

COMPLAINT

I am writing to you today to bring your attention to a very serious situation happening in the San Diego City Planning department. My name is Peter Ishak and I currently have a CUP application with the City of San Diego. There is blatant fraud, abuse of power, favoritism and possibly Bribery involved. Individuals within the Planning Department have encouraged us to quit our application (Tyler Sherer) while other's (Travis Cleveland) have made attempts to pay invoices while fully knowing our application will not be approved. I believe the staff is participating in receiving these payments. I have documented evidence to support my claims. Through my research, I've uncovered secret meetings, personal relationships and blatant disregard for City Policy between a competing applicant and City Staff. Additionally, it has been uncovered that City staff has wasted countless hours using Deposit funds to review and issue repeated comments on my project. This was made in an effort to deplete the deposit account in order to deter it from continuing the process without paying more unnecessary money. I have done everything in my power to address and resolve these issues with the Planning Department but my complaints and requests have fallen on deaf ears. This is because everyone is involved. At this point I have no one else to turn to. No one in the Planning Department has any intentions to address my concerns and claims. For this, my complaint is against the following individuals and their blatant fraud, abuse of power and possible Bribery. These individuals include but are not limited to:

Travis Cleveland
Tyler Sherer
Meghan Lithgow
Ann Gonsalves
Anwer Ibrahim
Lara Gates
Kristi Byers
Gina M Austin
Jilette Yousif

I have included 100's of pages of communications to support my claims. I am hoping that someone reading this can put a stop to the blatant fraud happening in district 7 of San Diego City and bring these individuals to justice.

After reading this documentation, there are several questions that I request you seek answers to:

1. Why did the city have an incorrectly posted document relating to the initial application process? This caused us an extremely long delay as we were relying on incorrect information posted by the City on their own website?

2. What happened between the dates of May 15th - May 18th which allowed the competing applicant to move ahead of our application in the process. Why was the applicant given a meeting while my requests for a meeting went ignored? No one in the entire City will answer this question!
3. What is the relationship between Travis Cleveland, Tyler Sherer, Ann Gonsalves, Meghan Lithgow and the applicant's representatives, Gina Austin/Kristi Byers? There is clearly a personal relationship between the City staff and the applicant's representatives.
4. Why did this applicant initially apply as one entity then at the hearing (last second) decided to change the entity name? What is the applicant hiding? Is there a prohibited person involved with the group that the applicant is trying to hide?
5. Why did the applicant use his Architect as the main point of contact for his application. The entire application is in the Architect's name. What is the applicant hiding?
6. Was a bribe accepted by the Planning Department Staff in order to move the competing applicant forward ahead of our application?
7. Why did Planning Staff (Lithgow, Gonsalves and Ibrahim) refuse to clear the exact same condition for our application but cleared it for the applicant? Only after I complained to Lara Gates, was this condition cleared.
8. Why did Anwer Ibrahim admit that he mistakenly left conditions uncleared causing our review process to be delayed? He continued to leave the same informational conditions on our review cycle letters without regard to the fact that we are in a race with a competing application.
9. Why did Meghan Lithgow and Ann Gonsalves decide to add never before seen conditions to our project in the 6th review cycle? These actions were proven to be deliberate and spiteful as they were "magically" cleared without being addressed. They were only cleared after I started to complain about the ridiculousness of how we were being treated.
10. Why did Travis Cleveland, Tyler Sherer, Meghan Lithgow, Ann Gonsalves and Anwer Ibrahim waste countless hours and City funds reviewing the same condition 5 times when they eventually cleared it after I started to complain and shed light to this situation?
11. Why on multiple occasions did Tyler Sherer encourage us to "quit" the process and "cut our losses short" while his supervisor Travis Cleveland continued to tell us that we should continue the process?
12. Why did Travis Cleveland continue to pressure us to pay more money into our deposit account when he had all intentions of wasting that money on reviewing the same conditions over and over again while knowing the competing group already was able to schedule a hearing for their project?

13. Why did Travis Cleveland initially tell us that he would be our project manager but then conveniently switch himself to the competing project and completely forgetting to assign us to Tyler Sherer? All the while, Mr. Cleveland knows that this is a race and we had applied months prior?
14. Why did Meghan Lithgow clear a condition for the competing applicant (regarding the frontage and setback) so they could move forward in the process but yet still admit that the “condition” is still pending review when asked about the same condition as it relates to our project?
15. **Why won't the city release the communications between the applicant and city staff? I made a public records request in July of 2023. Travis Cleveland acknowledged the request in July 2023 and I have yet to receive any communications that I have requested. There is clearly something to hide. What is the City hiding?**
16. Multiple complaints to both the Councilmember in charge of that district (Raul Campillo) and the Mayor have been completely ignored. Everyone knows there is something wrong but no one wants to investigate and or admit it. **What is the City hiding?**

TIMELINE OF EVENTS

Please see below and attached for a correct timeline of events with supporting documentation.

10/18/22 I engaged my attorney, Jon Landis to research the application process for San Diego city cannabis dispensary. (EXHIBIT A)

10/18/22 Mr. Landis pointed me in the of a link posted on the San Diego City Planning's website. The form that was attached to the link <https://www.sandiego.gov/sites/default/files/dsdib170.pdf>. (EXHIBIT A)

The bulletin attached to that link no longer exists, but it described a pre-screen process with only minimal information required for submittal.

11/04/22 I emailed the appropriate information per the Bulletin to Mr. Landis and instructed him to upload and or send to the appropriate contact for submittal. (EXHIBIT B)

The package included:

- General Application
- Cannabis Affidavit
- Maps & Excel Spreadsheets

I received confirmation that the submittal was and received an email informing me of my project number PRJ-1076065. (EXHIBIT C)

11/18/22 I received an email from Travis Cleveland introducing himself and informing me that our "Completeness check is still in progress and an official response will be provided within the next few working days". Travis continued to question why such an incomplete application was submitted. He informed me of a few conditions, including: "This does not benefit your project.

1. Having an incomplete application in will not prohibit others from applying on the same property, reserve your application a "place in line", or similar.
2. Your project will not be considered officially "submitted" until you are deemed complete.
3. Your project will not be deemed complete until we have all the information we need, all documents are in order, and you have been invoiced for your deposit account and paid in full.
4. The deemed complete date is what determines your place in line and what would cause us to hold other applications on the same property.
5. If another application on the same property came in before you were deemed complete, we would process, and if it was complete before yours, you would not be able to proceed.
6. Even if you were deemed complete, your application's existence does not prohibit other applications nearby. They could submit, get to hearing before you, get approved, and"

The 6th sentence was never finished. The entire email made me realize there was a serious mis-communication. I followed the guidelines per Information Bulletin 170 exactly for the initial screening process so I was extremely confused

(EXHIBIT D)

11/21/22 I decided to call Travis to introduce myself and discuss his email and the situation. After a few minutes of discussion Travis informed me that I had submitted an application “based on the current text of the Information Bulletin 170”. Travis informed me that the text is no longer relevant to the electronic process and the website needs to be updated. At this point I was extremely confused but understood mistakes happen. Travis informed me that he would send a “formal email” explaining the situation and which documents were required for a full submittal.

(EXHIBIT E)

11/28/22 I received an email from Travis and DSD services titled “Project Issues”. The email began by saying:

“It was brought to staff’s attention that this submittal was made based on the current text of Information Bulletin 170. The intent of this information bulletin, which was last modified prior to the City’s online application system, was to facilitate an Initial Screening at the counter with staff prior to taking in a project. The initial screening process is no longer relevant to the current the electronic application process, and staff regrets any potential confusion. Please upload all requested documents to proceed with completeness check.”

(EXHIBIT F)

It was apparent that the City had made a mistake in allowing that document to remain on the website and therefore causing confusion for potential applicants. The new list of required documentation was much longer and would clearly take a longer amount of time to compile vs the incorrect “initial screening process” that was provided in Information Bulletin 170 by the City. Regardless, I began to get to work on the full application.

With the Holidays now upon us, it became near impossible to find engineers, architects, surveyors to work on the full application in an expedited manner. I compiled as much documentation as I could but ultimately could not fully complete the package until late January. Travis had mentioned to me to send him the package preliminarily.

01/24/23 Upon finalizing all documentation necessary for a full submittal, I reached out to Travis. Previously Travis had informed me that I could send him the full package prior to full submittal for review. This would identify and potential issues and would allow us to eliminate the back and forth with the reviewers. During our call, I informed Travis that we were receiving threatening phone calls from other applicants telling us that we would have no chance with our application because there are other applicants who have relationships with the people who make the decisions. Travis knew exactly who I was speaking about and informed me that this was a “food fight” that is being played between applicants that are fighting for a license on the other side of the railroad tracks. Travis informed me that we were the only applicants and that we were in a good position because if we could complete our application and make it to a hearing before anyone else, we would get the license. I Thanked Travis for his time and informed him that I would be sending over the full package per his 11/28 email, shortly.

(EXHIBIT G)

02/09/23 I sent an email to Travis informing him that I was ready to send him over the full package and ready for a call to discuss.

(EXHIBIT H)

Travis responded and requested for me to send the documents prior to the call so he could review.
(EXHIBIT H)

02/14/23 As a lot of the documents were previously submitted and verified by Travis (maps, initial application) there was only the Site Plan and Grant Deed that needed review at this point. Both were sent to Travis on this date. I asked Travis if there was anything else I needed to provide to him to preliminarily review prior to full submittal.
(EXHIBIT I)

02/16/23 Travis responded and informed me that he was busy doing interviews but would get to the review “today”.
(EXHIBIT I)

02/21/23 Travis provided me with an email identifying some issues with the Site Plan. Travis provided us with the submittal manual and informed us that if we were to add 4 or more parking spaces that we would have to add landscaping.
(EXHIBIT I)

02/24/23 I emailed the updated documents to Travis.
(EXHIBIT I)

03/07/23 I formally submitted our package through the Acela portal and followed up with Travis to ask him if there was anything else needed.
(EXHIBIT I)

03/07/23 Travis responded by informing that the Completeness check can take a few days because there are multiple projects in the queue. Travis also mentioned “But if I recall, correctly, you shouldn’t have any further issues.”
(EXHIBIT I)

03/08/23 I received an email from DSD informing that the “Project Application is complete pending invoice payment”.
(EXHIBIT J)

03/10/23 Our deposit fee of \$8,000 was paid in-person to DSD.

03/14/23 I sent an email to Travis requesting next steps as it had been 4 days since we had paid the invoice.
(EXHIBIT J)

03/14/23 I received an Automated response from Travis informing me “I have had an unanticipated event occur and will be unavailable for an indeterminate time. Please contact Lara Gates at LNGates@sandiego.gov for assistance.”
(EXHIBIT J-2)

03/14/23 I immediately emailed Lara Gates asking informing her that our deposit was made and asking what the next steps would be.
(EXHIBIT K)

03/14/23 Lara responded and put me in touch with Francisco Mendoza. Francisco then informed me that the my project was assigned to Tyler Sherer and that he will assist with the noticing requirements. At this point, I was extremely confused. I had been working with Travis since our initial submission in October of the previous year. Travis had mentioned that he was the next DPM up to receive a project and that we would be assigned to him.

(EXHIBIT K)

03/16/23 I received an email with the notice requirements and immediately complied.

(EXHIBIT L)

03/27/23 I sent an email to Francisco inquiring about the status of the project. Francisco responded in letting me know that Travis was back and he would "Let Travis take the lead".

(EXHIBIT M)

03/27/23 Travis responded in saying "Hi Peter, I assigned this project to Tyler Sherer, but I'm not sure I actually sent him an email letting him know this yet, so I'll answer. Your reviews are all due this week, and Tyler should be getting you an assessment letter sometime next week." This is extremely suspicious because at this time the competing project was submitted, and the process now became a race. I would assume it would be a priority to let Tyler know he is our DPM so we can eliminate wasting any time.

(EXHIBIT M)

On that same day March 27th, a major issue was noticed with our application. Our address was completely wiped off the City's Cannabis mapping site. The only address that was showing on the City's Cannabis Mapping site was 5334 Banks street. I immediately called Travis to inquire why he assigned me to another DPM and why our address was no longer visible on the Cannabis Mapping site. Travis informed me that "another applicant submitted an application before me" and therefore he (Travis) would be assigned to that project. Even though our project was submitted in October, we were now in 2nd position because of this new application. I was told not to worry because we were ahead in the process. At this point, I am now realizing there may be some foul play at hand. One would think that there would be a sense of urgency when processing my application that was submitted 6 months prior. I was also informed by Travis that the mapping issue was a "simple glitch that would be fixed immediately".

(EXHIBIT M2)

03/28/23 Tyler responded in letting me know that the reviewers are behind and that I shouldn't "expect to have this first review cycle completed this week"

(EXHIBIT M)

04/03/23 I received an email from Tyler informing me "Hi Peter, it looks like all reviewers have finished their reviews. I will send you draft comments, either this afternoon, or tomorrow morning."

