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12/11/18
Via email

WHISK & JANE LLC

ERICCA KENNEDY

December 11, 2018

New Bedford City Council President Linda Morad
CC: The New Bedford City Council
308 William St.
New Bedford, MA 02740

RE: Cannabis Zoning Appeal

Dear City Council President Linda Morad and the Council Members,

We request an immediate repeal of the decision to deny our zoning request to establish a premier recreational cannabis multi-purpose facility at 161 Popes Island, New Bedford, MA. We have been vocal since July 2018 in regards to our concerns pertaining to the city ordinance in relation to the state buffer zone laws. The state has established a mandated 500ft buffer zone between K-12 schools and cannabis businesses ONLY (excluded are residential areas, parks, churches, day cares, cemeteries, monuments, memorials, etc...). We are seeking an appeal of the decision implemented by Danny Romanowicz to deny our request to operate recreational cannabis businesses from 161 Popes Island. We believe the zoning ordinance established by the New Bedford City Council will impose an unnecessary hardship on our ability to open and operate a sustainable business (in a high volume area). Under our Economic Empowerment Certification with the Massachusetts Cannabis Control Commission the guidelines suggest that areas of disproportionately effected communities can not have any restrictions imposed on them that will make the process of opening harder. By New Bedford imposing zoning bylaws that supersede the stipulations outlined by the state it is doing a grave disservice to the spirit in which our EEC was granted by the state, our potential business as well as the community who voted to legalize the adult recreational cannabis market.

On 10/17/18 we submitted certified letters to all abutters within 300ft of 161 Popes Island; which included a package submitted to The City of New Bedford, Marine Park, 131 William St., New Bedford, MA 02740 (additionally notice was submitted to the City of New Bedford Planning Board, City Clerks Office as well as to the Honorable Mayor Jon Mitchell). We did not receive formal or informal opposition from any department to the location. It was our understanding of the Marine Park that it was

PO BOX 757 WAREHAM, MA 02571 WHISKANDJANE@GMAIL.COM

simply used as a city owned parking lot; as the verbiage on the sign says "Popes Island Marina (please see attached photograph)." Our business will not operate in such a way as to interfere with the Popes Island Marina (as it is additionally listed on the City of New Bedford site when a google search is performed as well as from the Popes Island Marina website and the Destination New Bedford webpage; please see attached).

We ask that the Honorable Members of the New Bedford City Council honor the cities representation of the Popes Island Marina (boat slip cost begins at \$90 per foot) and do not unjustly impose the zoning ordinance as pertains to parks and playgrounds. Moreover, we ask that the city hold steadfast to the commitment made during the Cannabis Licensing and Zoning Board meeting (10/22/18) where it was discussed that the city of New Bedford would take into consideration the states EEC program as New Bedford is one of the 29 disproportionately effected communities listed by the states Cannabis Control Commission.

Thank you for your consideration and we look forward to working with New Bedford as we establish the premier recreational cannabis facility.

Sincerely yours,

Ericca Kennedy

6:17

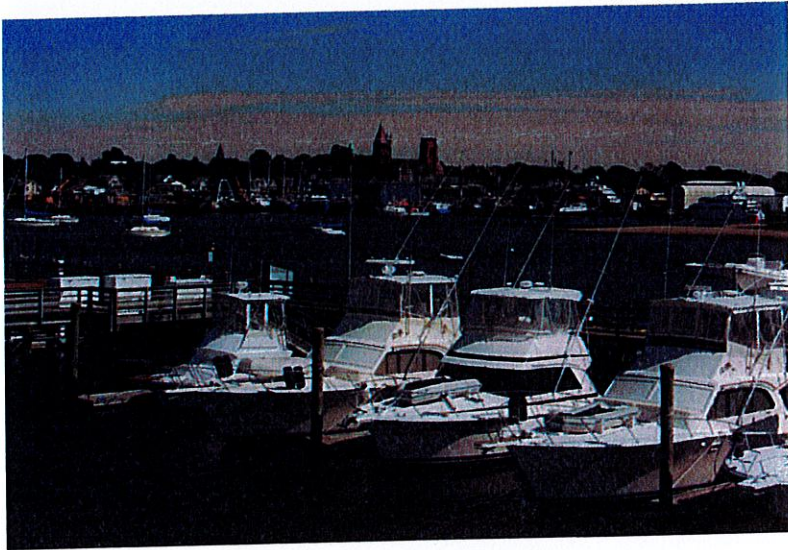
LTE

destinationnewbedford.org

destination newbedford



exploration of New Bedford Harbor in 1602. The island was...
[click for more details](#)

