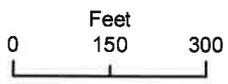


1000' Radius

1004 N UTICA AVE



BOA-22918

14.1



**BOARD OF ADJUSTMENT
CASE REPORT**

STR: 0331

Case Number: **BOA-22918**

CZM: 29

CD: 1

HEARING DATE: 06/09/2020 1:00 PM

APPLICANT: MD Al-Amin

ACTION REQUESTED: Verification of the 1,000 spacing requirement for a medical marijuana dispensary from another medical marijuana dispensary (Section 40.225-D)

LOCATION: 1004 N UTICA AV E, UNIT B

ZONED: CS

PRESENT USE: Vacant

TRACT SIZE: 8002 SQ FT

LEGAL DESCRIPTION: E 80' LT 12 & E 80' LT 13 BLK 1, INGRAM-LEWIS ADDN

STAFF COMMENTS: The applicant is requesting a **Verification** of the 1,000 spacing requirements for a medical marijuana dispensary from another medical marijuana dispensary (Section 40.225-D)

40.225-D A medical marijuana dispensary may not be located within 1,000 feet of another medical marijuana dispensary.

40.225-I The separation distance required under Section 40.225-D must be measured in a straight line between the nearest perimeter walls of the buildings (or portion of the building, in the case of a multiple-tenant building) occupied by the dispensaries. The separation required under Section 40.225-D shall not be applied to limit the location of a medical marijuana dispensary for which a license was issued by the Oklahoma State Department of Health prior to December 1, 2018 for the particular location.

The applicant provided the nearest dispensary as Good Greens, located 1333 N. Utica which is 2,415 ft away.

SAMPLE MOTION:

I move that based upon the facts in this matter as they presently exist, we (**accept/reject**) the applicant's verification of spacing to permit a medical marijuana dispensary subject to the action of the Board being void should another medical marijuana dispensary be established prior to the establishment of this medical marijuana dispensary.