(EXHIBIT M)

04/04/23 (End of Day) I received the assessment letter and comments from Tyler.

(EXHIBIT N)

04/14/23 I sent a response letter to Tyler letting him know we are working on each point as diligently. I then brought up the (for the 2nd time) that our address was still not showing up on the City's Cannabis

mapping. This is now becoming a major issue because the other applicant is using this issue to tell neighbors in the area that they are the only applicants that exist. The neighbors we spoke to, told us that they felt they didn't want to waste their time in opposing the Banks project (because of the proximity to the batting cages) because they didn't know there was another option.

(EXHIBIT N)

04/27/23 Email chain between Meghan and Tyler. Meghan is doing her best to fight every aspect of the project. It is very clear that Meghan has favoritism towards the other applicant. Our project was re-submitted on this date.

(EXHIBIT O)

05/09/23 I am asking Tyler for an update on the reviewers' comments because I know time is of the essence and we are in a race.

(Exhibit O)

05/15/23 at 7:45AM We finally receive our comments back. Again, the comments are redundant and need clarification.

8:11AM I emailed Tyler back requesting a call immediately to discuss the comments

9:04AM Tyler responded to me in saying "Hi Peter, if you have questions regarding the reviewers'

comments, you should reach out directly to them. What questions do you have?".

It is

apparent that I am being given the runaround by both the reviewers and DPM's.

9:14AM I respond to Tyler practically begging for a call to clarify the issues.

9:24AM Tyler forwards my questions and concerns to Meghan for clarification (no response from Meghan).

9:50AM I send an email to both Tyler and Meghan (directly as instructed by Tyler) to request a teams

meeting for that day. I never received a response from Meghan. It is now clear from

Travis's

timeline that Meghan was busy helping the other applicant to clear their issues.

10:52AM I finally receive an invite for a call with the Tyler and reviewers but not until 05/18/23 at 2:30PM

(3 days later towards the end of day and the week)

(EXHIBIT P)

MEANWHILE, WHILE I WAS WAITING FOR MY CALL WITH THE REVIEWERS, THE COMPETING GROUP WAS PRESURRING TRAVIS AND THE CITY TO CLEAR THEIR COMMENTS BECAUSE THEY CONSIDERED THEM "LATE HITS". PER TRAVIS' OWN TIMELINE, THE COMPETING GROUP WAS CONVENIENTLY ABLE TO CLEAR ALL OF THEIR REMAINING COMMENTS IN THE DAYS BETWEEN 05/15 - 05/18. AM I THE ONLY PERSON WHO SEES SOMETHING WRONG WITH THIS?

05/18/23 During the call with the reviewers, it became extremely obvious from the beginning that all of the reviewers were prepped to make this as excruciating painful for us as possible. When my architect asked why items continue to remain on the checklist when they are supposed to be for informational purposes only? Both Tyler and Anwer agreed that his comments were ambiguous and that he would be mindful of it moving forward. Meghan and Ann were extremely unhelpful. They were vague in all responses. At one point, when my Architect asked a simple questions about the Motorcycle spots not

being included in the parking table, Ann responded by saying “We say that you were local and figured you know the rules around here”. We received absolutely 0 clarification from the reviewers. They were rude, unhelpful and were clearly coached to act that way. In the middle of us asking questions for clarifications, Ann ended the call exactly 29 minutes into it. The reviewers refused to get on another call or even discuss our issues any further. At that moment, I realized that our project would have no chance in this process. Tyler requested that my Architect and I stay on the Zoom as he wanted to continue speaking to us. Tyler informed us that he had hoped we would be able to clear the remaining conditions on the call with the reviewers. Tyler informed me that the competing group had cleared all of their comments earlier in the day and that their NORA was set to go out the next day. Tyler told us to “cut our loses” because we had “no chance against the competing group at this point”. One can imagine how defeated we felt after that call. First to be treated so poorly by the reviewers then to be told we are wasting our time. I immediately called Travis to discuss the situation but was unable to reach him and left a voicemail.

(EXHIBIT Q)

05/19/23 Our group scrambled to implement the changes the reviewers were supposedly requesting. We were able to complete the changes they requested and re-submit to Tyler the next day after our call.
(EXHIBIT R)

05/22/23 Travis and I were able to have a call to discuss the situation and Tyler’s recommendations to quit our application. Travis basically told me the opposite of what Tyler said. Travis told me that we are still “very much in the race” and that we should not “pack it up yet”. Travis told us to keep moving forward with the application because “you never know what could happen.”
(EXHIBIT S)

05/19/23/ - 05/23/23 Conflicting emails about when would be the “drop-dead date” for us to clear comments and obtain a hearing date on the same date as the competing application 07/12/23.
(EXHIBIT T)

05/30/23 -06/01/23 Emails between Tyler and I trying our best to clear the comments with little to no assistance from the reviewers
(EXHIBIT U)

06/02/23 – 06/20/23 Resubmittal to Tyler to address remaining issues. Back and forth emails between myself and Tyler but no emails directly from Meghan.
(EXHIBIT V)

06/20/23 I see in a chain of emails that Meghan only has 2 remaining “clean-up” items left to clear all comments.
(EXHIBIT V)

06/20/23 Submission to Tyler addressing Meghan’s Final 2 points.
(EXHIBIT W)

06/21/23 I receive an Email from Tyler informing me that our account will “almost certainly go into deficit” and we need to pay a \$4,000 invoice to continue.
(EXHIBIT X)

AT THIS POINT, IT IS CONFIRMED THAT THE CITY IS PLAYING GAMES WITH US. PER THE LAST EMAIL FROM THE REVIEWER, THERE WERE 2 PENDING ITEMS LEFT. THOSE ITEMS WERE ADDRESSED IMMEDIATELY. ONCE ADDRESSED, WE ARE THEN HIT WITH A \$4K INVOICE. THIS IS AN INSULT AND SHOWS THERE IS FOUL PLAY INVOLVED.

07/06/23 I receive an email from Travis Cleveland informing me that “We’re ready to move you forward but we need that invoice paid if you are to remain competitive. Your application is still relevant, so please let us know when you’ve paid.” How can anyone read this email and not think that every condition is ready to be cleared and we are ready to send out the NORA? Travis claims he meant that the project is ready to go back into review. This is going backwards, not forwards!
(EXHIBIT Y)

This email infuriated our group. On one hand, Tyler is telling us we have no chance, on the other, Travis is telling us we are still competitive. Our entire group agrees that this is an attempt to extract money from us, fully knowing we have no chance in obtaining the license.

07/07/23 I reach out to Deputy Director Lara Gates to request a call to discuss this horrible situation. Lara was accommodating and we had a call on Friday July 14th. Lara assured me that she would be researching the entire situation and will let me know her findings.
(EXHIBIT Z)

07/07/23 – 07/12/23 Emails between Lara and I to try and schedule a call to discuss her findings. I also let Lara know we paid the \$4k deposit (even though we knew it was a waste).
(EXHIBIT AA)

07/17/23 Tyler sends me an email stating that : “Hi Peter, the outstanding issues are attached. Please let me know if you need assistance with any of these. The two things that we need to set a hearing are: The closing out of these issues, The NORA released after these issues are closed out, and payment of the latest invoice to bring your deposit account above the minimum and provide with a little more to facilitate staff charges through the hearing.”
(EXHIBIT BB)

AT THS POINT, NOT ONLY DID MEGHAN NOT CLEAR THE REMAINING 2 COMMENTS, SHE ADDED NEVER BEFORE SEEN COMMENTS ABOUT THE GATE! If this doesn’t show anyone reading this timeline that there is clear foul play and favoritism involved, then I don’t know what to say.

Our group has had enough of these games. It seems that our application has been completely put to the wayside because of prior relationships with the competing group and City staff. I have clearly detailed all instances provided supporting documentation to show the foul play and favoritism. The Planning Department Staff has left me no choice but to bring this to the attention to the Planning Commission and City Council. This timeline will be provided to the every member of the Planning Commission, The City Council and Mayors office.

07/26/23 I decide to file a Public Records Request with the City of San Diego to obtain the communications between the Applicant and City staff. I suspect that these communications will clearly show the fraud, abuse of power and favoritism given to the applicant by City Staff. I receive an email confirming my request. The email states

“Good afternoon,

We have received your Public Records Act request #23-4162. Pursuant to California Government Code section 7922.535, the City needs to consult with others, which may include multiple departments of the City or other entities who have a substantial interest in the subject matter.

Therefore, the City is taking a 14-day extension in which to conduct this consultation. We will notify you on or before 8/18 whether the City has disclosable records.

Kind regards.”

(EXHIBIT GG)

07/28/23 I respond to Tyler informing him that this situation has become “absolutely ridiculous”. We are not going forwards, we are going backwards and there is clear abuse of power involved by City staff. I now feel the need to include Council Member Campillo’s office and start to CC Justine Murray on emails.
(EXHIBIT BB)

07/28/23 Travis Cleveland responds by saying Tyler as left for the day and he provided a Matrix to us. Travis requested that we answer each comment and identify how each comment was addressed previously.
(EXHIBIT CC)

07/30/23 My Architect Darren Machulsky responds to Travis answering his spreadsheet and showing where and when these changes were made. Darren also attaches the most recently submitted Site Plan to show the conditions have been met. Darren continues to ask why we are given new, never before seen comments in our 6th review cycle?
(EXHIBIT CC)

07/31/23 Travis Cleveland responds by provide an incorrect timeline of events between our application and the competing application. The timeline is mostly false. It is clear that the Planning Department is realizing they are at serious fault. They are trying to provide an incorrect timeline of events to attempt to shape the narrative.
(EXHIBIT CC)

07/31/23 I respond to Travis informing him that his timeline is incorrect that he is conveniently missing some very key events. I touch upon a few of the inconsistencies and inform Travis that I am traveling and have limited access to internet. I inform Travis that I will compile a correct timeline of events including supporting documentation.
(EXHIBIT CC)

08/03/23 Travis finally decides to schedule a meeting with Staff reviewers and Managers to attempt to gain clarification on the remaining issues. Travis states “I have currently invited the following City staff to our meeting:

Myself

Tyler Sherer (your project manager)

Meghan Lithgow and Ann Gonsalves from Transportation (your transportation reviewer and her supervisor)

Meghan and Ann's immediate manager, Samir Hajjiri
My and Tyler's manager, Lara Gates

In preparation for the meeting, please provide us a list of discussion topics as soon as possible."
(EXHIBIT CC)

08/04/23 I respond to Travis confirming the meeting and I proceed to book a flight and a hotel for those dates.
(EXHIBIT CC)

08/04/23 I receive a response from the City Of San Diego Public Records stating "Good afternoon, We have received your Public Records Act request #23-4162. Pursuant to California Government Code section 7922.535, the City needs to consult with others, which may include multiple departments of the City or other entities who have a substantial interest in the subject matter. Therefore, the City is taking a 14-day extension in which to conduct this consultation. We will notify you on or before 8/18 whether the City has disclosable records.

Kind regards."

(EXHIBIT HH)

08/07/23 Travis confirms the meeting place and time
(EXHIBIT CC)

08/08.23 I finish my timeline of events with supporting documentation and send it to the email chain.
(EXHIBIT CC)

08/08/23 Travis responds to my timeline of events by deciding to remove the Reviewers from the meeting (the most important parties for the meeting to clarify issues). Travis states "Hi Peter,

Thank you for the information. Your email describes concerns with processing and timing. Because it is not a discussion of project review issues, I am removing Transportation staff from the meeting.

Remaining on this appointment are myself, Tyler Sherer, and Lara Gates representing department management. Lara is physically out of the office until next week and was going to attend tomorrow's larger meeting remotely. If you want to meet with Lara in person, we need to reschedule to next week.

If you want to meet tomorrow, we are available by Teams – you will not need to come downtown.

Let me know which you prefer. I will send your team a Teams appointment if you want to keep tomorrow's meeting.

