

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

GENE'S GREEN ACRES LLC
d/b/a GENE'S GREEN ACERS
519 S. 1ST STREET
SELAH, WA 98942-1690

LICENSEE

LICENSE NO. 412907
UBI 603-348-618-001-0002

LCB NO. M-25,373

FINAL ORDER OF THE BOARD

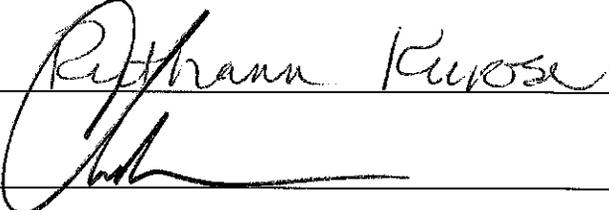
The above-captioned matter coming on regularly before the Board, and it appearing that:

1. The City of Selah submitted a letter dated January 23, 2014 objecting to the above-captioned license application.
2. The Licensing Division of the Liquor Control Board issued a Statement of Intent to Approve Marijuana Retailer License dated October 24, 2014. The City of Selah was not granted a hearing in this matter.
3. The entire record in this proceeding was presented to the Board for final decision, and the Board having fully considered said record and being fully advised in the premises; NOW, THEREFORE, IT IS HEREBY ORDERED that the Statement of Intent to Approve Marijuana Retailer License for case M-25,373 in this matter is ADOPTED.

IT IS HEREBY FURTHER ORDERED that the license applicant for Marijuana Retailer for Gene's Green Acers LLC d/b/a Gene's Green Acers, License Number 412907 is APPROVED

DATED at Olympia, Washington this 4TH day of NOVEMBER, 2014.

WASHINGTON STATE LIQUOR CONTROL BOARD



Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of this Order to file a petition for reconsideration stating the specific grounds on which relief is requested. A petition for reconsideration, together with any argument in support thereof, should be filed by mailing or delivering it directly to the Washington State Liquor Control Board, Attn: Kevin McCarroll, 3000 Pacific Avenue Southeast, PO Box 43076, Olympia, WA 98504-3076, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Board's office. RCW 34.05.010(6). A copy shall also be sent to Mary M. Tennyson, Senior Assistant Attorney General, 1125 Washington St. SE, P.O. Box 40110, Olympia, WA 98504-0110. A timely petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying reconsideration is not subject to judicial review. RCW 34.05.470(5). The filing of a petition for reconsideration is not a prerequisite for filing a petition for judicial review.

Stay of Effectiveness. The filing of a petition for reconsideration does not stay the effectiveness of this Order. The Board has determined not to consider a petition to stay the effectiveness of this Order. Any such request should be made in connection with a petition for judicial review under chapter 34.05 RCW and RCW 34.05.550.

Judicial Review. Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty days after service of the final order, as provided in RCW 34.05.542.

Service. This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).



Washington State
Liquor Control Board

November 6, 2014

Gene Thorpe
Gene's Green Acres LLC
d/b/a Gene's Green Acers
519 S 1st St
Selah, WA 98942-1603

Alan Rathbun,
Licensing Director
WSLCB
PO Box 43098
Olympia, WA 98504-3098

RE: FINAL ORDER OF THE BOARD
APPLICANT: Gene Thorpe, Gene's Green Acres LLC
TRADE NAME: Gene's Green Acers
LOCATION: 521 S 1st St Ste A, Selah, WA 98942-1603
LICENSE NO. 412907
LCB HEARING NO. M-25,373
UBI: 603 348 618 001 0002

Dear Parties:

Please find the enclosed Final Order of the Board and Declaration of Service by Mail in the above-referenced matter.

If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin McCarroll", written over a white background.

