



Office of Cannabis Management

KATHY HOCHUL

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ADAM W. PERRY

Board Member

JENNIFER GILBERT JENKINS

Board Member

FELICIA A.B. REID

Interim Executive Director

October 1st 2024

SENT VIA EMAIL

Manhattan Community Board 8
505 Park Avenue, Suite 620
New York, NY 10022-1106

Re: Response from the New York State Cannabis Control Board under Cannabis Law Section 76(4)

Dear Manhattan Community Board 8:

This letter is in reference to the Cannabis Control Board's decision to approve the license for The Herbal Care THC LLC, license OCM-CAURD-23-000036 located at 1412 Lexington Ave New York, NY.

Pursuant to Article 4 of the Cannabis Law, the Cannabis Control Board (Board) is authorized to issue registrations, licenses, and permits related to adult-use retail dispensaries, registered organization with dispensary (ROD), or for on-site consumption (License) within the State. Section 76(4) of the Cannabis Law provides that when a city, town, or village within New York State (Municipality), or a community board within New York City (Community Board), expresses an opinion (Opinion) either for or against the Board's issuance for a License authorizing retail cannabis sale within their geographic bounds, the Board shall respond in writing with an explanation as to how it considered the Opinion. Furthermore, Part 119 of Title 9 of New York Codes Rules and Regulations (9 NYCRR) proscribes the timeframe of thirty (30) days, with the option to request thirty (30) additional days, in which a Municipality or Community Board may submit their Opinion to the Board.

On or about July 20, 2023, the Board received an Opinion from your office in support of granting a license to The Herbal Care THC LLC. The Opinion was reviewed and considered by the Board, and pursuant to the Cannabis Law and related regulations, license OCM-CAURD-23-000036 was approved for The Herbal Care THC LLC, located at 1412 Lexington Ave, New York, NY.

Furthermore, a stipulation agreement (Stipulation) was attached to the Opinion executed by and between your Office and The Herbal Care THC LLC. The Board hereby acknowledges the Stipulation but please note that this letter does not represent that the Board will monitor or



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enforce the Stipulation, or incorporate the terms of the Stipulation, in whole or in-part, into the license.

Thank you for your patience while your opinion was being reviewed and this response was being formulated.

If you have any questions regarding this letter, please contact the New York State Office of Cannabis Management at municipalities@ocm.ny.gov.

Sincerely,
Cannabis Control Board