Thanks,
Travis"

(EXHIBIT CC)

08/08/23 Email between Travis myself and the group discussing how ridiculous this is and how the Planning department continues to play games with us.
(EXHIBIT CC)

08/09/23 Lara Gates calls me at 8AM. She informs me that she just returned from vacation and wanted me to send her the most recent matrix with comments and how we've addressed them. Lara assures me she is making this her #1 priority and will get it resolved today.
EXHIBIT CC)

08/09/23 I send Lara Gates the email from our Architect Darren showing the responses to the remaining issues and how and when they have been addressed.
EXHIBIT CC)

08/09/23 Lara responds in saying she is "reviewing now"
EXHIBIT CC)

08/09/23 I respond to Lara asking her if we are still to attend our meeting at 3:30PM as Darren the Architect has blocked that time out in his schedule and is very busy.
(EXHIBIT CC)

08/09/23 Lara responds in saying she is " ready for our call with you but I am diligently trying to get everything resolved by 3...I will keep you posted. Thanks, Lara"
(EXHIBIT CC)

08/09/23 Lara Gates sends me an email stating "Please let me know if you got the documents uploaded to Accela. I'll circle back with transportation staff in the morning to confirm all comments have been addressed. Thx Lara "
(EXHIBIT CC)

08/09/23 Lara calls me and informs me that she has resolved all comments and that all we need to complete is one small change regarding the gate and all comments should be cleared. Lara informs me that Travis will send me a detailed email explaining the same.
(EXHIBIT DD)

08/09/23 Travis sends me an email confirming what Lara had told me about the small changes related to the gate.
(EXHIBIT EE)

08/09/23 Our Architect immediately makes the changes and sends to the email chain.
(EXHIBIT EE)

08/09/23 Further emails between Travis and Darren about a very minimal change that Travis didn't notice but was completed. I am requested to upload the final revised document to Accela?
(EXHIBIT EE)

08/09/23 Travis sends an email that states “I would like to further add that the pending environmental determination for this project does not require a Notice of Right to Appeal (NORA) to go out. Per Environmental’s comment #113 from 6/22:

Environmental Determination

As provided in previous EAS comments, the project site has been analyzed within the Program Environmental Impact Report (PEIR) No. 582608 SCH No. 2016101021 prepared for the Morena Corridor Specific Plan (MCSP) certified by the San Diego City Council on August 7, 2019, per Resolution No. R-312607/R-2020-24.

EAS is preparing a CEQA Guidelines Section 15162 memorandum documenting the results of the analysis. At this time, Transportation Review has outstanding comments that need to be addressed by the applicant. EAS will need these addressed in order to finalize the project scope for the memorandum.

This type of determination does not require a NORA.” This email is completely contradictory to the email sent by Tyler on 07/17/23 which stated:

“Hi Peter, the outstanding issues are attached. Please let me know if you need assistance with any of these. The two things that we need to set a hearing are: The closing out of these issues, The NORA released after these issues are closed out, and payment of the latest invoice to bring your deposit account above the minimum and provide with a little more to facilitate staff charges through the hearing.” Again I am being misled and given false and contradicting information by two different DPM’s. (EXHIBIT EE)

08/09/23 I inform the group that “I will not be able to upload to Acella because the account is locked. The Reviewers and DPM’s used all of the money from the Deposit account reviewing and issuing the same conditions over and over again. “ (EXHIBIT EE)

08/09/23 Travis, Tyler and Lara all respond to my email stating that the account is not locked and that I should have no issues in uploading the document. (EXHIBIT EE)

08/09/23 Tyler responds to our most recently submitted Site Plan that addressed the final small change about the gate and states. “Hi Peter and Darren – Please see the attached revisions to the site plan requested by Meghan and Ann.” Therefore additional comments are required. (EXHIBIT EE)

08/09/23 Darren responds by saying “Are you guys serious? We got off the phone 3 hours ago with Lara who told us that those redlines at that time would be the FINAL adjustments needed, and here we are again, with brand new comments.” Nonetheless Darren makes the small changes and sends them to the group but has a request/question: “Please answer: This gate currently exists. Why was this note not requested to be added to the plan at anytime during the first 6 rounds of comments on this plan over the last several months?” (EXHIBIT EE)

08/10/23 Ann Gonsalves finally sends her first email response to our group in saying “Good morning, I believe the first cycle review requested that all gates be shown.” Which is false and ridiculous.
(EXHIBIT EE)

08/10/23 Lara gates asks me if I was able to upload the documents to Acella?
(EXHIBIT EE)

08/10/23 Darren responds to Ann Gonsalves in saying “Interesting as we were instructed yesterday on a call to simply remove the gates “
(EXHIBIT EE)

08/10/23 I respond to the group again, informing them “Once Again. I cannot upload because the account is locked due to the Reviewers and DPM’s wasting all the money in our Deposit account to review and issue the same comments repeatedly. Only to clear them without any further submissions!
(EXHIBIT EE)

Please see screenshots. It says, “Please pay the outstanding balance to enable attachment uploads” and “Pay Fees Due”
(EXHIBIT EE)

08/10/23 Lara Gates responds by saying “Hi Peter, I am so sorry about this. We are requesting a solution from our Acella staff. However, in the meantime, Travis will upload the documents to Acella for you. I will let you know when this is completed.”
(EXHIBIT EE)

08/12/23 I finally receive an email from Lara Gates informing me that all comments have been cleared, she continues to state “Hello Mr. Ishak,

Your review comments have been cleared and your environmental determination does not require a Notice of Right to Appeal to be distributed. Your project is ready to proceed to hearing.

As you may know, due to the recent Hearing Officer approval of the cannabis outlet at 5334 Banks Street, there are currently no available spaces for cannabis outlets in Council District 7 – all four available spots are full. As long as that is the case, staff is required to recommend denial of your project to the Hearing Officer on the basis of District 7 having no available cannabis outlet permits due to the 4 outlet per council district cap.

However, as you are aware, there have been two appeals filed on the Banks Street project, which have been scheduled for a October 12, 2023 Planning Commission hearing. Staff’s recommendation for the Hearing Officer to approve or deny your project will be contingent on the outcome of those appeals.

Because staff cannot know if the Planning Commission will decide on October 12, or if they will continue to another date, staff cannot schedule a Hearing Officer hearing for your project until we know the Planning Commission’s final decision on the Banks Street appeals. See below for possible outcomes.

1. Staff is required to recommend denial of your project to the Hearing Officer if:

- a. You wish to schedule a Hearing Officer hearing for your project prior to the Planning Commission's final decision on the Banks Street cannabis outlet appeals, or
 - b. If the Planning Commission denies both appeals (approving the project).
2. Staff will recommend approval of your project to the Hearing Officer if the Planning Commission upholds at least one of the two appeals on the Banks Street cannabis outlet, which would deny the Banks Street project.

Should the Planning Commission make a final decision on the Banks Street appeals on October 12 without a continuance, the earliest possible Hearing Officer hearing we could get your project to is November 15, 2023. With your permission, we can hold a place on that docket for your project.

Please let me know what course of action you would like to proceed with. Also, let me know if you have any questions.

Thanks, Lara Gates"
(EXHIBIT FF)

In short, the comments were "Magically" cleared without completing the repeated and redundant comments that were provided during every review cycle. The minimal changes that were actually made could have been addressed on May 15th allowing us to proceed. Instead, Travis, Meghan, Ann, Tyler, and Lara allowed the competing group to clear conditions ahead of our group. The reviewers and DPM's continued to deplete our Deposit account working on conditions that should have been cleared and trying to force us to continue to replenish the deposit account. Only when I started to include the Council Member's office and Planning Department Directors did the conditions get resolved without any further major revisions to the plans.

08/17/23 I receive another response to my Public Records Request that states "Good morning, The City has identified records responsive to your request. However, the City needs to complete review of the records for applicable exemptions. We expect to provide an update by August 31. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the PublicRecords Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards."
(EXHIBIT II)

08/31/23 I receive another response to my Public Records Request that states "Good afternoon. The City is still in the process of reviewing records for applicable exemptions. We will provide any disclosable records as they become available. We expect to provide an update by September 14. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards."

(EXHIBIT JJ)

09/14/23 I receive another response to my Public Records Request that states “Good afternoon. The City is still in the process of reviewing records for applicable exemptions. We will provide any disclosable records as they become available. We expect to provide an update by September 28. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards.”

(EXHIBIT KK)

09/28/23 I receive another response to my Public Records Request that states “Good afternoon. The City is still in the process of reviewing records for applicable exemptions. We will provide any disclosable records as they become available. We expect to provide an update by October 12. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards.”

(EXHIBIT LL)

It is clear to see the City is purposely delaying this public records request because there is something to hide. Conveniently the City states that it will next respond on the date of the appeal hearing 10/12/23. I needed these communications to provide to the Planning Commission to further prove the fraud, abuse of power and favoritism displayed. I respectfully request that the Planning Commission investigates this situation and find those who are responsible, accountable for their actions.

Thank You,

Peter Ishak

Subject: RE: San Diego Portal

Date: Tuesday, October 18, 2022 at 2:18:22 PM Pacific Daylight Time

From: Jonathan Landis

To: Peter Ishak

<https://www.sandiego.gov/sites/default/files/dsdib170.pdf>

This has some of the information but let me confirm what we should enter on that first page.

Jonathan Landis, Esq.
WorkWise Law, PC
23945 Calabasas Road, Suite 210
Calabasas, CA 91302
(818) 591-6724
jonathan@workwiselaw.com
<https://www.workwiselaw.com>

From: Jonathan Landis
Sent: Tuesday, October 18, 2022 1:45 PM
To: Peter Ishak <peter@distillateco.com>
Subject: San Diego Portal

<https://aca-prod.accela.com/SANDIEGO/Default.aspx>

Jonathan Landis, Esq.
WorkWise Law, PC
23945 Calabasas Road, Suite 210
Calabasas, CA 91302
(818) 591-6724
jonathan@workwiselaw.com
<https://www.workwiselaw.com>

Subject: Re: [EXTERNAL] PRJ-107665

Date: Wednesday, July 12, 2023 at 8:35:54 AM Pacific Daylight Time

From: Peter Ishak

To: Gates, Lara

Good Morning Lara,

No problem. Thank You for the response. Looking forward touching base on Friday.

I hope you have a wonderful rest of your week.

Peter Ishak
323-744-1738

On Jul 12, 2023, at 8:34 AM, Gates, Lara <LNGates@sandiego.gov> wrote:

Good morning,

I was out of the office yesterday. I am still working on your matter and should have a response for you by the end of the week. Can we touch base on Friday? Thanks, Lara

From: Peter Ishak <peter@nsgenetics.com>

Sent: Tuesday, July 11, 2023 2:38 PM

To: Gates, Lara <LNGates@sandiego.gov>

Subject: Re: [EXTERNAL] PRJ-107665

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Hi Lara,

Hope your week is going well. I wanted to follow up with you to see if you were able to find anything out about what we discussed?

Also, I paid the \$4,000 Deposit today too keep the process going. I hope it wasn't for naught.

Looking forward to hearing from you.

Thank You,

Peter Ishak
323-744-1738

On Jul 7, 2023, at 11:27 AM, Peter Ishak <peter@nsgenetics.com> wrote:

Now works for me as well. If you could send me an updated invite for 11:30AM, that would be great.

Peter Ishak
323-744-1738

From: "Gates, Lara" <LNGates@san Diego.gov>
Date: Friday, July 7, 2023 at 11:25 AM
To: Peter Ishak <peter@nsgenetics.com>
Subject: RE: [EXTERNAL] PRJ-107665

Sounds good. Talk to you shortly....I also have time now if you want to talk sooner....LMK

From: Peter Ishak <peter@nsgenetics.com>
Sent: Friday, July 7, 2023 10:47 AM
To: Gates, Lara <LNGates@san Diego.gov>
Subject: Re: [EXTERNAL] PRJ-107665

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Ms. Gates,

According to Travis Cleveland, everything has been cleared and ready to move forward to the NORA. I am receiving conflicting information from Tyler and want to discuss with you the situation as a whole.

The comments that should have been cleared (between the cycles) were the comments from Anwer Ibrahim and Megan Lithgow.

Peter Ishak
323-744-1738

On Jul 7, 2023, at 10:39 AM, Gates, Lara <LNGates@san Diego.gov> wrote:

Hello Mr. Ishak,

Could you please tell me what from the second review file spreadsheet should believe should have been cleared and what you believe are still outstanding issues that your project needs to revise/address?

It might be easiest to highlight the line items from the 2nd assessment spreadsheet.

Thanks, Lara

From: Peter Ishak <peter@nsgenetics.com>

Sent: Friday, July 7, 2023 9:05 AM

To: Gates, Lara <LNGates@sanidiego.gov>

Subject: Re: [EXTERNAL] PRJ-107665

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Ms. Gates,

Thank You for setting up the teams meeting. Attached is the correspondence containing the last assessment letter I received. I have also attached the previous assessment letter showing that there were comments that should have been cleared but were not. Even the Plan Reviewer and the DPM acknowledged that there was an unnecessary redundancy in my comments.

My main concerns are related to the conflicting (documented) information I received throughout the process from the DPM's and the Project Reviewers. I have a plethora of emails showing the contradiction in information. I don't want to inundate you with them but if you'd like me to send them to you, please let me know.

Looking forward to speaking with you at 1:30PM.