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: John Gawlik, Mayor, City of Selah
Becky Smith, Licensing Manager, WSLCB
Mary Henley, Administrative Assistant, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

GENE'S GREEN ACRES LLC
d/b/a GENE'S GREEN ACERS
521 S 1ST ST STE A
SELAH, WA 98942-1603

APPLICANT

LICENSE NO. 412907
UBI NO: 603-348-618-001-0002

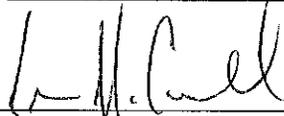
LCB NO. M-25,373

DECLARATION OF SERVICE BY
MAIL

I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-referenced matter to be served on all parties or their counsel of record by US Mail Postage Prepaid via Consolidated Mail Service for applicants and licensees, by electronic mail for WSLCB offices, and Campus Mail via Consolidated Mail Services for state offices on the date below to:

GENE THORPE GENE'S GREEN ACRES LLC d/b/a GENE'S GREEN ACERS 519 S 1 ST ST SELAH, WA 98942-1690	LIQUOR CONTROL BOARD MAIL STOP 43098, LICENSING DIVISION ALAN RATHBUN, LICENSING DIRECTOR
GENE THORPE, GENE'S GREEN ACRES LLC d/b/a GENE'S GREEN ACERS 521 S 1 ST ST STE A SELAH, WA 98942	

DATED this 6th day of November, 2014, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator

**STATE OF WASHINGTON
WASHINGTON STATE LIQUOR CONTROL BOARD**

In the Matter of the Approval of the marijuana license authorizing the privileges as a Marijuana Producer Tier 1/Processor license for:

Gene's Green Acres LLC
Gene's Green Acers
519 S. 1st Street
Selah, WA 98942-1690

Location Address: 521 S. 1st Street, #A
 Selah, WA 98942

License Application No. 412907
UBI No. 603-348-618-001-0002

LCB No. M-25,373

**STATEMENT OF INTENT TO
APPROVE MARIJUANA
PRODUCER TIER 1/PROCESSOR
LICENSE**

The authority of the Washington State Liquor Control Board in this proceeding is based on the provisions of Title 69 Revised Code of Washington (RCW) and Title 314 Washington Administrative Code (WAC).

1. LICENSE HISTORY

1.1 Respondent has not held a marijuana Producer/Processor License.

2. SUMMARY OF RELEVANT FACTS

2.1 The Mayor of Selah submitted timely objection to the license approval for a Producer Tier 1/Processor License for Gene's Green Acers. The objection was based on the local moratorium. The City further objects to the license application because there is a school bus stop directly in front of the proposed location.

2.2 It was found by the Board that issues of local moratoriums are not within the Board's jurisdiction.

2.3 It was found by the Board that a school bus stop is not a restricted entity as defined in RCW 69.50.331(8).

3. RELEVANT AUTHORITY AND CONCLUSIONS

3.1 Consideration of the matters outlined in paragraphs 2.1 through 2.3 are provided under the

provisions of RCW 69.50.331(7).

3.2 Consideration of the matter outlined in paragraphs 2.1 and 2.3 is provided under the provisions of RCW 69.50.331(8).

3.3 Paragraphs 3.1 through 3.2 above each establish a separate and independently sufficient basis for the decision.

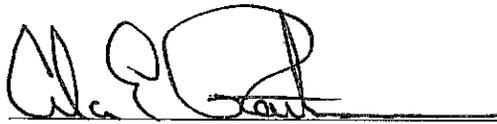
4. REQUEST FOR APPROVAL

The below-signed Licensing and Regulation Division Director for the Washington State Liquor Control Board reviewed the following materials in making this decision:

- Report of Application prepared by MJ Licensing Investigator Jones dated October 6, 2014
- Letter from applicant requesting to move application forward dated September 22, 2014
- City of Selah Ordinance 1924 received by the LCB on January 27, 2014
- LCB Notice to Local Authority dated January 13, 2014

Based on those materials, having concluded as set forth above, intends to approve the Marijuana Producer Tier 1/Producer license of Gene's Green Acers. The City of Selah is not granted an administrative hearing in appeal of this decision.

DATED this 24th day of October, 2014.



Alan E. Rathbun, Director
Licensing & Regulation Division

The Washington State Liquor Control Board has a policy of providing equal access to its services.

This document was mailed to the following people:

The Honorable John Gawlik Mayor of Selah 115 W. Naches Avenue Selah, WA 98942	Gene's Green Acres LLC Gene's Green Acers 519 S. 1 st Street Selah, WA 98942-1690
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