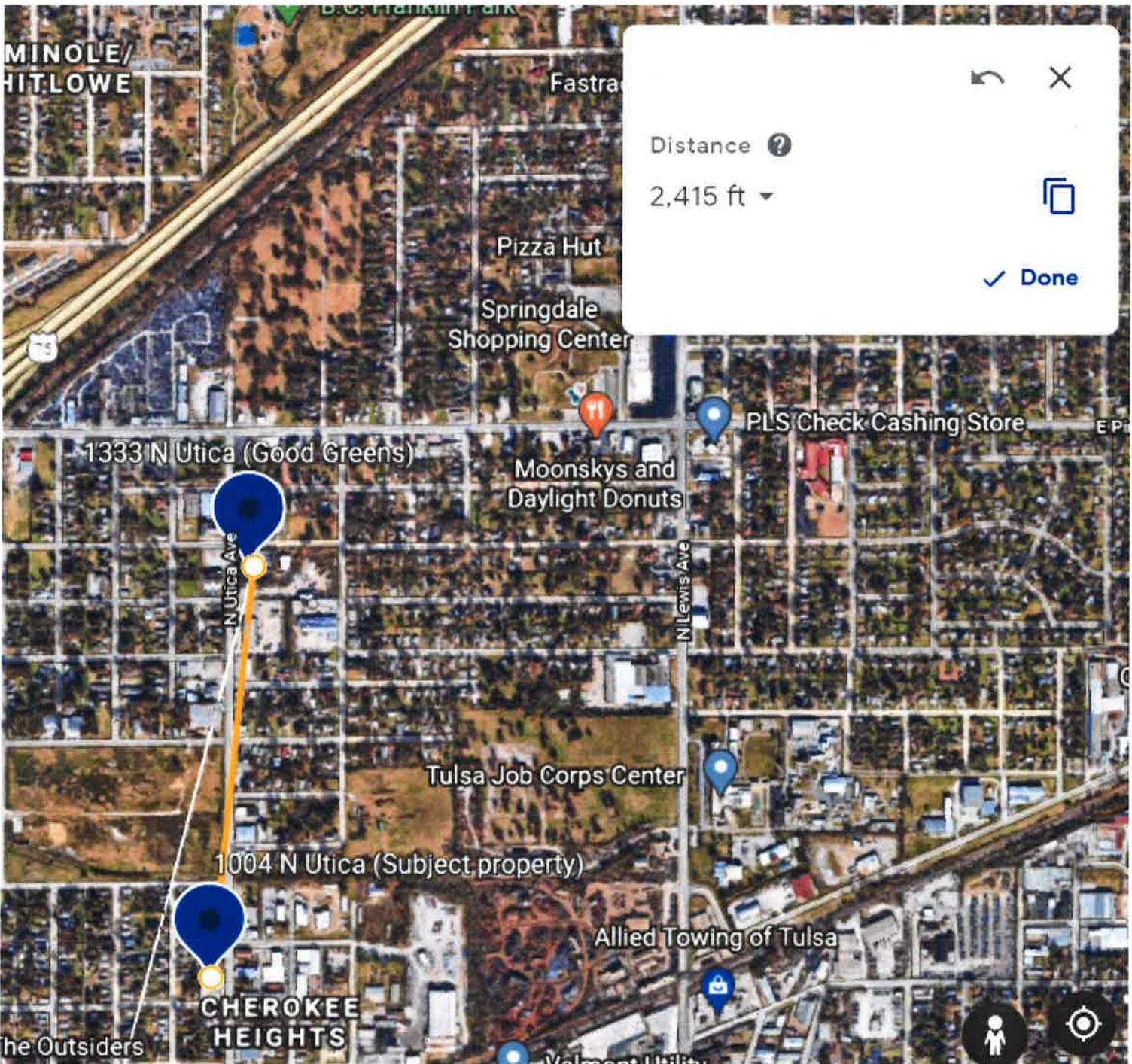
Facing North on Utica



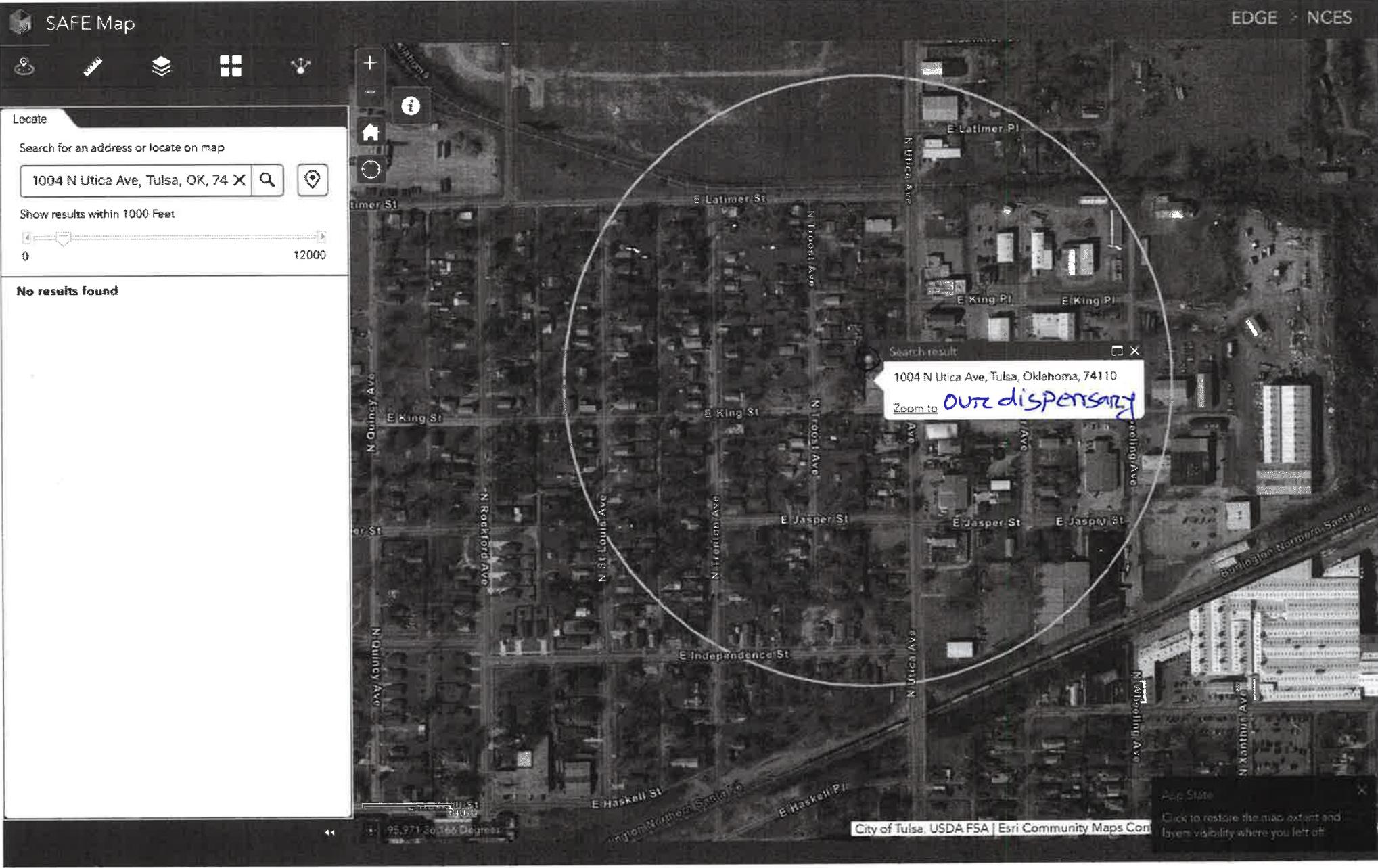
Facing South on Utica



Subject Property



⊗ — good green
mean B
Dispensary



14.6



1000' Radius

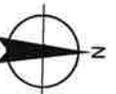
1004 N UTICA AVE

0
150
300
Feet

BOA-22918

Note: Graphic overlays may not precisely align with physical features on the ground

Aerial Photo Date: February 2018



14.7

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