Peter Ishak
323-744-1738

From: "Gates, Lara" <LNGates@sandiego.gov>
Date: Friday, July 7, 2023 at 8:32 AM
To: Peter Ishak <peter@nsgenetics.com>
Subject: RE: [EXTERNAL] PRJ-107665

Hello,

I will send you a teams meeting. Could you please send me the latest project assessment letter you received from staff so I can review it? I will also ask my staff for project information.

Thanks, Lara

Lara Gates
Deputy Director
Cannabis Business Division
City of San Diego
Development Services Department
Phone: 619-871-7294
SanDiego.Gov/DSD

From: Peter Ishak <peter@nsgenetics.com>
Sent: Friday, July 7, 2023 8:19 AM
To: Gates, Lara <LNGates@sandiego.gov>
Subject: Re: [EXTERNAL] PRJ-107665

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Ms. Gates,

Thank You very much for your prompt response.

1:30PM today works for me. Do you wish for me to call you or you call me?

Peter Ishak
323-744-1738

On Jul 7, 2023, at 8:08 AM, Gates, Lara
<LNGates@sandiego.gov> wrote:

Good morning Mr. Ishak,

Thank you for your email and letting me know about your concerns. Do you have time this afternoon for a call? Sat around 1:30? Please let me know. thanks, Lara

From: Peter Ishak <peter@nsgenetics.com>

Sent: Friday, July 7, 2023 7:29 AM

To: Gates, Lara <LN Gates@san diego.gov>

Subject: [EXTERNAL] PRJ-107665

****This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.****

Ms Gates,

I hope you are well. My name is Peter Ishak and I am the applicant for PRJ-107665.

I feel that I have been given nothing but misleading information throughout this entire process. I am quite concerned with how my application was handled. I'm concerned about the responses I received from my plan checkers and my Planning Agent. I'm concerned about the response times and the extra favorability given to the competing applicants that was not given to me.

Are you available to discuss my situation? If so, I would greatly appreciate a call.

Looking forward to your response.

Peter Ishak
323-744-1738

Monday, August 7, 2023 at 08:32:59 Pacific Daylight Time

Subject: RE: San Diego Retail

Date: Friday, November 4, 2022 at
10:01:25 AM Pacific Daylight
Time

From: Jonathan Landis

To: Peter Ishak

Hi Peter –

Sure I will get this submitted today.

Let's catch up when you have a chance
soon. Safe travels!

Jonathan Landis, Esq.
WorkWise Law, PC
23945 Calabasas Road, Suite 210
Calabasas, CA 91302
(818) 591-6724

jonathan@workwiselaw.com

<https://www.workwiselaw.com>

From: Peter Ishak
<peter@nsgenetics.com>
Sent: Friday, November 04, 2022 9:33
AM
To: Jonathan Landis
<Jonathan@workwiselaw.com>
Subject: San Diego Retail

Jon,

Hope you are well.

Attached is the:

- General Application
- Cannabis Affidavit
- Maps & Excel Spreadsheets

I believe this is all we need for our initial submission. Can you please upload and or send this to your contact

at the City. If there is anything else needed, please let me know.

Also, will be making a payment next week towards the bill. Been traveling on the east coast for the last 1.5 weeks. Be back later tonight.

Peter

Sent from my iPhone

Subject: Re: PRJ 1076065 5325 Grant Street

Date: Friday, July 28, 2023 at 5:42:08 PM Pacific Daylight Time

From: Peter Ishak

To: Sherer, Tyler

CC: Cleveland, Travis, vonblumh@sandiego.gov, Darren Machulsky, rcampillo@sandiego.gov, jrmurray@sandiego.gov

Tyler,

This is absolutely ridiculous! You keep continuing to add the same comments when they have already been addressed. How can you continue to add more conditions on the 4th cycle? Why weren't these conditions mentioned on the 1st or 2nd cycle?

Even Travis himself is documented in saying "we are ready to move this application forward"? We are not moving forward, we are moving backward.

It is clear that you are doing everything you can to favor the other applicant at this point.

I DEMAND A call with you, Lara, and Ms. Vonblum, immediately, to discuss this with my architect and I.

It seems very obvious that you are playing games with me now and just trying to milk us for as much money as possible.

I have requested that Lara discuss this with the director. I have yet to hear a response to this. Therefore, I am CC'ing Ms. Vonblum to this email.

I am also CC'ing Mr. Campillo onto this email and his chief of staff Ms. Murray. I feel that is now appropriate for his office to get involved and understand why your planning department is giving applicants preferential treatment over others. This foul play cannot continue!

I expect a prompt response.

Peter Ishak
323-744-1738

On Jul 17, 2023, at 12:33 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Hi Peter, the outstanding issues are attached. Please let me know if you need assistance with any of these. The two things that we need to set a hearing are: The closing out of these issues, The NORA released after these issues are closed out, and payment of the latest invoice to bring your deposit account above the minimum and provide with a little more to facilitate staff charges through the hearing.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
📞: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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<1076056 Open Issues 071723.csv>

Subject: PRJ 1076065 5325 Grant Street
Date: Monday, July 17, 2023 at 12:33:16 PM Pacific Daylight Time
From: Sherer, Tyler
To: peter@nsgenetics.com
CC: Cleveland, Travis
Attachments: 1076056 Open Issues 071723.csv

Hi Peter, the outstanding issues are attached. Please let me know if you need assistance with any of these. The two things that we need to set a hearing are: The closing out of these issues, The NORA released after these issues are closed out, and payment of the latest invoice to bring your deposit account above the minimum and provide with a little more to facilitate staff charges through the hearing.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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nday, August 7, 2023 at 08:34:18 Pacific Daylight Time

Subject: New Submittal – PRJ-1076065 ,

Date: Friday, November 4, 2022 at 12:30:52 PM Pacific Daylight Time

From: noreply@sandiego.gov

To: peter@nsgenetics.com

Hello,

Development Services has created your application.

Record ID: PRJ-1076065

Record Address:

Record Type:

Please do not reply to this email, this mailbox is not monitored.

Your discretionary application has been received by the Development Services Department. Please proceed to pay the initial fees due to start the prescreening of the project. During the prescreening process staff will evaluate the submittal to ensure the required information is provided for project review and to

determine the initial plan check fees and/or deposit amount.

The project's applicant can expect notification of any outstanding issues, additional requirements and an invoice within ten business days for most projects, five days for projects processed through the Affordable Housing, Sustainable Buildings Expedite Program or two days for submittals by the Professional Certification process.

Your documents have been received and will be processed in the order submitted.

For current application

processing timeline, [click here](#)

The progress of your application can be tracked through your [Online Permitting Account](#)

For questions about your user account or help uploading, contact 619-446-5000

Thank you,

City of San Diego

Development Services Department

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street
Date: Wednesday, August 9, 2023 at 5:24:45 PM Pacific Daylight Time
From: Gates, Lara
To: Peter Ishak
CC: Darren Machulsky
Attachments: image001.jpg

Hi,

Please let me know if you got the documents uploaded to Accela. I'll circle back with transportation staff in the morning to confirm all comments have been addressed. Thx Lara

Get [Outlook for iOS](#)

From: Gates, Lara
Sent: Wednesday, August 9, 2023 1:21:29 PM
To: Peter Ishak <peter@nsgenetics.com>
Cc: Darren Machulsky <dmachulsky@yahoo.com>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street

Hi Peter,

I am ready for our call with you but I am diligently trying to get everything resolved by 3...I will keep you posted. Thanks, Lara

From: Peter Ishak <peter@nsgenetics.com>
Sent: Wednesday, August 9, 2023 1:17 PM
To: Gates, Lara <LNGates@sandiego.gov>
Cc: Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street

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Thank You Lara.

My Architect, Darren is CC'd on this email. He blocked out 3:30PM today, for the teams meeting. Are we hanging tight to hear back from you or are we still to join the Teams meeting?

Looking forward to your response.

Peter

On Aug 9, 2023, at 8:58 AM, Gates, Lara <LNGates@sandiego.gov> wrote:

Thank you Peter, I am reviewing now....Lara

From: Peter Ishak <peter@nsgenetics.com>
Sent: Wednesday, August 9, 2023 8:44 AM
To: Gates, Lara < [LNGates@sandiego.gov](mailto: LNGates@sandiego.gov)>
Subject: Fwd: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street

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Please see below for the comments and response to the comments showing they were addressed by my Architect.

Begin forwarded message:

From: Darren Machulsky <dmachulsky@yahoo.com>
Date: July 30, 2023 at 10:31:46 AM PDT
To: Peter Ishak <peter@nsgenetics.com>, "Sherer, Tyler" <TSherer@sandiego.gov>, "Cleveland, Travis" <TCleveland@sandiego.gov>
Cc: "Vonblum, Heidi" <VonblumH@sandiego.gov>, "Murray, Justine" <JRMurray@sandiego.gov>, CouncilMember Raul Campillo <RaulCampillo@sandiego.gov>, "Gates, Lara" < [LNGates@sandiego.gov](mailto: LNGates@sandiego.gov)>, "Geiler, Gary" <GGeiler@sandiego.gov>, "Lowe, Elyse" <ELowe@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street

Travis

Thank you for putting together this spreadsheet.

Please find attached the plan that was previously submitted and your list with my responses. It should be noted that the only revision I made to this plan today was to change a sidewalk dimension from 4'-6" to 5'-0" per city request. Other than that this is the exact plan that I believe Peter submitted last time.

With all due respect, we are beyond frustrated with this process and how the city has been treating us as a customer moving through this process. Considering the fee situation that has taken place over the last month, coupled with the fact that we all know there is a competing application and have discussed it, one cannot help but feel foul play is taking place. I hope the city can read through our responses to your document that we have provided and begin to appreciate our feeling of the position that we are being placed in.

Thank you
Enjoy the rest of your weekend.

Darren Machulsky
Architect
609 462 4234

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On Friday, July 28, 2023 at 07:49:27 PM PDT, Cleveland, Travis
<tcleveland@sandiego.gov> wrote:

Hi Peter,

Tyler has left for the day, and Lara is out of the office until 8/8, so I am responding on behalf of the Cannabis Business Division. Councilmember Campillo and/or his staff will reply to you separately.

We would not ever intend to give preferential treatment to anyone, but I do understand your concern regarding the processing of our application, as well as your desire to meet with higher level City staff.

You have just completed your fourth review, and you appear to have remaining comments that are third and fourth requests for certain information and/or that ask clarifying questions in response to information that was previously provided. Cannabis Business Division Staff do not report to Ms. Vonblum, who is the director of our (Long Range) Planning Department. Our Director of Development Services is Elyse Lowe, who I have copied here. I have also copied Gary Geiler, Assistant Director. We can meet with one or both of them as soon as possible.

In order to ensure Ms. Lowe and Mr. Geiler have the information they need to best assist, I would like to help them understand the difference between staff's comments and what you have provided in response.

Attached is the matrix of remaining comments that Tyler sent you earlier. I've added a column titled "Applicant Response". Can you please add information on when, where, and how each requested item was addressed in that column, then return to me? This will facilitate our meeting, which I will arrange when I return to the office on Monday.

Respectfully,

Travis Cleveland

Development Project Manager | Cannabis Business Division
Development Services Department | City of San Diego

(619) 446-5407 | TCleveland@sandiego.gov

SanDiego.gov/Cannabis

SanDiego.gov/DSD



When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@sandiego.gov

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Thank you,

Travis

From: Peter Ishak <peter@nsgenetics.com>
Sent: Friday, July 28, 2023 5:44 PM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Cc: Cleveland, Travis <TCleveland@sanidiego.gov>; Vonblum, Heidi <VonblumH@sanidiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>; Murray, Justine <JRMurray@sanidiego.gov>; CouncilMember Raul Campillo <RaulCampillo@sanidiego.gov>
Subject: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street

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Tyler,

This is absolutely ridiculous! You keep continuing to add the same comments when they have already been addressed. How can you continue to add more conditions on the 4th cycle? Why weren't these conditions mentioned on the 1st or 2nd cycle?

Even Travis himself is documented in saying "we are ready to move this application forward"? We are not moving forward, we are moving backward.

It is clear that you are doing everything you can to favor the other applicant at this point.

I DEMAND A call with you, Lara, and Ms. Vonblum, immediately, to discuss this with my architect and I.

It seems very obvious that you are playing games with me now and just trying to milk us for as much money as possible.

I have requested that Lara discuss this with the director. I have yet to hear a response to this. Therefore, I am CC'ing Ms. Vonblum to this email.

I am also CC'ing Mr. Campillo onto this email and his chief of staff Ms. Murray. I feel that is now appropriate for his office to get involved and understand why your planning department is giving applicants preferential treatment over others. This foul play cannot continue!

I expect a prompt response.

