

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

NW ARTIFACTS LLC  
d/b/a NW ARTIFACTS  
5775 SOUNDVIEW DR STE 103A  
GIG HARBOR, WA 98335

APPLICANT

LICENSE APPLICATION NO. 413812  
UBI: 603-354-859-001-0001

LCB NO. M-25,377

FINAL ORDER OF THE BOARD

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

1. The City of Gig Harbor submitted a letter dated May 20, 2014, opposing the above-captioned license application for being within 1,000 feet of an adjacent school site.
2. The Licensing Division of the Liquor Control Board issued a Statement of Intent to Approve Marijuana Retailer License dated November 14, 2014. The City of Gig Harbor 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-25,377 in this matter is ADOPTED.

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IT IS HEREBY FURTHER ORDERED that license application for a Marijuana Retailer License for NW Artifacts LLC d/b/a NW Artifacts, License Number 413812 is APPROVED.

DATED at Olympia, Washington this 31<sup>st</sup> day of DECEMBER, 2014.

WASHINGTON STATE LIQUOR CONTROL BOARD

  
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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

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December 4, 2014

Mark Nelson,  
Attorney for Applicant  
Davies Pearson P.C.  
PO Box 1657  
Tacoma, WA 98401-1657

William Banks  
NW Artifacts LLC  
d/b/a NW Artifacts  
5775 Soundview Dr Ste 103A  
Gig Harbor, WA 98335-2221

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

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**RE: FINAL ORDER OF THE BOARD**  
**APPLICANT: NW Artifacts LLC**  
**TRADE NAME: NW Artifacts**  
**LOCATION: 5775 Soundview Dr Ste 103A, Gig Harbor, WA 98335-2221**  
**LICENSE NO. 413812**  
**LCB HEARING NO. M-25,377**  
**UBI: 603-354-859-001-0001**

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,

Kevin McCarroll  
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Jill Guernsey, Mayor of Gig Harbor  
Becky Smith, Licensing Manager, WSLCB  
Kim Gabbard, Licensing Supervisor, WSLCB  
Mary Henley, Administrative Assistant, WSLCB

PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602 [www.liq.wa.gov](http://www.liq.wa.gov)

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NW ARTIFACTS LLC  
d/b/a NW ARTIFACTS  
5775 SOUNDVIEW DR STE 103A  
GIG HARBOR, WA 98335-2221

APPLICANT

LICENSE APPLICATION NO. 413812  
UBI NO: 603-354-859-001-0001

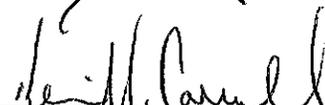
LCB NO. M-25,377

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:

MARK NELSON, ATTORNEY FOR APPLICANT DAVIES PEARSON P.C. PO BOX 1657 TACOMA, WA 98401-1657	LIQUOR CONTROL BOARD RANDY SIMMONS, DEPUTY DIRECTOR
WILLIAM BANKS NW ARTIFACTS LLC d/b/a NW ARTIFACTS 920 FAWCETT AVE TACOMA, WA, 98402-5697	WILLIAM BANKS NW ARTIFACTS LLC d/b/a NW ARTIFACTS 5775 SOUNDVIEW DR STE 103A GIG HARBOR, WA 98335-2221

DATED this 4<sup>th</sup> 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 Retail license for:

NW Artifacts LLC  
NW Artifacts  
5775 Soundview Drive STE 103A  
Gig Harbor, WA 98335

Location Address:

5775 Soundview Drive STE 103A  
Gig Harbor, WA 98335

License Application No. 413812  
UBI No. 603-354-859-001-0001

LCB No. M25,377

**STATEMENT OF INTENT TO  
APPROVE MARIJUANA  
RETAILER 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 Gig Harbor submitted a timely objection to the license approval for a Marijuana Retail License for NW Artifacts. The objection was based on a local moratorium. The objection was also based on the applicant's proposed location being within 1000 feet of the Community Transitions Program.
- 2.2 The Board found that local moratoriums are not within the Board's jurisdiction.
- 2.3 The Board found that the Community Transitions Program is a program that supports young adults as they transition to life after high school. It is publically owned and funded and is not registered with the Office of the Superintendent of Public Instruction.

### 3. RELEVANT AUTHORITY AND CONCLUSIONS

- 3.1 Consideration of the matters outlined in paragraph 2.1 is provided under the provisions of RCW 69.50.331(7).
- 3.2 Consideration of the matters outlined in paragraphs 2.1 and 2.3 is provided under the provisions of RCW 69.50.331(8) and WAC 314-55-010(21).
- 3.3 Paragraphs 3.1 through 3.2 above each establish a separate and independently sufficient basis for the decision.

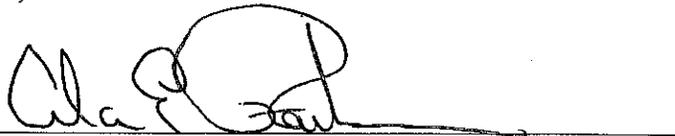
### 4. REQUEST FOR APPROVAL

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 Licensing Investigator Lynch dated October 14, 2014
- Letter to Local Authority dated May 14, 2014
- Local Ordinance 1301 provided by City of Gig Harbor
- Letter from Mayor of Gig Harbor dated May 20, 2014
- Letter from Attorney Mark Nelson (with exhibits) dated June 4, 2014

Based on those materials, having concluded as set forth above, intends to approve the Marijuana Retail License of NW Artifacts. The City of Gig Harbor is not granted an administrative hearing in appeal of this decision.

DATED this 14<sup>th</sup> 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 Jill Guernsey Mayor of Gig Harbor 3510 Grandview Street Gig Harbor, WA 98335	NW Artifacts LLC NW Artifacts 5775 Soundview Drive STE 103A Gig Harbor, WA 98335
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