

CITY OF MITCHELL

City Council Meeting
Agenda Item Request



The deadline for agenda items is Wednesday at noon, prior to the City Council Meeting

Meeting Date Requested: Requested By:

Desired Action of City Council: Authorization Approval Resolution
 Ordinance Citizen Request Discussion

Amount Budgeted in current fiscal year for this item (if applicable):

Agenda Item:

Explanation/Background of Agenda Item Requested:

BWC Mitchell LLC has applied for a license to operate a medical cannabis cultivation establishment at 1400 S Burr. BWC is affiliated with BWD Mitchell LLC which previously obtained city approval for a medical cannabis dispensary at that location. The businesses would be in the same building but there would be no physical access from one part to the other as required by our code.

Staff completed the initial review of the application and it appears to meet all of the requirements of our ordinance. Applicants provided extensive operating procedures, odor mitigation strategies, site plans, and security details. If approved, staff recommends it be on condition that applicant completes the full building permit process and passes a fire inspection prior to beginning operation.

One issue of note is the ownership of the site. Currently the property is under contract to be purchased by BWD Mitchell LLC. However, they are attempting to work with a third party company who would actually purchase and own the property and then lease it to BWD Mitchell LLC and BWC Mitchell LLC. Given that this issue is not yet resolved, if the application is approved, it should also be on condition that BWC establish a tangible ownership or leasehold interest in the property identified on the site plan.