

## Middleborough Growers, Inc.

MCN283627

### **APPLICATION OF INTENT REVIEW**

1. Name and address of the proposed Marijuana Establishment:

Middleborough Growers, Inc.  
672 Wareham Street, Middleborough, MA 02346

2. Type of license sought (if cultivation, its tier level and outside/inside operation) and information regarding the application submission:

Cultivation, Tier 11/ Outdoor (90,001 – 100,000 sq. ft.)

The application was reopened two (2) times for additional information.

3. The applicant is a licensee or applicant for other Marijuana Establishment and/or Medical Marijuana Treatment Center license(s):

The applicant is not an applicant or licensee for any other license type.

4. List of all required individuals and their roles in the Marijuana Establishment:

Individual	Role
Jason Pannone	Person Having Direct/Indirect Control
Frank Zaino	Person Having Direct/Indirect Control
Simon Chan	Person Having Direct/Indirect Control

5. List of all required entities and their roles in the Marijuana Establishment:

Entity	Role
Rooted Partners, LLC	Entity Having Direct/Indirect Control / Capital Contributor

6. Applicant's priority status:

Expedited Applicant (License Type)

Provisional License Executive Summary 1



7. The applicant and municipality executed a Host Community Agreement on August 4, 2021.
8. The applicant conducted a community outreach meeting on October 5, 2021 and provided documentation demonstrating compliance with Commission regulations.
9. The Commission received a municipal response from the City/Town of Middleborough on January 14, 2022, stating the applicant was in compliance with all local ordinances or bylaws.
10. The applicant proposed the following goals for its Plan to Positively Impact Disproportionately Harmed People:

#	Goal
1	Provide free legal services and professional career services to residents of Wareham twice per calendar year.
2	Donate at least \$15,000 annually to the Chamber of Commerce to support the community of Wareham that was disproportionately impacted.

### **BACKGROUND CHECK REVIEW**

11. There were no disclosures of any past civil or criminal actions, occupational license issues, or marijuana-related business interests in other jurisdictions.
12. There were no concerns arising from background checks on the individuals or entities associated with the application.

### **MANAGEMENT AND OPERATIONS PROFILE REVIEW**

13. The applicant states that it can be operational within six (6) months of receiving the provisional license(s).
14. The applicant's proposed hours of operation are the following:

Day(s)	Hours of Operation
Monday-Sunday	7:00 a.m. to 7:00 p.m.

15. The applicant submitted all required summaries of plans, policies, and procedures for the operation of the proposed establishment. The summaries were determined to be substantially compliant with the Commission's regulations.
16. The applicant proposed the following goals for its Diversity Plan:

#	Goal
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1	Increasing the number of women, minorities, people with disabilities, and LGBTQ+ who gain access to meaningful employment in the Massachusetts cannabis industry, by hiring a minimum of 15% women; 15% minorities; 10% veterans; 5% people with disabilities; 5% LGBTQ+ or some combination thereof.
2	Prioritize upward mobility of internal employees when management opportunities become available, to ensure that employees representing each of the recognized classes have equal opportunity for career advancement within the company with a barometer of 25% women, 15% minorities, 10% veterans, 5% people with disabilities, or 5% LGBTQ+ being promoted when positions in management become available.

17. Summary of cultivation plan (if applicable):

The applicant submitted a cultivation plan that demonstrates the ability to comply with the Commission's regulations.

18. Summary of products to be produced and/or sold (if applicable):

Not applicable.

19. Plan for obtaining marijuana or marijuana products (if applicable):

Not applicable.

## **RECOMMENDATION**

Commission staff recommend provisional licensure with the following conditions:

1. Final license is subject to inspection to ascertain compliance with Commission regulations.
2. Final license is subject to inspection to ascertain compliance with applicable state laws, local codes, ordinances or bylaws, and local licensing requirements.
3. Final licensure is subject to the applicant providing Commission staff, upon inspection, an amended Plan to Positively Impact Disproportionately Harmed People that identifies organizations intended to receive contributions through annual donation to the Cape Cod Canal Regional Chamber of Commerce.
4. Final licensure is subject to the applicant providing Commission staff, upon inspection, and updated Plan to Positively Impact Disproportionately Harmed People that identifies the cohort the donation to the Chamber of Commerce in Wareham will positively impact.
5. Final licensure is subject to the applicant providing Commission staff, upon inspection, an amended Diversity Plan that includes more than just hiring.
6. The applicant shall cooperate with and provide information to Commission staff.
7. Provisional licensure is subject to the payment of the appropriate license fee.



8. Prior to performing job functions, all provisional licensees shall ensure that all current Marijuana Establishment, Medical Treatment Center, and Independent Testing Laboratory Agents involved in the handling or sale of Marijuana for adult and medical use shall have attended and successfully completed the Basic Core Curriculum of the Responsible Vendor Training Program to be designated a "Responsible Vendor" and provide a "certificate of completion" to the Commission upon request. In addition, all newly hired employees involved in the handling or sale of marijuana or marijuana products must also successfully complete the Basic Core Curriculum of the Responsible Vendor Training Program within 90 days of hire, in compliance with 935 CMR 500.105(2) or 935 CMR 501.105(2).
9. Final license is subject to the applicant identifying and informing the Commission of the establishments "Additional Operational Plans for Indoor & Outdoor Marijuana Cultivators" as it relates to Quality Control Samples in accordance with 935 CMR 500.120 (14), whereas a Marijuana Cultivator may provide a Quality Control Sample of Marijuana flower to its employees for the purpose of ensuring product quality and determining whether to make the product available to sell. All Quality Control Samples provided by a Marijuana Cultivator under 935 CMR 500.120(14) shall be assigned a unique, sequential alphanumeric identifier and entered into the Seed-to-sale SOR in a form and manner to be determined by the Commission, and further, shall be designated as "Quality Control Sample."

The applicant has demonstrated compliance with the laws and regulations of the Commonwealth and suitability for licensure. Therefore, the applicant is recommended for provisional licensure.