Peter Ishak

323-744-1738

On Jul 17, 2023, at 12:33 PM, Sherer, Tyler <TSherer@saniego.gov> wrote:

Hi Peter, the outstanding issues are attached. Please let me know if you need assistance with any of these. The two things that we need to set a hearing are: The closing out of these issues, The NORA released after these issues are closed out, and payment of the latest invoice to bring your deposit account above the minimum and provide with a little more to facilitate staff charges through the hearing.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

📞: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@saniego.gov

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<1076056 Open Issues 071723.csv>

<99 CDS 36 Yes SW2 CD's 2_recover TS (1).pdf>

<image001.jpg>

Subject: PRJ-1076065, 5325 Grant Street
Date: Friday, November 18, 2022 at 4:32:57 PM Pacific Standard Time
From: Cleveland, Travis
To: peter@nsgenetics.com
CC: Gates, Lara, Sherer, Tyler, Mendoza, Francisco
Attachments: image001.jpg, Grant Deed - Proof of Ownership PRJ-1076065.pdf, Ownership Disclosure (DS-318) PRJ-1076065.pdf, Photographic Survey Key Map PRJ-1076065.pdf, Photographic Survey PRJ-1076065 221104123131.pdf, Site Development Plans PRJ-1076065.pdf, Supplemental Discretionary Application (DS-3035) PRJ-1076065.pdf, Climate Action Plan Consistency Checklist PRJ-1076065.pdf, Deposit Account Financially Resp. Party (DS-3242) PRJ-1076065 221104123124.pdf

Hi Peter,

Your completeness check is still in progress and an official response will be provided within the next few working days. But I wanted to write this email to introduce myself as the Cannabis Business Division's project management supervisor, and also to informally make you aware that you may have uploaded entirely incorrect information.

See the attached, which were named by Accela based on your selections during submittal. Most of them don't match their labels, and those that do aren't in the proper format. This application is extremely incomplete. At this time, we do not even have enough information to determine if you are an authorized agent of the property owner.

I am assuming this was unintentional and can be corrected. If it wasn't, please be aware of the following:

1. This does not benefit your project. Having an incomplete application in will not prohibit others from applying on the same property, reserve your application a "place in line", or similar.
2. Your project will not be considered officially "submitted" until you are deemed complete.
3. Your project will not be deemed complete until we have all the information we need, all documents are in order, and you have been invoiced for your deposit account and paid in full.
4. The deemed complete date is what determines your place in line and what would cause us to hold other applications on the same property.
5. If another application on the same property came in before you were deemed complete, we would process, and if it was complete before yours, you would not be able to proceed.
6. Even if you were deemed complete, your application's existence does not prohibit other applications nearby. They could submit, get to hearing before you, get approved, and

You will receive a formal completeness check response soon, but I wanted to let you know the above as soon as I noticed your application.

Respectfully,

Travis Cleveland
Development Project Manager
Cannabis Business Division
City of San Diego
Development Services Department
☎: 619-446-5407 (desk)
☎: 619-647-5539 (cell)



When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@sanidiego.gov

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(619) 871-7294



Incoming call

Wed, Aug 9, 2023, 8:28 AM

12 min 16 sec

(619) 446-5407



Outgoing call

Mon, Nov 21, 2022, 11:43 AM

4 min 13 sec

Subject: RE: [EXTERNAL] Re: PRJ-1076065 Grant St CO
Date: Thursday, August 10, 2023 at 10:34:32 AM Pacific Daylight Time
From: Gates, Lara
To: Peter Ishak, Sherer, Tyler, Cleveland, Travis, Darren Machulsky
CC: Halsey, Keely, Mick Dapcevic, Aldin Aksalic, Lowe, Elyse, Murray, Justine, Lithgow, Meghan, Gonsalves, Ann
Attachments: image001.png

Hi Peter,

I am so sorry about this. We are requesting a solution from our Acella staff. However, in the meantime, Travis will upload the documents to Acella for you. I will let you know when this is completed.

Take care, Lara

From: Peter Ishak <peter@nsgenetics.com>
Sent: Thursday, August 10, 2023 10:22 AM
To: Sherer, Tyler <TSherer@sanidiego.gov>; Cleveland, Travis <TCleveland@sanidiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Cc: Halsey, Keely <KHalsey@sanidiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sanidiego.gov>; Lowe, Elyse <ELowe@sanidiego.gov>; Murray, Justine <JRMurray@sanidiego.gov>; Lithgow, Meghan <Mlithgow@sanidiego.gov>; Gonsalves, Ann <AGonsalves@sanidiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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Once Again. I cannot upload because the account is locked due to the Reviewers and DPM's wasting all the money in our Deposit account to review and issue the same comments repeatedly. Only to clear them without any further submissions!


Please see screenshots. It says, "Please pay the outstanding balance to enable attachment uploads" and "Pay Fees Due".

Peter

From: Sherer, Tyler <TSherer@sanidiego.gov>
Date: Wednesday, August 9, 2023 at 5:50 PM
To: Cleveland, Travis <TCleveland@sanidiego.gov>, Peter Ishak <peter@nsgenetics.com>, Darren Machulsky <dmachulsky@yahoo.com>
Cc: Halsey, Keely <KHalsey@sanidiego.gov>, Mick Dapcevic <mick@gdmedics.com>, Aldin Aksalic <al@nsgenetics.com>, Gates, Lara <LNGates@sanidiego.gov>, Lowe, Elyse <ELowe@sanidiego.gov>, Murray, Justine <JRMurray@sanidiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ-1076065 Grant St CO

I just double-checked as well. There is no lock on the account and the status is set to "Recheck Required."

Accela Civic Platform > **SANDIEGO**



PRJ-1076065  **STATUS** **LOCATION**
Cannabis Outlet/Facility-CO 5325 Grant Str... > Recheck Required > 5325 Gran
(Process 3) Conditional Use Permit applica... 07/17/2023 by Tyler Sherer San Diego



Workflow Tasks

MENU ▾ NEW SUPERVISOR HELP

Completed Task

In progress

	CEQA	ASSIG
	0.0h	START

	Project Review-undefined	ASSIG
	0.0h	START

Up Next

Summary
Record
Related Records
Workflow
Documents
Custom Lists (10)
Communications (16)
1-Customer Application Info
2-Project Information
3-Telecomm
4-Geographic Information
5-Trust Account SAP Information
6-Historic
7-Initial Recordation

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Cleveland, Travis <TCleveland@sandiego.gov>

Sent: Wednesday, August 9, 2023 5:45 PM

To: Peter Ishak <peter@nsgenetics.com>; Darren Machulsky <dmachulsky@yahoo.com>

Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>

Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

Hi Peter,

I show no lock on the account.

-T

Respectfully,

Travis Cleveland

Development Project Manager | Cannabis Business Division

Development Services Department | City of San Diego

(619) 446-5407 | TCleveland@sandiego.gov

SanDiego.gov/Cannabis

SanDiego.gov/DSD

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Wednesday, August 9, 2023 5:37:02 PM

To: Darren Machulsky <dmachulsky@yahoo.com>

Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>

Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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Darren,

I will not be able to upload to Acella because the account is locked. The Reviewers and DPM's used all of the money from the Deposit account reviewing and issuing the same conditions over and over again.

Peter

On Aug 9, 2023, at 3:55 PM, Darren Machulsky <dmachulsky@yahoo.com> wrote:

attached

Peter please load to accella when you are able

Darren Machulsky
Architect
609 462 4234

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On Wednesday, August 9, 2023 at 03:46:11 PM PDT, Cleveland, Travis
<tcleveland@sandiego.gov> wrote:

Hi Darren,

I want to make sure we get them exactly what they asked for, so I looked this over one more time. Before I send, can you change line weight on this too:

<image001.png>

And can you also change this

<image002.png>

To match what Transportation noted

<image003.png>

Transportation review will begin as soon as I send the updated plans to them and will be completed ASAP. But we will also want you to upload the plans to Accela so they can be a part of that record. You can do that any time this evening, or even in the morning, and let us know.

Please note: Accela does not supersede what I said about due dates, it's for the record only, so don't fixate on the automatic dates Accela will assign. ASAP is your due date.

Thanks,

Travis

From: Cleveland, Travis
Sent: Wednesday, August 9, 2023 3:29 PM
To: Darren Machulsky <dmachulsky@yahoo.com>; Peter Ishak <peter@nsgenetics.com>
Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ-1076065 Grant St CO

So it is, the existing was so light I didn't see it at first. Thank you. I will forward.

From: Darren Machulsky <dmachulsky@yahoo.com>
Sent: Wednesday, August 9, 2023 3:28 PM
To: Peter Ishak <peter@nsgenetics.com>; Cleveland, Travis <TCleveland@sandiego.gov>
Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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thats exactly what I did

Darren Machulsky
Architect
609 462 4234

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On Wednesday, August 9, 2023 at 03:25:15 PM PDT, Cleveland, Travis <tcleveland@sandiego.gov> wrote:

Hi Darren,

Thank you for the quick turnaround. I think their intent may have been to show existing property line and proposed property line with different line weight.

From: Darren Machulsky <dmachulsky@yahoo.com>
Sent: Wednesday, August 9, 2023 3:22 PM
To: Peter Ishak <peter@nsgenetics.com>; Cleveland, Travis <TCleveland@sandiego.gov>
Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>
Subject: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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please see attached

gate removed

property line adjusted outside of building per redlines

proposed PL note added

Not certain what the 20' dimension refers to

parkway note adjusted

Darren Machulsky
Architect
609 462 4234

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On Wednesday, August 9, 2023 at 02:41:40 PM PDT, Cleveland, Travis
<tcleveland@sandiego.gov> wrote:

Hi Peter,

Transportation staff has indicated that making the attached changes will address their remaining comments. Please make these changes and get them back to Tyler and me as soon as possible. If you have questions or concerns on this markup I recommend you contact Ann Gonsalves and Meghan Lithgow directly; that information does not need to pass through CBD Staff. Should you do so by email, please copy me and Tyler.

You may wish to eliminate the gate shown in the middle of your driveway from your plans/project entirely. I say this because it is not required for your Cannabis Outlet Conditional Use Permit and it does not appear to connect to anything (it extends from the building to the property line and ends). If it shows up on your plans as part of your Exhibit A, it will need to remain as shown, which may cause issues in the future, particularly if the neighboring property changes owners or uses.

It doesn't really need to be on your plans, you could eliminate it with no problem. Then it will not be a part of your exhibit. This will give the two properties more flexibility later to address fencing and security issues without impact to your CUP.

Again, if you have questions on these issues, please reach out to Ann and Meghan directly.

Thank you,

Travis Cleveland

<99 CDS 36 Yes SW2 CD's 3_recover TS (1).pdf>

<image002.png>

<image003.png>

<image001.png>



THE CITY OF SAN DIEGO
Development Service
1222 First Avenue, San Diego, CA 92101-4154

Project Address: 5325 Grant St, San Diego, CA

Project Type: Discretionary Project

Primary Contact:

peter@nsgenetics.com

Required Documents:

Climate Action Plan Consistency Checklist

Supplemental Discretionary Application (DS-3035)

Ownership Disclosure (DS-318)

Grant Deed - Proof of Ownership

Photographic Survey

Affidavit for Medical Marijuana (DS-190)

Deposit Account Financially Resp. Party (DS-3242)

Storm Water Req. Applicability Checklist (DS-560)

Public Notice Package

Medical Marijuana Radius Map-Spreadsheet

Reviewer:

Travis Cleveland

TCleveland@sandiego.gov

(619) 446-5407

The following issues require corrections to the documents submitted

It was brought to staff's attention that this submittal was made based on the current text of Information Bulletin 170. The intent of this information bulletin, which was last modified prior to the City's online application system, was to facilitate an Initial Screening at the counter with staff prior to taking in a project. The initial screening process is no longer relevant to the current the electronic application process, and staff regrets any potential confusion. Please upload all requested documents to proceed with completeness check.

Several of the required file types were uploaded at the same "General Application" PDF. Several other required file types were uploaded as the same 100/1000-foot radius map. Although several files were uploaded, not a single required item was provided. The list below defines anything that did not match its file type as "Not Provided".

Your project is NOT YET ready for full submittal pending the provision of the following information. All "Section" references are to the Project Submittal Manual, Section 4, available online at https://www.sandiego.gov/sites/default/files/dsdpsm_sec_04_06052022.pdf.

Provided, not required: General Application (information is now entered directly into Accela).

Not provided, please provide: Section 1.2, Deposit Account/Financially Responsible Party Form (DS-3242), Section 1.3, Ownership Disclosure Statement (DS-318), Section 1.4, Proof of Ownership/Legal Lot Status, Section 1.5, Storm Water Requirements Checklist (DS-560), Section 1.6, CAP Consistency Checklist, Section 2.0, PHOTOGRAPHIC SURVEY, Section 4.0, PUBLIC NOTICE PACKAGE, Section 4.3, Supplemental Discretionary Project Application (DS-3035), Section 10.0, Site Plans, Affidavit for Cannabis Outlet (Outlet)/Facility for CUP (DS-190)

Provided, but deficient: 1000-foot radius map with spreadsheet, identifying any residential zones within 100 feet (Map provided, please provide spreadsheet).

