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CANNABIS COMPLIANCE BOARD

STATE OF NEVADA

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HON. MICHAEL DOUGLAS
Chair

TYLER KLIMAS
Executive Director

September 1, 2022

The City of Las Vegas

*Via Certified Mail : 7019 2280 0002 0378 5815,
First Class-U.S. Mail, and email*

*Via Certified Mail : 7019 2280 0002 0378 5822,
First Class-U.S. Mail, and email*

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City of Las Vegas, City Council

c/o LuAnn Holmes, City Clerk
Las Vegas City Hall
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ldholmes@lasvegasnevada.gov

Dear Mr. Scott & The City of Las Vegas, City Council:

This correspondence is in follow up to prior correspondence the Cannabis Compliance Board (the “CCB”), sent to The City of Las Vegas’ City Manager, Jorge Cervantes, dated September 15, 2021, regarding Assembly Bill (“AB”) 341, which authorized the CCB to license cannabis consumption lounges in Nevada.

It has been brought to the CCB’s attention that, as of the date of this correspondence, the Las Vegas Municipal Code, **Chapter 6.96 - Social Use Venues (Marijuana)**, allows for The City of Las Vegas to license cannabis consumption lounges, termed “Social use venues” in the Las Vegas Municipal Code, in The City of Las Vegas. However, other provisions in the Las Vegas Municipal Code provide the following:

6.95.020 - Definitions.

Unless the context otherwise requires, the scope of all words in this Chapter shall be liberally construed in order to effectuate the purpose of this Chapter, and, in particular, the following words shall have the meaning ascribed to them as follows:

...

"Adult-use cannabis establishment" has the meaning ascribed to it in NRS Chapter 678A and means an adult-use cannabis independent testing laboratory, an adult-use cannabis cultivation facility, an adult-use cannabis production facility, an adult-use cannabis retail store, or an adult-use cannabis distributor.

(Ord. No. 6750, § 3, 9-16-20)

(emphasis added)

6.95.110 - Establishments—General requirements and restrictions.

...

(C) A medical cannabis establishment or **adult-use cannabis establishment** may not allow **the use, smoking, ingestion or consumption of any cannabis, edible cannabis, or cannabis-infused product on the licensed premises.**

(Ord. No. 6750, § 12, 9-16-20; Ord. No. 6620, § 13, 5-16-18; Ord. No. 6579, § 9, 5-17-17;
Ord. No. 6520, § 6, 4-6-16; Ord. No. 6324, § 1, 6-4-14)
(emphasis added)

As noted above, in 2021, the Nevada Legislature passed AB 341, authorizing the CCB to license cannabis consumption lounges in Nevada and revising the definition of “Adult-use cannabis establishment”¹ to include “Retail cannabis consumption lounges” and “Independent cannabis consumption lounges.” See NRS 678B.322-328, NRS 678D.455-480, & NRS 678A.035(6)-(7).

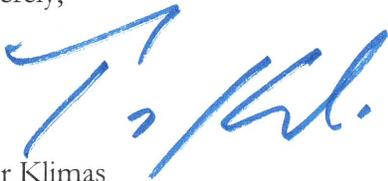
Please be advised, given the above quoted provisions appear to conflict with the apparent intent behind **Chapter 6.96 - Social Use Venues (Marijuana)**, the CCB seeks specific clarification from a person authorized to bind The City of Las Vegas regarding its intent to amend the quoted provisions in its Municipal Code.

Absent the receipt of the executed Response Form by **Friday, September 9, 2022**, the CCB will keep The City of Las Vegas as an available location in the application for this initial 2022 cannabis consumption lounge licensing round.

Please be advised that this correspondence and the executed Response Form will be public documents and shall be published on the CCB’s website for the sake of clarity and transparency.

Thank you for your attention to this matter, and please do not hesitate to contact me directly at (702) 486-0606, or by email at tklimas@ccb.nv.gov with any questions.

Sincerely,



Tyler Klimas
Executive Director
Nevada Cannabis Compliance Board

CC:

Mayor Carolyn G. Goodman
officeofthemayor@lasvegasnevada.gov

Jorge Cervantes, City Manager
jcervantes@lasvegasnevada.gov

Attachments:

Response Form For The City of Las Vegas For The CCB’s 2022 Cannabis Consumption Lounge Licensing Round

¹ “Marijuana Establishment” under NRS 453D.030(11) was replaced with “Cannabis establishment” under NRS 678A.095, which includes “Adult-use cannabis establishment” under NRS 678A.035.

