

## NEW ENGLAND TREATMENT ACCESS, LLC (MR281240)

### **ESTABLISHMENT OVERVIEW**

1. Name of the Marijuana Establishment:

New England Treatment Access, LLC

2. Address of the Marijuana Establishment:

118 Conz Street, Northampton, MA 01060

3. Type of final license(s) sought (if cultivation, its tier level and outside/inside operation):

Retailer (MR281240)

### **LICENSING OVERVIEW**

4. The licensee was granted provisional license(s) by the Commission for the following Marijuana Establishment license types:
  - a. Retailer in Northampton (approved on July 26, 2018);
  - b. Retailer in Brookline (approved on July 26, 2018); and
  - c. Cultivation and Product Manufacturing in Franklin (approved on July 26, 2018).
5. The licensee has paid all applicable license fees.
6. No new information has been reported to Commission staff regarding the organizational structure of the entity since the issuance of the provisional license(s).
7. No new information has been discovered by Commission staff regarding the suitability of the licensee or the individuals and entities previously disclosed since the issuance of the provisional license(s).

### **INSPECTION OVERVIEW**

8. The initial inspection took place at the facility on September 20, 2018.

9. The licensee's Marijuana Establishment was inspected by Commission staff and found to be in full compliance with the requirements listed in 935 CMR 500.105 through 935 CMR 500.160 as applicable.
10. No evidence was discovered during the inspection(s) that indicated the Marijuana Establishment was not in compliance with all applicable state and local codes, bylaws, ordinances, and regulations.
11. Specific information from Commission staff's inspection is highlighted below:

- a. Security

All people arriving at Marijuana Establishment must enter through the front entrance, where they are greeted by security receptionists and permitted electronic access through the doorway. Persons may not proceed further into the establishment without electronic access clearance through a second glass doorway. Once in the vestibule, security receptionists assess the appropriate identification cards for all individuals. A visitor log is maintained for all outside vendors. All visitors are issued visitor badges and are escorted at all times by licensee's agents authorized to enter limited access areas.

Limited access areas are prohibited for persons except authorized personnel. All doors were locked and could only be unlocked with a radio-frequency identification ("RFID") card. All doors had the appropriate signage indicating they are limited access areas. On the sales floor, each door between the retail counters are secure and cannot be accessed by unauthorized individuals.

The establishment is equipped with panic alarms. The licensee has sufficient camera coverage that is compliant with 935 CMR 500.110. Closed-Circuit television ("CCTV") recordings are kept on redundant array of inexpensive disks ("RAID"), which allows for immediate available storage in event of a disc failure or damage. The camera system produces high quality images. Commission staff tested the system and ensured time and date stamps were accurate, clear video images were displayed in real time, and a still photo may be printed from a video file.

The building may remain fully operational due to their uninterrupted power supply ("UPS") device, acting as a generator in the event of a power outage. The licensee has a primary and back-up alarm system. The licensee's primary security company services include electrical, fire alarm, sprinkler and security services, all of which are inspected and tested monthly.

The licensee did not request any alternative security provisions.

- b. Inventory and Storage

All areas where marijuana is stored were clean with no visible evidence of pests. At present, the licensee produces all of its products in its inventory. Commission staff verified the licensee's plan to

ensure that 35% of its inventory would remain medical-use and be preserved for registered patients. Currently, the licensee monitors medical inventory of all its locations by using the same inventory database.

c. Cultivation Operation (if applicable)

Not applicable.

d. Product Manufacturing Operation (if applicable)

Not applicable.

e. Retail Operation (if applicable)

Upon being granted access to the establishment, patients approach a podium with a stationed employee to ensure proper guidance around the retail operation. The medical-use operation is located on the left side of the sales floor and sells marijuana infused products (“MIPS”), flower, and concentrates to registered patients. The right side of the sales floor will be the adult-use retail operation, which is currently vacant. The sales area is divided by retractable belt-barrier posts. Customers are only granted access to a bathroom, patient consultation room, and the sales area.

The patient consultation area is an enclosed room that is separated from the sales floor. Educational materials are available on the sales floor and in the patient consultation room for both registered patients and adult-use consumers.

f. Transportation

The licensee transportation vehicles are in compliance with 935 CMR 500.105(13). Vehicles are operated by the licensee’s employees who transport all marijuana from the licensee’s Franklin cultivation and product manufacturing operation to both of its retail stores. Vehicles are under surveillance to ensure marijuana products are securely locked.

## **RECOMMENDATION**

Commission staff recommends issuing a final license for the above Marijuana Establishment with the following conditions:

1. The licensee may possess and otherwise acquire marijuana, but shall not dispense, sell, or otherwise transport marijuana to other Marijuana Establishments, or to consumers, until upon inspection, receiving permission from the Commission to commence full operations;
2. The licensee is subject to inspection and audit to ascertain compliance with the requirements listed in 935 CMR 500.105 through 935 CMR 500.160 as applicable;

3. The licensee remains suitable for licensure pursuant to 935 CMR 500.102(1)(a)(2);
4. The licensee shall cooperate with and provide information to Commission investigators, agents, and employees upon request;
5. The licensee shall obtain certification that it is in compliance with or has obtained applicable waivers from the Department of Public Health, as necessary, and provide such certification to the Commission prior to commencing operations;
6. The licensee will submit to the Commission all documents it presently utilizes for agent training purposes;
7. The licensee will submit to the Commission all consumer education material made available to medical-use patients and adult-use consumers, and identify the manner in which it supplies or makes available those materials; and
8. The licensee will present all documents relating to contractual obligations with third-party individuals and entities to investigators for review to ensure compliance with 935 CMR 500.

This recommendation was based on the licensee's demonstrated compliance with the laws and regulations of the Commonwealth, suitability for licensure, and upon the inspection(s) of the licensee's Marijuana Establishment.

Commission staff certify that a due diligence review of the licensee's Marijuana Establishment was performed. As of this date, the licensee has demonstrated compliance with the laws and regulations of the Commonwealth and suitability for licensure. Accordingly, the licensee is recommended for final licensure for the Marijuana Establishment with the previously mentioned conditions.

As part of the approval of these final licenses, the Commission authorizes staff to take all necessary actions to review compliance with the above-referenced conditions and to approve the commencement of operations.