Please contact Travis Cleveland at 619-446-5407 or at tcleveland@sandiego.gov with any questions on this review.

Subject: Next Steps for PRJ-1076065 Grant St CO
Date: Friday, August 11, 2023 at 10:33:07 AM Pacific Daylight Time
From: Gates, Lara
To: Peter Ishak, Sherer, Tyler, Cleveland, Travis, Darren Machulsky
CC: Halsey, Keely, Mick Dapcevic, Aldin Aksalic, Lowe, Elyse
Attachments: image001.png

Hello Mr. Ishak,

Your review comments have been cleared and your environmental determination does not require a Notice of Right to Appeal to be distributed. Your project is ready to proceed to hearing.

As you may know, due to the recent Hearing Officer approval of the cannabis outlet at 5334 Banks Street, there are currently no available spaces for cannabis outlets in Council District 7 – all four available spots are full. As long as that is the case, staff is required to recommend denial of your project to the Hearing Officer on the basis of District 7 having no available cannabis outlet permits due to the 4 outlet per council district cap.

However, as you are aware, there have been two appeals filed on the Banks Street project, which have been scheduled for a October 12, 2023 Planning Commission hearing. Staff's recommendation for the Hearing Officer to approve or deny your project will be contingent on the outcome of those appeals.

Because staff cannot know if the Planning Commission will decide on October 12, or if they will continue to another date, staff cannot schedule a Hearing Officer hearing for your project until we know the Planning Commission's final decision on the Banks Street appeals. See below for possible outcomes.

1. Staff is required to recommend denial of your project to the Hearing Officer if:
 - a. You wish to schedule a Hearing Officer hearing for your project prior to the Planning Commission's final decision on the Banks Street cannabis outlet appeals, or
 - b. If the Planning Commission denies both appeals (approving the project).
2. Staff will recommend approval of your project to the Hearing Officer if the Planning Commission upholds at least one of the two appeals on the Banks Street cannabis outlet, which would deny the Banks Street project.

Should the Planning Commission make a final decision on the Banks Street appeals on October 12 without a continuance, the earliest possible Hearing Officer hearing we could get your project to is November 15, 2023. With your permission, we can hold a place on that docket for your project.

Please let me know what course of action you would like to proceed with. Also, let me know if you have any questions.

Thanks, Lara Gates

Lara Gates
Deputy Director
Cannabis Business Division
City of San Diego
Development Services Department
Phone: 619-871-7294
SanDiego.Gov/DSD

From: Peter Ishak <peter@nsgenetics.com>
Sent: Thursday, August 10, 2023 10:22 AM
To: Sherer, Tyler <TSherer@sanidiego.gov>; Cleveland, Travis <TCleveland@sanidiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Cc: Halsey, Keely <KHalsey@sanidiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sanidiego.gov>; Lowe, Elyse <ELowe@sanidiego.gov>; Murray, Justine <JRMurray@sanidiego.gov>; Lithgow, Meghan <Mlithgow@sanidiego.gov>; Gonsalves, Ann <AGonsalves@sanidiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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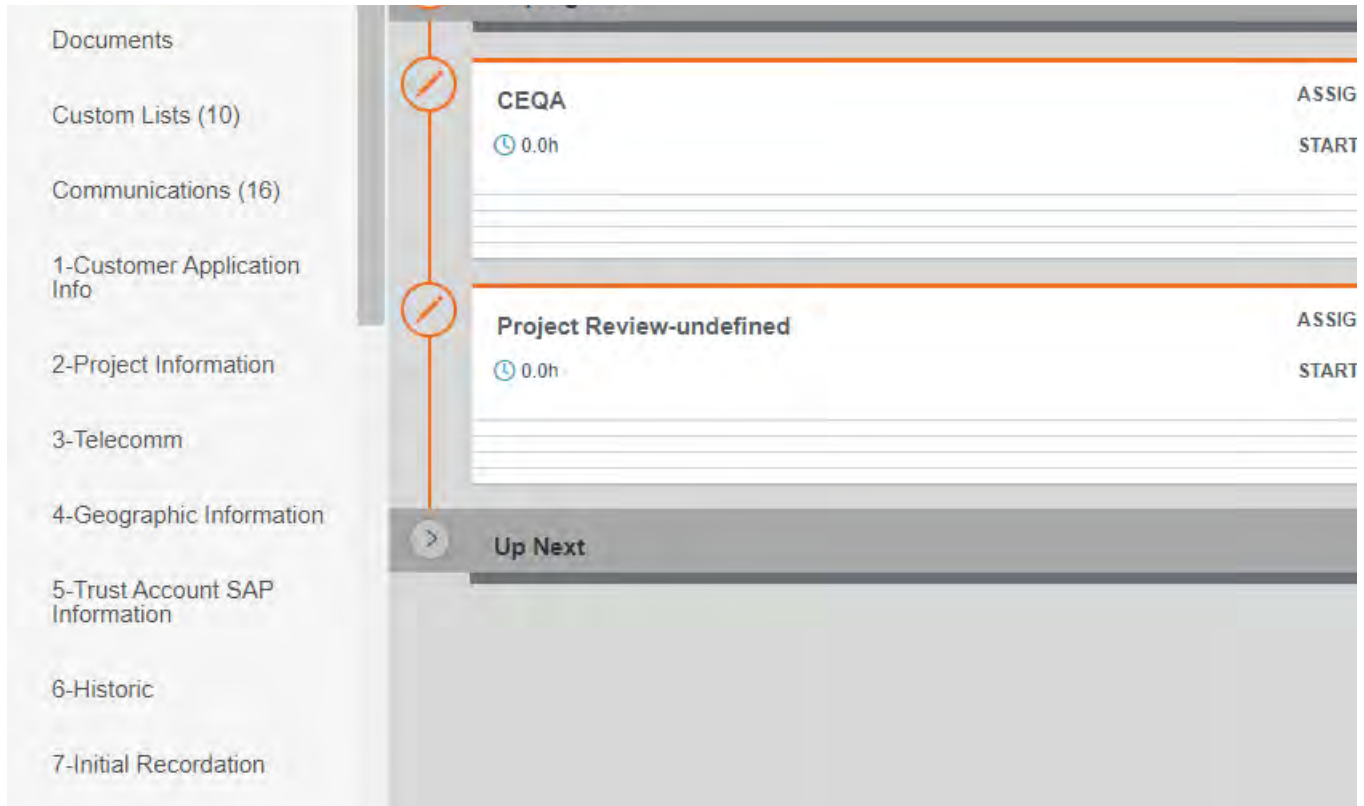
Please see screenshots. It says, "Please pay the outstanding balance to enable attachment uploads" and "Pay Fees Due".

Peter

From: Sherer, Tyler <TSherer@sanidiego.gov>
Date: Wednesday, August 9, 2023 at 5:50 PM
To: Cleveland, Travis <TCleveland@sanidiego.gov>, Peter Ishak <peter@nsgenetics.com>, Darren Machulsky <dmachulsky@yahoo.com>
Cc: Halsey, Keely <KHalsey@sanidiego.gov>, Mick Dapcevic <mick@gdmedics.com>, Aldin Aksalic <al@nsgenetics.com>, Gates, Lara <LNGates@sanidiego.gov>, Lowe, Elyse <ELowe@sanidiego.gov>, Murray, Justine <JRMurray@sanidiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ-1076065 Grant St CO

I just double-checked as well. There is no lock on the account and the status is set to "Recheck Required."

The screenshot shows the Accela Civic Platform interface for record PRJ-1076065. The record title is "Cannabis Outlet/Facility-CO 5325 Grant Str... (Process 3) Conditional Use Permit applica...". The status is "Recheck Required" with a note "07/17/2023 by Tyler Sherer". The location is "5325 Gran San Diego". On the left, there is a navigation menu with "Workflow" selected. The main content area shows "Workflow Tasks" with a "MENU" dropdown, "NEW", "SUPERVISOR", and "HELP" buttons. Below these are two task categories: "Completed Task" (indicated by a green checkmark icon) and "In progress" (indicated by a red checkmark icon).



Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?
Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Cleveland, Travis <TCleveland@sandiego.gov>
Sent: Wednesday, August 9, 2023 5:45 PM
To: Peter Ishak <peter@nsgenetics.com>; Darren Machulsky <dmachulsky@yahoo.com>
Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

Hi Peter,

I show no lock on the account.

-T

Respectfully,

Travis Cleveland

Development Project Manager | Cannabis Business Division
Development Services Department | City of San Diego
(619) 446-5407 | TCleveland@sandiego.gov
SanDiego.gov/Cannabis
SanDiego.gov/DSD

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Wednesday, August 9, 2023 5:37:02 PM

To: Darren Machulsky <dmachulsky@yahoo.com>

Cc: Cleveland, Travis <TCleveland@san Diego.gov>; Halsey, Keely <KHalsey@san Diego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@san Diego.gov>; Lowe, Elyse <ELowe@san Diego.gov>; Sherer, Tyler <TSherer@san Diego.gov>; Murray, Justine <JRMurray@san Diego.gov>

Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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Darren,

I will not be able to upload to Acella because the account is locked. The Reviewers and DPM's used all of the money from the Deposit account reviewing and issuing the same conditions over and over again.

Peter

On Aug 9, 2023, at 3:55 PM, Darren Machulsky <dmachulsky@yahoo.com> wrote:

attached

Peter please load to accella when you are able

Darren Machulsky
Architect
609 462 4234

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On Wednesday, August 9, 2023 at 03:46:11 PM PDT, Cleveland, Travis <tcleveland@san Diego.gov> wrote:

Hi Darren,

I want to make sure we get them exactly what they asked for, so I looked this over one more time. Before I send, can you change line weight on this too:

<image001.png>

And can you also change this

<image002.png>

To match what Transportation noted

<image003.png>

Transportation review will begin as soon as I send the updated plans to them and will be completed ASAP. But we will also want you to upload the plans to Accela so they can be a part of that record. You can do that any time this evening, or even in the morning, and let us know.

Please note: Accela does not supersede what I said about due dates, it's for the record only, so don't fixate on the automatic dates Accela will assign. ASAP is your due date.

Thanks,

Travis

From: Cleveland, Travis
Sent: Wednesday, August 9, 2023 3:29 PM
To: Darren Machulsky <dmachulsky@yahoo.com>; Peter Ishak <peter@nsgenetics.com>
Cc: Halsey, Keely <KHalsey@sanidiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LANGates@sanidiego.gov>; Lowe, Elyse <ELowe@sanidiego.gov>; Sherer, Tyler <TSherer@sanidiego.gov>; Murray, Justine <JRMurray@sanidiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ-1076065 Grant St CO

So it is, the existing was so light I didn't see it at first. Thank you. I will forward.

From: Darren Machulsky <dmachulsky@yahoo.com>
Sent: Wednesday, August 9, 2023 3:28 PM
To: Peter Ishak <peter@nsgenetics.com>; Cleveland, Travis <TCleveland@sandiego.gov>
Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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thats exactly what I did

Darren Machulsky
Architect
609 462 4234

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On Wednesday, August 9, 2023 at 03:25:15 PM PDT, Cleveland, Travis <tcleveland@sandiego.gov> wrote:

Hi Darren,

Thank you for the quick turnaround. I think their intent may have been to show existing property line and proposed property line with different line weight.

From: Darren Machulsky <dmachulsky@yahoo.com>
Sent: Wednesday, August 9, 2023 3:22 PM
To: Peter Ishak <peter@nsgenetics.com>; Cleveland, Travis <TCleveland@sandiego.gov>
Cc: Halsey, Keely <KHalsey@sandiego.gov>; Mick Dapcevic <mick@gdmedics.com>; Aldin Aksalic <al@nsgenetics.com>; Gates, Lara <LNGates@sandiego.gov>; Lowe, Elyse <ELowe@sandiego.gov>; Sherer, Tyler <TSherer@sandiego.gov>; Murray, Justine <JRMurray@sandiego.gov>
Subject: [EXTERNAL] Re: PRJ-1076065 Grant St CO

****This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.****

please see attached

gate removed

property line adjusted outside of building per redlines

proposed PL note added

Not certain what the 20' dimension refers to

parkway note adjusted

Darren Machulsky
Architect
609 462 4234

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On Wednesday, August 9, 2023 at 02:41:40 PM PDT, Cleveland, Travis
<tcleveland@sandiego.gov> wrote:

Hi Peter,

Transportation staff has indicated that making the attached changes will address their remaining comments. Please make these changes and get them back to Tyler and me as soon as possible. If you have questions or concerns on this markup I recommend you contact Ann Gonsalves and Meghan Lithgow directly; that information does not need to pass through CBD Staff. Should you do so by email, please copy me and Tyler.

