GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OFFICE OF THE ZONING ADMINISTRATOR

September 29, 2011

VIA EMAILED PDF

Jennifer Brunenkant
Herbal Alternatives, LLC
805 15th Street NW, Suite 510
Washington, D.C. 20005

RE: 2170 24th Place NE Washington DC (Square: 4258, Lot: 0811)

Dear Ms. Brunenkant:

This letter confirms my office's review of your proposed medical marijuana cultivation center to be located at 2170 24th Place NE in Washington, D.C. ("the Property"). My analysis included applying the zoning regulations set forth in Title 11 of the District of Columbia Municipal Regulations (DCMR) and the medical marijuana regulations set forth in Title 22, Subtitle C of the DCMR (these regulations were adopted, on emergency basis, by the Mayor on August 10, 2011 and were published in the *D.C. Register* on August 12, 2011 (58 D.C.R. 7207)).

After reviewing the District's zoning map, I found that the Property is zoned C-M-2, which denotes the District's Commercial Manufacturing zone. Under the D.C. zoning regulations, specifically 11 DCMR § 801.7(j), a property zoned C-M-2 permits "any light manufacturing" uses. As the Zoning Administrator, I interpret the zoning regulations on a case-by-case basis. As such, I have determined that a medical marijuana cultivation center is permitted in a C-M-2 zone.

Under 22C DCMR §§ 5201.1 and 5403.2, a medical marijuana cultivation center shall not be located "within three hundred feet (300 ft) of a preschool, primary or secondary school, or recreation center." My office independently researched the District's Geographic Information System and found no identified preschools, primary or secondary schools, or recreation centers within a 300-foot radius of the Property's lot lines.

Therefore, based on the medical marijuana and zoning regulations, your representations, and my office's independent research, I conclude that your proposed medical marijuana cultivation center at the Property is allowed as a matter of right use. As you are aware, this use is subject to the licensing requirements of the D.C. Department of Health, which administers and regulates the medical marijuana program.

Please feel free to contact me at matthew.legrant@dc.gov if you have any questions.

Sincerely,

Matthew Le Grant

Matthew Le Grant

File: Det Let re 2170 24th St NE to Brunenkant HA LLC 9-29-2011