

**Memorandum of Understanding
Between Top Shelf Herbs of Alaska LLC
and Spenard Community Council
Effective Date: 20 December 2019**

This Memorandum of Understanding (hereafter "Agreement") is hereby entered into by and between **Spenard Community Council** and **Top Shelf Herbs of Alaska LLC** (hereafter identified by name or as "Operator"), an applicant for a municipal marijuana retail license to be located at 901 Photo Avenue, Suite A, Anchorage, Alaska, 99503.

WHEREAS, the Community Council has a vested interest in ensuring this Operator represents the best interests of the community council area; and

WHEREAS, Top Shelf Herbs of Alaska LLC has applied for local and state licensing for a new retail business within the community council area; and

WHEREAS, the Community Council and Top Shelf Herbs of Alaska LLC have a long-term interest in fostering a mutually beneficial relationship to address communication and problem solving; and

WHEREAS, this Agreement is intended to satisfy neighborhood responsibility planning requirements in municipal code;

Now, therefore, the parties agree as follows:

Agreement Basics

1. The point of contact for Top Shelf Herbs of Alaska LLC is:

Chism Leimbach
Phone: (864) 363-7238
Email: chismleimbach@yahoo.com

Contact may be outside of store hours if necessary to address issues as they arise. Changes to the point of contact or contact information shall be promptly shared with the Community Council.

2. The point of contact for the Spenard Community Council is the council president.

Jay Stange
Phone: (917) 601-3165
Email: spenardcc@gmail.com

3. The Operator shall demonstrate engagement with the community council and the residents and property owners within 500 feet of the proposed business location on a quarterly basis for one year from the date of opening and then annually from year two onward. This engagement is recommended to be attendance at Spenard Community Council meetings.

4. When the Community Council's residents or businesses, the Community Council or Operator raise issues of concern, the Community Council and Operator will take the following progressive steps:

- i Agree to discuss the issue at the next regularly scheduled community council meeting.
- ii Agree to call a special community council meeting to discuss the issue.
- iii Agree to call an executive board meeting of the community council to discuss the issue.

The Community Council has identified the following particular considerations and expectations relating to Operator's application and proposed business:

- Adherence to all municipal and state laws and regulations pertaining to the operation of a licensed marijuana dispensary and/or cultivation facility.
- Responsible business designs and practices
- Neighborhood communication
- Active community citizenship
- Effective dispute resolution
- Cooperation with law enforcement

Assembly Authority

Each party recognizes and agrees that the authority to approve a municipal license and special land use permit rests exclusively with the Anchorage Municipal Assembly.

The agreement is mutually beneficial to the Community Council and the Operator. The parties understand and acknowledge that they do not intend to create a formal partnership. Nothing in this agreement shall be construed or interpreted to create any fiduciary responsibility between them. Neither party shall have any authority, express or implied, to act for or to assume any obligation or responsibility on behalf of the other party. Neither party shall be responsible for the liabilities of the other. The parties understand that non-compliance with this Agreement carries no penalties, but instead shall be provided as information to the Anchorage Municipal Assembly for consideration during original and subsequent license and land use actions.

Terms of Agreement

The parties have executed this Agreement as of the effective date. The Agreement may be updated biannually with the concurrence of both parties and shall remain in effect as long as the Operator is licensed to operate at the identified location.

Jay Stange

(Spensard Community Council President)

Chimberly

(Operator)