You may wish to eliminate the gate shown in the middle of your driveway from your plans/project entirely. I say this because it is not required for your Cannabis Outlet Conditional Use Permit and it does not appear to connect to anything (it extends from the building to the property line and ends). If it shows up on your plans as part of your Exhibit A, it will need to remain as shown, which may cause issues in the future, particularly if the neighboring property changes owners or uses.

It doesn't really need to be on your plans, you could eliminate it with no problem. Then it will not be a part of your exhibit. This will give the two properties more flexibility later to address fencing and security issues without impact to your CUP.

Again, if you have questions on these issues, please reach out to Ann and Meghan directly.

Thank you,

Travis Cleveland

<99 CDS 36 Yes SW2 CD's 3_recover TS (1).pdf>

<image002.png>

<image003.png>

<image001.png>

(619) 446-5407



✓ Incoming call

Tue, Jan 24, 2023, 12:56 PM

16 min 23 sec

Subject: Your City of San Diego public records request #23-4162 has been opened.
Date: Wednesday, July 26, 2023 at 9:02:14 PM Pacific Daylight Time
From: City of San Diego Public Records
To: peter@nsgenetics.com

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City of San Diego Public Records

Your record request #23-4162 has been submitted successfully.

Please be advised that City staff have received your CPRA request. Within the next 10 days, we will determine whether your request seeks copies of disclosable records in the City's possession or whether the City will require an extension. If your request is submitted on a Saturday, Sunday, or City holiday, the City considers the request received on the following business day.

[View Request 23-4162](https://sandiego.nextrequest.com/requests/23-4162)

<https://sandiego.nextrequest.com/requests/23-4162>

As the requester, you can always see the status of your request by signing into the City of San Diego [portal](#).

If you haven't already signed in, you may need to [activate or setup your account](#) to get started. Once your account is activated, you can communicate directly with the City of San Diego through NextRequest.

Reply to this email or sign in to contact City of San Diego.

[Change your email settings](#) | [Visit our help center](#)

Subject: RE: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street
Date: Thursday, February 9, 2023 at 8:57:10 AM Pacific Standard Time
From: Cleveland, Travis
To: Peter Ishak
CC: Gates, Lara
Attachments: image001.jpg

Hi Peter,

Sweet.

You can email the documents and we can chat by phone, but I prefer screen sharing if you're able. That will let us collaborate on the documents in real time.

Can you do a Microsoft Teams meeting from your computer if I send a link? You can also send me a Zoom link or similar.

Thanks,
Travis

From: Peter Ishak <peter@nsgenetics.com>
Sent: Thursday, February 9, 2023 8:33 AM
To: Cleveland, Travis <TCleveland@sandiego.gov>
Cc: Gates, Lara <LNGates@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street

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Travis,

Yes sir, I have a full updated complete package. I'm compiling it now and will send it over within the next 1-2hrs.

2PM works for me. Should I call you at that time?

Peter Ishak
323-744-1738

On Feb 9, 2023, at 8:30 AM, Cleveland, Travis <TCleveland@sandiego.gov> wrote:

We can schedule a time. Can 2pm work for you?

Just checking.... what you attached was from your first submittal that was incomplete. You have updated stuff, right?

Respectfully,

Travis Cleveland

Development Project Manager | Cannabis Business Division
Development Services Department | City of San Diego
(619) 446-5407 | TCleveland@saniego.gov
SanDiego.gov/Cannabis
SanDiego.gov/DSD



When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director
Phone: 619-446-5107
Email: LNGates@saniego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Thursday, February 9, 2023 8:02 AM
To: Cleveland, Travis <TCleveland@saniego.gov>
Subject: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street

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Hi Travis,

Hope you are well!

I am ready to submit our full package for review. You had mentioned that we could preliminarily go over the package quickly before submission to minimize the corrections.

Are you available today for a quick call to go over the package?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Nov 18, 2022, at 4:33 PM, Cleveland, Travis <TCleveland@sandiego.gov> wrote:

Hi Peter,

Your completeness check is still in progress and an official response will be provided within the next few working days. But I wanted to write this email to introduce myself as the Cannabis Business Division's project management supervisor, and also to informally make you aware that you may have uploaded entirely incorrect information.

See the attached, which were named by Accela based on your selections during submittal. Most of them don't match their labels, and those that do aren't in the proper format. This application is extremely incomplete. At this time, we do not even have enough information to determine if you are an authorized agent of the property owner.

I am assuming this was unintentional and can be corrected. If it wasn't, please be aware of the following:

1. This does not benefit your project. Having an incomplete application in will not prohibit others from applying on the same property, reserve your application a "place in line", or similar.
2. Your project will not be considered officially "submitted" until you are deemed complete.
3. Your project will not be deemed complete until we have all the information we need, all documents are in order, and you have been invoiced for your deposit account and paid in full.

4. The deemed complete date is what determines your place in line and what would cause us to hold other applications on the same property.
5. If another application on the same property came in before you were deemed complete, we would process, and if it was complete before yours, you would not be able to proceed.
6. Even if you were deemed complete, your application's existence does not prohibit other applications nearby. They could submit, get to hearing before you, get approved, and

You will receive a formal completeness check response soon, but I wanted to let you know the above as soon as I noticed your application.

Respectfully,

Travis Cleveland
Development Project Manager
Cannabis Business Division
City of San Diego
Development Services Department
☎: 619-446-5407 (desk)
☎: 619-647-5539 (cell)
SanDiego.gov/DSD



When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director
Phone: 619-446-5107
Email: LNGates@san diego.gov

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Subject: [External Message Added] City of San Diego public records request #23-4162
Date: Friday, August 4, 2023 at 1:13:08 PM Pacific Daylight Time
From: City of San Diego Public Records
To: peter@nsgenetics.com

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City of San Diego Public Records

A message was sent to you regarding record request #23-4162:

Good afternoon,

We have received your Public Records Act request #23-4162. Pursuant to California Government Code section 7922.535, the City needs to consult with others, which may include multiple departments of the City or other entities who have a substantial interest in the subject matter. Therefore, the City is taking a 14-day extension in which to conduct this consultation. We will notify you on or before 8/18 whether the City has disclosable records.
Kind regards.

[View Request 23-4162](https://sandiego.nextrequest.com/requests/23-4162)

<https://sandiego.nextrequest.com/requests/23-4162>

Questions about your request? Reply to this email or sign in to contact staff at City of San Diego.
Technical support: See our [help page](#)

Subject: RE: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street
Date: Tuesday, March 7, 2023 at 10:22:53 AM Pacific Standard Time
From: Cleveland, Travis
To: Peter Ishak
CC: Gates, Lara
Attachments: image001.jpg

Hi Peter,

Completeness check can take a few days because there are multiple projects in the queue. But if I recall correctly, you shouldn't have any further issues. I can try to get to you today. If you don't hear from me by 3, bug me again.

Respectfully,

Travis Cleveland

Development Project Manager | Cannabis Business Division

Development Services Department | City of San Diego

(619) 446-5407 | TCleveland@sandiego.gov

SanDiego.gov/Cannabis

SanDiego.gov/DSD



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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, March 7, 2023 9:56 AM
To: Cleveland, Travis <TCleveland@sandiego.gov>
Cc: Gates, Lara <LNGates@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street

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Hi Travis,

Hope you are well.

I wanted to follow up with you on our submission. I uploaded the updated site plan with elevations to the portal, last week.

If there anything else needed from me at this time?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Feb 24, 2023, at 9:25 AM, Peter Ishak <peter@nsgenetics.com> wrote:

Hi Travis,

I hope you are well.

I have updated the plans to include:

- Site Plan
- Proposed Floor Plan
- Landscaping Plan

According to the owner, the back lot where we intend to stripe for parking was never used for a parking lot before for a previously approved use. Therefore, we will need to add the landscaping.

Please let me know if this is suffice or if there is additional information you suggest.

Thank You very much for your help. Looking forward to your response.

Peter Ishak
323-744-1738

<5325 Grant St Plans.pdf>

On Feb 21, 2023, at 2:16 PM, Cleveland, Travis <TCleveland@sanidiego.gov> wrote:

Hi Peter,

The Grant Deed works. However, your plans (attached) still need additional information. Please read our submittal manual here: [dsdpsm_sec_04_06052022.pdf \(sanidiego.gov\)](#). In particular, we need to see existing and proposed site plans and floor plans. Parking will be a particular focus, if you are adding four or more parking spaces more that the previously approved site plan at the site, you will be required to prepare a landscaping plan. Project aerials do not appear indicate the presence of a parking lot at the site currently, so we'll need to know what was last permitted here to understand if you're adding 4 spaces or if you're "entitled" to your current parking count without a landscaping plan.

I cannot send you others' plans and exhibits directly due to copyright. But I can send you links to recent Hearing Officer reports for Cannabis Outlets, which include plans. Take a look at them to determine what should be included on your plans. While requirements can be somewhat site-specific, you can also see that none of these plans are one sheet.

https://www.sandiego.gov/sites/default/files/dsd_ho-23-004_2555_kettner_boulevard_new_co.pdf

https://www.sandiego.gov/sites/default/files/dsd_ho-23-008_balboa_avenue_cannabis_outlet.pdf

https://www.sandiego.gov/sites/default/files/dsd_ho-23-010_cannabis_21_sorrento_valley.pdf

https://www.sandiego.gov/sites/default/files/dsd_ho-22-051_gateway_cannabis_outlet.pdf

Respectfully,

Travis Cleveland

Development Project Manager | Cannabis Business Division
Development Services Department | City of San Diego

(619) 446-5407 | TCleveland@sanidiego.gov
SanDiego.gov/Cannabis
SanDiego.gov/DSD

<image001.jpg>

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title: Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@san Diego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Tuesday, February 14, 2023 11:58 AM

To: Cleveland, Travis <TCleveland@san Diego.gov>

Subject: Re: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street

****This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.****

Hi Travis,

Hope you are well.

Attached is the updated site plan and Grant Deed. Please let me know next steps and if I should formally submit or if there is anything else you suggest.

Thank You for your help.

Peter Ishak

323-744-1738

On Feb 9, 2023, at 2:04 PM, Peter Ishak <peter@nsgenetics.com> wrote:

Hi Travis,

Just letting you know I am in the waiting room of the teams meeting, when you are ready.

Thank You,

Peter Ishak
323-744-1738

On Feb 9, 2023, at 9:03 AM, Peter Ishak <peter@nsgenetics.com> wrote:

Travis,

Microsoft teams works for me. Please send the link. Looking forward to speaking at 2PM today.

Peter Ishak
323-744-1738

On Feb 9, 2023, at 8:57 AM, Cleveland, Travis <TCleveland@sandiego.gov> wrote:

Hi Peter,

Sweet.

You can email the documents and we can chat by phone, but I prefer screen sharing if you're able. That will let us collaborate on the documents in real time.

Can you do a Microsoft Teams meeting from your computer if I send a link? You can also send me a Zoom link or similar.

Thanks,
Travis

From: Peter Ishak <peter@nsgenetics.com>
Sent: Thursday, February 9, 2023 8:33 AM
To: Cleveland, Travis
<TCleveland@sandiego.gov>
Cc: Gates, Lara <LNGates@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065,
5325 Grant Street

****This email came from an external source.
Be cautious about clicking on any links in
this email or opening attachments.****

Travis,

Yes sir, I have a full updated complete package. I'm compiling it now and will send it over within the next 1-2hrs.

2PM works for me. Should I call you at that time?

Peter Ishak
323-744-1738

On Feb 9, 2023, at 8:30 AM,
Cleveland, Travis
<TCleveland@sandiego.gov>
wrote:

We can schedule a time. Can
2pm work for you?

Just checking.... what you
attached was from your first
submittal that was incomplete.
You have updated stuff, right?

Respectfully,

Travis Cleveland
Development Project
Manager | Cannabis Business
Division
Development Services
Department | City of San Diego
(619) 446-5407 |
TCleveland@sandiego.gov
SanDiego.gov/Cannabis
SanDiego.gov/DSD

<image001.jpg>

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor Name and Title:

Lara Gates, Deputy Director

Phone: 619-446-5107

Email: LNGates@sanidiego.gov

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From: Peter Ishak
<peter@nsgenetics.com>
Sent: Thursday, February 9, 2023 8:02 AM
To: Cleveland, Travis
<TCleveland@saniego.gov>
Subject: [EXTERNAL] Re: PRJ-1076065, 5325 Grant Street

****This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.****

Hi Travis,

Hope you are well!

I am ready to submit our full package for review. You had mentioned that we could preliminarily go over the package quickly before submission to minimize the corrections.

