attached hereto, and all of the statements and answers contained herein are in all respects true and correct to the best of my knowledge and belief, and the undersigned understands that this application must be complete and accurate before a hearing can be conducted. (I, We) also authorize the Nye County Planning Department and its designee, to enter the premises of the property subject to this application for the purposes of gathering information for the purpose of advising the public of the proposed application. FURTHER, THE UNDERSIGNED HEREBY ACKNOWLEDGES THAT HE/SHE IS AWARE OF AND HAS READ THE ATTACHED LIST OF POTENTIAL NYE COUNTY DEVELOPMENT REQUIREMENTS.

[Signature]
Property Owner/Agent Signature

Howard Misle
Print Name

For Office Use Only

Date Filed: <u>7/1/2019</u>	Application Number: <u>RM-2019-000052</u>	Received by: <u>gzo</u>
Processed By: <u>AD</u>	MEETING DATES:	
Receipt #: <u>13016</u>	BOCC: <u>7/16/19</u>	FAM Issued:
Code Enforcement on file: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	Related Case Numbers:	
Case #: <u>aw</u>	Monthly Fees Current? <u>No. Missing Feb./Mar./May - Medical</u>	
STAFF NOTES:		



Justification Letter

ACC Enterprises LLC would like to apply for marijuana licensing renewals. We have been open and operational in Nye County since 2015. The goal of the facility has remained to produce the highest quality cannabis and create job opportunities for the citizens of Pahrump. Our business has emphasized high security, community outreach, education and professionalism while operating in compliance with not only the state but also county regulation. We are anticipating another year of growth, increases in revenue as well as continuing to provide quality product to our customers.

We have continued to use our expertise in cultivating to procure the best strains available and grow the best cannabis for our customers. The science has not changed; Cannabis is still considered a safe and effective treatment for various debilitating illnesses. Research foundations such as the Institute of Medicine, Epilepsy Foundation and many others continue to study and find a need for this medicine in the public sphere.

The citizens of Nye County have spoken, Cannabis is here to stay, and we are looking forward to continuing the spread of the Cannabis industry in this town. We will continue to harvest sizable crops and use every resource and utility provided to us by the county and state to ensure not only our growth, but also growth in this community. Together with Nye County, ACC Enterprises will continue to grow and ensure the growth of the community and provide a safe environment where citizens of Pahrump may come and work, hopefully increasing their quality of life as well.

ACC Enterprises LLC sincerely requests, with the permission of Nye County Planning the approval for our Marijuana licensing.

Howard Misle
ACC Enterprises LLC
Managing Member
1261 E. Calvada Blvd. Pahrump, NV 89048
775-727-4386
Hmisle@aol.com