

OPRA request - Documents relating to the application for a Cannabis establishment in Neptune City

1 message

Arlene Sciarappa <opra+request-36798-7a9855cb@requests.opramachine.com>

Sat, Nov 26, 2022 at 3:30 PM

To: OPRA requests at Neptune City Borough <Clerk@neptunecitynj.com>

Dear Neptune City Borough,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

1. Copy minutes/ emails/ discussion of the sign-off by the Borough Cannabis Advisory Committee and authorized by the Borough's governing body regarding the selection of Ivy Hall and Shipwreck'd LLC approving their license applications/proposals for a cannabis establishment in Neptune City.
2. Copy of the proof that the applicants have or will have lawful possession of the premises proposed form the cannabis establishment.
3. Copy of proof of financial capability of applicants to open and operate the cannabis establishment.
4. In the event there are multiple applicants, proof that the Borough Administrator evaluated all applicants based upon the criteria set in the town ordinance, in particular the applicants proposal for the physical presence of the business, including the site's ability to meet parking regulations.
5. The applicants' environmental impact and sustainability plan.
6. Applicant's demonstrated commitment...to a "local program in collaboration with organizations committed to the well-being of residents."
7. Copies of the notification of award and conditional municipal license necessary to pursue a State permit or license for said applicants.
8. Names of the applicants who have resided in the State of NJ for 2 or more years.
9. In the event there are multiple applicants for a license, the Borough Administrator shall evaluate all applicants and issue a notification of the award. Please provide Minutes/email correspondence between the business administrator of Neptune City and any applicants including but not limited to East Coast Cannabis (Ryan Ward) trading as Shipwreck'd LLC and World of Weed (David Berger) trading as Ivy Hall regarding their proposal to establish a Class 5 cannabis dispensary in Neptune City.

Yours faithfully,

Arlene Sciarappa
arlenesciarappa@gmail.com**RECEIVED**
NOV 28 2022

BY: 12-07-2022

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-36798-7a9855cb@requests.opramachine.com

Is Clerk@NeptuneCityNJ.com the wrong address for OPRA requests to Neptune City Borough? If so, please contact us using this form:

https://opramachine.com/change_request/new?body=neptune_city_borough

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

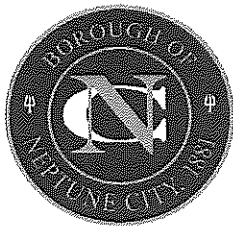
<https://opramachine.com/help/officers>

View this OPRA request & responses online:

https://opramachine.com/request/documents_relating_to_the_applic

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's



Borough of
Neptune City
106 West Sylvania Avenue
Neptune City, New Jersey 07753
732-776-7224
clerk@neptunecitynj.com

December 5, 2022

Arlene Sciarappa
opra+request-36798-7a9855cb@requests.opramachine.com

Dear Ms. Sciarappa:

The Borough of Neptune City received your OPRA request for records on Monday, November 28, 2022, the official Records Custodian C. DiCorcia Williams, received your request on Monday, November 28, 2022. As such, the seven (7) business day deadline to respond to your request is December 5, 2022. This response to your request is being provided to you on the 5th business day after the custodian's receipt of said request.

Your OPRA request sought access to the following: "1. Copy minutes/ emails/ discussion of the sign-off by the Borough Cannabis Advisory Committee and authorized by the Borough's governing body regarding the selection of Ivy Hall and Shipwreck'd LLC approving their license applications/proposals for a cannabis establishment in Neptune City. 2. Copy of the proof that the applicants have or will have lawful possession of the premises proposed form the cannabis establishment. 3. Copy of proof of financial capability of applicants to open and operate the cannabis establishment. 4. In the event there are multiple applicants, proof that the Borough Administrator evaluated all applicants based upon the criteria set in the town ordinance, in particular the applicants proposal for the physical presence of the business, including the site's ability to meet parking regulations. 5. The applicants' environmental impact and sustainability plan. 6. Applicant's demonstrated commitment...to a "local program in collaboration with organizations committed to the well-being of residents." 7. Copies of the notification of award and conditional municipal license necessary to pursue a State permit or license for said applicants. 8. Names of the applicants who have resided in the State of NJ for 2 or more years. 9. In the event there are multiple applicants for a license, the Borough Administrator shall evaluate all applicants and issue a notification of the award. Please provide Minutes/email correspondence between the business administrator of Neptune City and any applicants including but not limited to East Coast Cannabis (Ryan Ward) trading as Shipwreck'd LLC and World of Weed (David Berger) trading as Ivy Hall regarding their proposal to establish a Class 5 cannabis dispensary in Neptune City".

LIST OF ALL RECORDS RESPONSIVE TO YOUR REQUEST (included the number of pages for each record)	List of all records provided, with redactions, or denied in their entirety.	If records are disclosed with redactions, give a general nature description of the redactions.	If records were denied in their entirety, give a general nature description of the record.	List the legal explanation and statutory citation for the denial of access to records in their entirety or with redactions.
Item 1: Response – 15 pages Council Meeting Minutes	Cannabis Advisory Committee e-mails	Redacted link to application information		Proprietary commercial or financial information, Security Information, Information would give advantage to competitors
Item 2: Response – 14 pages	Proof of premises possession	Redactions to nonresponsive information		
Item 3: Response – 19 pages	Proof of financial capability	Redacted personal banking information and business model information		Proprietary commercial or financial information, Security Information, Information would give advantage to competitors
Item 4:			No documents responsive to request	
Item 5: Response – 18 pages	Environmental Impact and Sustainability plans	Redactions to nonresponsive information		Proprietary commercial or financial information

Item 6: Response – 12 pages Demonstration of commitment to local program...				
Item 7: Response – 4 pages	E-mail and Resolution			Personal e-mail addresses
Item 8:			No documents responsive to request	
Item 9:			No documents responsive to request	

These records are being transmitted to you via OPRA MACHINE, as per your request. Pursuant to N.J.S.A. 47:1A-5. b., the cost associated with this request is \$0.00

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the Borough of Neptune City to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ, 08625, by e-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,



Corinne DiCorcia Williams, RMC
Borough Clerk