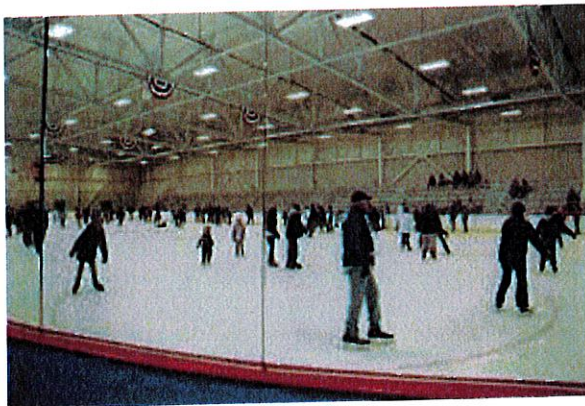


Pope's Island Marina

102 Pope's Island | New Bedford, MA 02740

| [508-979-1456](#) | [Visit Website](#)

Are you planning to drop anchor in New Bedford and need an overnight berth? Contact the City of New Bedford's Pope's Island Marina [click for more details](#)



Stephen H. Hotland Memorial

6:17

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New Bedford Harbor Development Commission

[508-961-3000](#) | [Visit Website](#)

The Port of New Bedford is a deep-water port with depths of 30 feet and features a hurricane barrier that makes the harbor one of the safest havens on the eastern seaboard. Services and amenities include:

Eight marinas with state-of-the art services

Transient dockage and moorings

Launch service to New Bedford waterfront available

Pump out facilities

Shower, laundry and conference room facilities

Dock side water and electricity available

Security 24 hours a day

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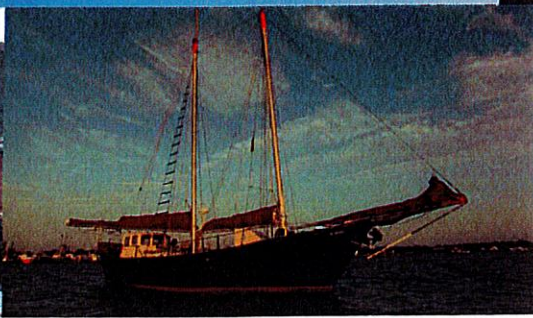
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pope's island marina | (508) 979-1456
Slips Available - \$90 per foot

pope's island marina - a great deal on buzzards bay!

For only \$90 a foot, you'll enjoy:

- Access to the freshest & lowest-priced fuel
- Quick rides to the best fishing
Cutlyhunk | Quicks Hole | Sow & Pigs | Martha's Vineyard
- Short sails to picture-perfect harbors - Hadley, Quissett & Vineyard Haven
- Conveniently located - close to major highways I-495 and Routes 24 & 140
- All the amenities:
 - Water & Power - 30,000 AMP Service
 - Spolless Showers & Restrooms
 - Ice, Laundry & Free WiFi
 - Picnic Area & Gas Grills
 - Free Pump-out Service
 - Launch Service to Historic Downtown Available

With 198 slips and plenty of parking, Pope's Island Marina is a welcoming community for seasonal and transient boaters alike!

<https://www.popesislandmarina.com/>

See the location of the Pope's Island Marina.

Contact [Penoy Raimondo](#) - For more information



powered by DockWise

marina rates

Seasonal Slips - \$90.00 per foot per season (April 15 - October 31)

Transient Slips - \$2.75 per foot per day

about the marina

Renovated in 2006, the Marina has a timber "T-Pier" structure with a system of floating docks. Pope's Island Marina is located on the south side of Pope's Island and enjoys a well protected spot inside the Hurricane Barrier, in the Upper Harbor, east of the New Bedford/Fairhaven Bridge.

From April through September, Marina staff monitors Channels 9.

Channel 16 serves as an emergency channel and is monitored by the Coast Guard.

Our friendly Marina staff and Harbor attendants are here to help make your stay enjoyable. Our Welcome to New Bedford Harbor brochure has an inner Harbor map with a list of services and Harbor contacts. It features a pedestrian map for visiting the historic Downtown, attractions and the New Bedford Whaling National Historical Park. If you can't find what you need, just ask!
<https://www.popesislandmarina.com/>

<https://www.popesislandmarina.com/>

New Bedford Port Authority... we're working for you! (508) 251-3000 Contact Us

New Bedford Weather Forecast, MA (02745)

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NEWSLETTER SIGNUP
 Stay up to date with the latest news from the Port of New Bedford. We will never release or redistribute your address. Promise.

Name: _____





IN CITY COUNCIL, December 13, 2018

Referred to the Special Committee on Licensing and Zoning for Cannabis.

Dennis W. Farias, City Clerk

a true copy attest:

City Clerk