



# *City of New Bedford*

IN COMMITTEE

December 06, 2022

The Honorable City Council  
133 William Street  
New Bedford, MA 02740

Dear Honorable Members of the City Council:

The Special Committee on Cannabis Regulation and Host Community Agreements Review at a Meeting held on Thursday, November 17, 2022, considered a COMMUNICATION, Councillor Gomes, submitting copies of letters from and to Whisk & Jane LLC and the New Bedford Port Authority, regarding Public Records Request of the Port Authority's Denial of Whisk & Jane LLC's multipurpose recreational cannabis facility at 161 Pope's Island, New Bedford, MA (Ref'd 01/24/19).

On motion by Councillor Burgo and seconded by Councillor Lima, the Committee VOTED: To recommend that the City Council take "No Further Action" on the COMMUNICATION, Councillor Gomes, submitting copies of letters from and to Whisk & Jane LLC and the New Bedford Port Authority, regarding Public Records Request of the Port Authority's Denial of Whisk & Jane LLC's multipurpose recreational cannabis facility at 161 Pope's Island, New Bedford, MA. This motion passed on a voice vote.

IN SPECIAL COMMITTEE ON CANNABIS  
REGULATION AND HOST COMMUNITY  
AGREEMENTS REVIEW

*Ryan J. Pereira*

Councillor Ryan J. Pereira, Vice-Chairman

RJP/at



NEW BEDFORD  
PORT AUTHORITY

52 Fisherman's Wharf TEL (508) 961-3000  
New Bedford, MA 02740 FAX (508) 979-1517  
WWW.PORTOFNEWBEDFORD.ORG

Whisk & Jane LLC  
PO Box 757  
Wareham, MA 02571  
Attention: Erica Kennedy

RE: Public Records Request Denial of Whisk & Jane LLC to establish a premiere multi-purpose recreational cannabis facility at 161 Pope's Island, New Bedford, MA

Dear Ms. Kennedy:

It was the sincere pleasure of the Port Director and me to meet you on January 11, 2018. I hope our meeting with you was informative. As we advised during that meeting, the Commonwealth of MA Department of Environmental Protection makes the decisions regarding property issues within Designated Port Areas, which includes the subject site at 161 Popes Island, New Bedford, MA.

The NBPA does not have any documents that are responsive to your request. If I can be of further assistance please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, reading "Pamela Lafreniere".

Pamela Lafreniere  
General Counsel

ERICCA KENNEDY

## WHISK & JANE LLC

January 11, 2019

Fisheries Director In-House Counsel Pamela F. Lafreniere

CC: Port Director and NBPA Executive Director Edward C. Anthes-Washburn

CC: The Honorable Mayor Jon Mitchell

CC: City Council President Linda Morad and Members of the New Bedford City Council

**RE: The Denial of Whisk & JANE LLC to establish a premier multi-purpose recreational cannabis facility from 161 Popes Island, New Bedford**

Dear Counsel Lafreniere,

First I would like to thank Ed and yourself for taking the time to meet with me today to address the "denial" issued by the Port Authority for Whisk & JANE LLC as it pertains to the establishment of our adult recreational use cannabis businesses - to be located at 161 Popes Island. As it was stated on the New Bedford City Council record (1/10/19) Councilor Giesta said the Port Authority has denied our building request. Whisk & JANE LLC adamantly opposes the statement made by Councilor Giesta and believes she intentionally misrepresented (what we believe to be) communications from the NBPA that were submitted by New Bedford Tax Attorney Blair Bailey (ref. 12/19/18 cannabis meeting) as they relate to Ma. Gen. Law 91 and knowingly distorted the context of the law/guidance provided (as we are within our legal right to file for a Chapter 91 license if concluded to be necessary) to further impede our process and tarnish our positive momentum within the community (as we have presented a solid plan to incorporate the fishing community and will further present our expanded plan to ensure we are compliant with all legitimate marine industrial regulations as they pertain to our businesses). Per our discussion today I believe that the New Bedford Port Authority in no way issued such a decision on the establishment of Whisk & JANE LLC and its subsidiaries from operating recreational cannabis businesses from 161 Popes Island, New Bedford - as they do not have the authorization to perform any such duties. Under Ma. Ch. 66 Sec. 10 we request the New Bedford Port Authority immediately submit to Whisk & JANE LLC a formal copy of the "Denial" referenced by Councilor Giesta on 1/10/19 and issued by the NBPA as it pertains to the establishment of our proposed recreational cannabis businesses (to be located at 161 Popes Island, New Bedford).

Thank you,

Ericca Kennedy