

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

JORDAN KENNETH MICHELSON
d/b/a J AND K CANNABIS
12825 PACIFIC HWY SW
LAKEWOOD, WA 98499

APPLICANT

LICENSE APPLICATION NO. 355804
UBI: 603-089-068-001-0002

LCB NO. M-25,375

FINAL ORDER OF THE BOARD

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

1. The City of Lakewood submitted a letter dated September 30, 2014 opposing the license application of the above-captioned license application based on criminal history of the applicant, proximity of the premises to a City park, and lack of local business license.

2. The Licensing Division of the Liquor Control Board issued a Statement of Intent to Approve Marijuana Retail License dated November 14, 2014. The City of Lakewood 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 Retail License for case M-25,375 in this matter is ADOPTED.

FINAL ORDER OF THE BOARD
LCB NO. M-25,375
J AND K CANNABIS
LICENSE APPLICATION NO. 355804

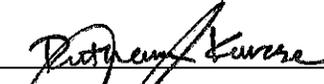
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IT IS HEREBY FURTHER ORDERED that license application for a Marijuana Retail License for Jordan Kenneth Michelson d/b/a J and K Cannabis, License Number 355804 is APPROVED.

DATED at Olympia, Washington this 23 day of December, 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

December 23, 2014

Jordan Kenneth Michelson
d/b/a J and K Cannabis
12837 Pacific Hwy SW
Lakewood, WA 98499-1030

Randy Simmons,
Deputy Director
WSLCB
PO Box 43080
Olympia, WA 98504-3080

RE: FINAL ORDER OF THE BOARD
APPLICANT: Jordan Kenneth Michelson
TRADE NAME: J and K Cannabis
LOCATION: 12825 Pacific Hwy SW, Lakewood, WA 98499-1030
LICENSE APPLICATION NO. 355804
LCB HEARING NO. M-25,375
UBI: 603 089 068 001 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".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Don Anderson, Mayor of Lakewood
Becky Smith, Marijuana Licensing Manager, WSLCB
Kim Gabbard, Marijuana Licensing Supervisor, WSLCB
Mary Henley, Marijuana Licensing Administrative Assistant, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

JORDAN KENNETH MICHELSON
d/b/a J AND K CANNABIS
12825 PACIFIC HWY SW
LAKEWOOD, WA 98499-1030

APPLICANT

LICENSE APPLICATION NO. 355804
UBI: 603 089 068 001 0002

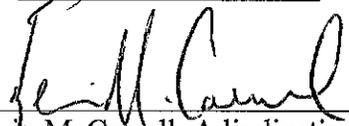
LCB NO. M-25,375

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:

JORDAN KENNETH MICHELSON d/b/a J AND K CANNABIS 12837 PACIFIC HWY SW LAKEWOOD, WA 98499-1030	RANDY SIMMONS, DEPUTY DIRECTOR WSLCB
JORDAN KENNETH MICHELSON d/b/a J AND K CANNABIS 12825 PACIFIC HWY SW LAKEWOOD, WA 98499-1030	

DATED this 23rd day of December, 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 Retailer license for:

Jordan Kenneth Michelson
d/b/a J and K Cannabis
12837 Pacific Hwy SW
Lakewood, WA 98499

Location Address: 12825 Pacific Hwy SW
Lakewood, WA 98499-1030

License Application No. 355804
UBI No. 603-089-068-001-0002

LCB No. M-25,375

**STATEMENT OF INTENT TO
APPROVE MARIJUANA RETAIL
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 Retail License.

2. SUMMARY OF RELEVANT FACTS

2.1 The Mayor of Lakewood submitted a timely objection to the license approval for a marijuana retail license for J and K Cannabis. The objection was based on the presence of a park within 1000 feet of the applicant's proposed location. The City did not provide an address or pictures of the amenities at the park, only a screen shot of the county assessor's page identifying the parcel of the park. The City declined the opportunity to provide additional information to demonstrate the land's usage as a park as defined by I-502 rules.

2.2 It was found by the Board that the park is not listed on the City's website. The Parks Department indicates that this is a new park which does not have any equipment to meet the rest and/or recreation requirement of the rules. Phone contact was made with the County Assessor's office and they do not have a tax parcel number for this park to show ownership by the City.

3. RELEVANT AUTHORITY AND CONCLUSIONS

3.1 Consideration of the matters outlined in paragraphs 2.1 through 2.2 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 Consideration of the matter outlined in paragraphs 2.1 and 2.3 is provided under the provisions of WAC 314-55-010.
- 3.4 Paragraphs 3.1 through 3.3 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 Lynch dated October 2, 2014
- Letter to Local Authority dated September 10, 2014
- Letter from the City of Lakewood dated September 30, 2014
- Map showing park location, undated but provided by City of Lakewood
- Emails between LCB and City of Lakewood dated October 2, 2014 and October 23, 2014

Based on those materials, having concluded as set forth above, intends to approve the Marijuana Retail License of J and K Cannabis. The City of Lakewood is not granted an administrative hearing in appeal of this decision.

DATED this 14th day of November, 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 Don Anderson Mayor of Lakewood 6000 Main Street SW Lakewood, WA 98499-5027	Jordan Kenneth Michelson d/b/a J and K Cannabis 12837 Pacific Hwy SW Lakewood, WA 98499
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