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July 1, 2022

Garden State Botanicals, LLC
1803 Russet Drive
Cherry Hill, NJ 08003
Attention Keith Morgan, COO

Dear Mr. Morgan:

You have advised me that Garden State Botanicals, LLC (GSB”) and the Zoning Office have been communicating regarding the classification of GSB. Of course, GSB would like to provide as much information as possible to clarify the award issued by the NJ Cannabis Regulatory Commission (“CRC”) to GSB. To that end, I am attaching several exhibits that will hopefully help as the Township of North Brunswick (“Township”) works through this issue.

Attached as Exhibit A is the March 21, 2022, resolution by the Township supporting GSB’s Alternative Treatment Center operations and the Dispensary Permit Endorsement to operate an Alternative Treatment Center and the application of GSB to the CRC for a Class 5 Retail License to operate an adult-use cannabis retail facility within the Township of North Brunswick, subject to all of the terms and conditions of Ordinance 21-23 as adopted on November 15, 2021.

The minutes of the November 15, 2021 council meeting (found here: https://northbrunswicknj.gov/wp-content/uploads/2021/11/Minutes_11.15.21.pdf) authorizes an ordinance “permitting the operation of *all classes of Cannabis Licensed Businesses...*” It appears to me that the intent of the ordinance was to permit cannabis to be sold as allowed by law. As a licensed ATC, GSB is in compliance with that intention.

Ordinance 21-23 (the “Ordinance”) which is attached hereto as Exhibit B defines a Cannabis Retailer as “ Any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to the consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for the off-premises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer. This person or entity shall hold a Class 5 Cannabis Retail license.” Attached as Exhibit C is the Final Agency Decision of the CRC awarding GSB a “dispensary permit endorsement” under the 2019 application process.

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On May 24, 2022, the CRC passed Resolution 2022-22 (attached as Exhibit D). Prior to this resolution, an alternative treatment center (ATC) was required to operate in the dispensing of medicinal cannabis for one year before submitting a request to the CRC to become an "Expanded ATC", i.e., allowing a medical cannabis dispensary company to also become a Class 5 license holder. This resolution allows an ATC to also become a Class 5 license holder immediately upon opening the doors to the business.

Hopefully the above information is helpful to GSB and the Township. The information above as well as the attached exhibits demonstrates how the CRC has progressed from the initial 2019 RFA awardees to where we stand today. The Township should feel comfortable that GSB is a Class 5 license holder for the purposes of the Ordinance and zoning layout passed by the Township.

Please let me know if I can be of any further assistance.

Very truly yours,

SHERRY LEMONICK, LLC

By: _____
Sherry Olin Lemonick, Manager