Are you available today for a quick call to go over the package?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Nov 18, 2022,
at 4:33 PM,
Cleveland, Travis
<TCleveland@sandiego.gov>
wrote:

Hi Peter,

Your completeness check is still in progress and an official response will be provided within the next few working days. But I wanted to write this email to introduce myself as the Cannabis Business Division's project management supervisor, and also to informally make you aware that you may have uploaded entirely incorrect information.

See the attached, which were named by Accela based on your selections during submittal. Most of them don't match their labels, and those that do aren't in the proper format. This application is extremely

incomplete. At this time, we do not even have enough information to determine if you are an authorized agent of the property owner.

I am assuming this was unintentional and can be corrected. If it wasn't, please be aware of the following:

1. This does not benefit your project. Having an incomplete application in will not prohibit others from applying on the same property, reserve your application a "place in line", or similar.
2. Your project will not be considered officially "submitted" until you are

deemed
complete.

3. Your project will not be deemed complete until we have all the information we need, all documents are in order, and you have been invoiced for your deposit account and paid in full.
4. The deemed complete date is what determines your place in line and what would cause us to hold other applications on the same property.
5. If another application on the same

property
came in
before you
were
deemed
complete,
we would
process,
and if it
was
complete
before
yours, you
would not
be able to
proceed.

6. Even if you
were
deemed
complete,
your
application'
s existence
does not
prohibit
other
application
s nearby.
They could
submit, get
to hearing
before you,
get
approved,
and

You will receive a
formal
completeness
check response
soon, but I wanted
to let you know
the above as soon
as I noticed your
application.

Respectfully,

Travis Cleveland
Development
Project Manager
Cannabis
Business Division

City of San Diego
Development
Services
Department

☎: 619-446-5407
(desk)

☎: 619-647-5539
(cell)

SanDiego.gov/DS
[D](#)

<image001.jpg>

**When emailing
about a
Cannabis Outlet
or Cannabis
Production
Facility, please
include the
address in your
inquiry.**

**Need to request
a second opinion
on an
interpretation, or
contact my
supervisor for
further
assistance?**

**Supervisor Name
and Title:** Lara

Gates, Deputy
Director

Phone: 619-446-
5107

Email:

[LNGates@sandie
go.gov](mailto:LNGates@sandiego.gov)

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news and
updates.

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<99 CDS 36 Yes SW2 CD's 1.pdf>

Subject: [External Message Added] City of San Diego public records request #23-4162
Date: Thursday, August 17, 2023 at 11:30:03 AM Pacific Daylight Time
From: City of San Diego Public Records
To: peter@nsgenetics.com

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City of San Diego Public Records

A message was sent to you regarding record request #23-4162:

Good morning,

The City has identified records responsive to your request.

However, the City needs to complete review of the records for applicable exemptions. We expect to provide an update by August 31. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards.

[View Request 23-4162](https://sandiego.nextrequest.com/requests/23-4162)

<https://sandiego.nextrequest.com/requests/23-4162>

Questions about your request? Reply to this email or sign in to contact staff at City of San Diego.
Technical support: See our [help page](#)

nday, August 7, 2023 at 09:08:31 Pacific Daylight Time

Subject: Re: PRJ-1076065 Complete
pending invoice payment

Date: Tuesday, March 14, 2023 at
9:31:21 AM Pacific Daylight
Time

From: Peter Ishak

To: noreply@sandiego.gov

CC: TCleveland@sandiego.gov

Hi Travis,

I hope your week is going great so far!
We paid our deposit fee of \$8,000 this
past Friday.

What are the next steps?

Looking forward to hearing from you.

Thank You,

Peter Ishak
323-744-1738

On Mar 8, 2023, at 6:54 AM,
noreply@sandiego.gov
wrote:

Hello,

Your project application is
complete pending payment
of the attached invoice.
Please pay the attached to
deem your project complete
and begin project review.

Please email
TCleveland@sandiego.gov
when paid (he is also copied
on this email).

Thank you,
Development Services
<PRJ-1076065 Invoice.pdf>

Monday, August 7, 2023 at 09:09:05 Pacific Daylight Time

Subject: Automatic reply: [EXTERNAL]

Re: PRJ-1076065 Complete
pending invoice payment

Date: Tuesday, March 14, 2023 at
9:31:41 AM Pacific Daylight
Time

From: Cleveland, Travis

To: Peter Ishak

I have had an unanticipated event occur and will be unavailable for an indeterminate time. Please contact Lara Gates at LNGates@sandiego.gov for assistance.

Subject: [External Message Added] City of San Diego public records request #23-4162
Date: Thursday, August 31, 2023 at 4:48:32 PM Pacific Daylight Time
From: City of San Diego Public Records
To: peter@nsgenetics.com

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City of San Diego Public Records

A message was sent to you regarding record request #23-4162:

Good afternoon.

The City is still in the process of reviewing records for applicable exemptions. We will provide any disclosable records as they become available. We expect to provide an update by September 14. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards.

[View Request 23-4162](https://sandiego.nextrequest.com/requests/23-4162)

<https://sandiego.nextrequest.com/requests/23-4162>

Questions about your request? Reply to this email or sign in to contact staff at City of San Diego.
Technical support: See our [help page](#)

Subject: RE: [EXTERNAL] Re: PRJ-1076065 Complete pending invoice payment
Date: Wednesday, March 15, 2023 at 11:35:18 AM Pacific Daylight Time
From: Mendoza, Francisco
To: Peter Ishak
CC: Cleveland, Travis, Gates, Lara

Hi Peter,

It will be a couple days. Staff has to prepare the documentation (it will include a verification form you will need to fill out and a document you will need to post prominently on the project site.)

Respectfully,

-P

From: Peter Ishak <peter@nsgenetics.com>
Sent: Wednesday, March 15, 2023 11:28 AM
To: Gates, Lara <LNGates@san Diego.gov>
Cc: Mendoza, Francisco <FJMendoza@san Diego.gov>; Cleveland, Travis <TCleveland@san Diego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Complete pending invoice payment

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Francisco,

Thank You very much for this information. I will wait to receive the email with the next steps. Do you think I will receive that email today?

Thank You,

Peter Ishak
323-744-1738

On Mar 14, 2023, at 10:18 AM, Gates, Lara <LNGates@san Diego.gov> wrote:

Thanks Pancho!!

From: Mendoza, Francisco <FJMendoza@san Diego.gov>
Sent: Tuesday, March 14, 2023 9:53 AM
To: Gates, Lara <LNGates@san Diego.gov>; Peter Ishak <peter@nsgenetics.com>
Cc: Cleveland, Travis <TCleveland@san Diego.gov>
Subject: RE: [EXTERNAL] Re: PRJ-1076065 Complete pending invoice payment

Hi Peter,

This was the last remaining item before placing your project into review. Travis appears to be your assigned project manager on this one, so I will assist setting this one up for the initial noticing requirements.

Hang tight and wait for an email from noreply@san Diego.gov with next steps from us (Travis or myself will be CC'd in that email as well).

Respectfully,

Francisco Mendoza (Pancho)
Development Project Manager
Cannabis Business Division
City of San Diego
Development Services Department
☎: 619-446-5292
[<image001.jpg>](#)

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

To request a second opinion on an interpretation, or for further assistance?
Supervisor: Travis Cleveland, DPM3 | 619-446-5407 | TCleveland@san Diego.gov

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From: Gates, Lara <LNGates@san Diego.gov>
Sent: Tuesday, March 14, 2023 9:49 AM
To: Peter Ishak <peter@nsgenetics.com>
Cc: Cleveland, Travis <TCleveland@san Diego.gov>; Mendoza, Francisco <FJMendoza@san Diego.gov>
Subject: RE: [EXTERNAL] Re: PRJ-1076065 Complete pending invoice payment

Hi Peter,

Thanks for reaching out. Let me check on your project and get back to you today. Thanks, Lara

From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, March 14, 2023 9:46 AM
To: Gates, Lara <LNGates@san Diego.gov>
Subject: [EXTERNAL] Re: PRJ-1076065 Complete pending invoice payment

****This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.****

Hi Lara,

I hope all is well with you. My name is Peter Ishak and I have been working with Travis Cleveland on my submittal for our cannabis retail outlet located at 5325 Grant St (PRJ-1076065).

As mentioned below, Travis wanted me to reach out to you regarding next steps as he will be out for an indeterminate amount of time. We paid our CUP deposit of \$8,000 this past Friday.

If you could let me know what I need to do next, I would greatly appreciate it.

Looking forward to your response.

Peter Ishak
323-744-1738

Begin forwarded message:

From: "Cleveland, Travis" <TCleveland@san Diego.gov>
Date: March 14, 2023 at 9:31:44 AM PDT
To: Peter Ishak <peter@nsgenetics.com>
Subject: Automatic reply: [EXTERNAL] Re: PRJ-1076065 Complete pending invoice payment

I have had an unanticipated event occur and will be unavailable for an indeterminate time. Please contact Lara Gates at LNGates@san Diego.gov for assistance.

Subject: [External Message Added] City of San Diego public records request #23-4162
Date: Thursday, September 14, 2023 at 4:30:17 PM Pacific Daylight Time
From: City of San Diego Public Records
To: peter@nsgenetics.com

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City of San Diego Public Records

A message was sent to you regarding record request #23-4162:

Good afternoon.

The City is still in the process of reviewing records for applicable exemptions. We will provide any disclosable records as they become available. We expect to provide an update by September 28. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards.

[View Request 23-4162](https://sandiego.nextrequest.com/requests/23-4162)

<https://sandiego.nextrequest.com/requests/23-4162>

Questions about your request? Reply to this email or sign in to contact staff at City of San Diego.
Technical support: See our [help page](#)

Subject: PRJ-1076065 / Grant Street CO - Notice Packet
Date: Thursday, March 16, 2023 at 7:38:53 AM Pacific Daylight Time
From: noreply@sandiego.gov
To: peter@nsgenetics.com
CC: TCleveland@sandiego.gov, FJMendoza@sandiego.gov, MJRodriguez@sandiego.gov
Priority: High
Attachments: PRJ-1076065 - ltr.pdf, PRJ-1076065 - VPN.docx, PRJ-1076065 - PNA.docx, Municipal Code Chap 11 Art 02 Div 0304.pdf

Good morning,

Attached is a notice to be posted on the project site. Please follow the instructions detailed in the letter and complete the Verification of Posting. If you are sending a response to this email, please "reply all." If you have any questions regarding your posted notice, please contact your project manager Travis Cleveland.

Thank you,

Mary Rodriguez (for Travis Cleveland)

Subject: [External Message Added] City of San Diego public records request #23-4162
Date: Thursday, September 28, 2023 at 3:06:19 PM Pacific Daylight Time
From: City of San Diego Public Records
To: peter@nsgenetics.com

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City of San Diego Public Records

A message was sent to you regarding record request #23-4162:

Good afternoon.

The City is still in the process of reviewing records for applicable exemptions. We will provide any disclosable records as they become available. We expect to provide an update by October 12. We reserve the right to withhold and/or redact any records or information that may be exempt from disclosure under the Public Records Act, and/or other applicable legal privileges including, but not limited to, attorney work product and attorney client privileges.

Kind regards.

[View Request 23-4162](https://sandiego.nextrequest.com/requests/23-4162)

<https://sandiego.nextrequest.com/requests/23-4162>

Questions about your request? Reply to this email or sign in to contact staff at City of San Diego.
Technical support: See our [help page](#)

Subject: RE: [EXTERNAL] PRJ-1076065 / Grant Street CO - Notice Packet
Date: Monday, April 3, 2023 at 9:14:20 AM Pacific Daylight Time
From: Sherer, Tyler
To: Peter Ishak
CC: Cleveland, Travis

Hi Peter, it looks like all reviewers have finished their reviews. I will send you draft comments, either this afternoon, or tomorrow morning.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sanidiego.gov

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What are the current processing times? You can now check on [permit processing timelines](#) for intake and issuing a permit.

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Correspondence to and from this address may be monitored by third parties.

From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, April 3, 2023 9:10 AM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Cc: Cleveland, Travis <TCleveland@sanidiego.gov>
Subject: Re: [EXTERNAL] PRJ-1076065 / Grant Street CO - Notice Packet

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Hi Tyler and Travis,

I hope you both had a wonderful weekend!

Wanted to follow up with you on the reviews? Have they come back? Can I begin to work on them today?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Mar 28, 2023, at 10:04 AM, Sherer, Tyler <TSherer@san Diego.gov> wrote:

Hi Peter – I can say our reviewers are behind and I wouldn't expect to have this first review cycle completed this week. I have asked for firm ETAs from the reviewers and will let you know what that estimate is.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
Development Services Department
📞 (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Want a second opinion on my interpretation, or need to contact my supervisor for further assistance?
Travis Cleveland, Development Project Manager
tcleveland@san Diego.gov
📞 (619) 446-5407

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Correspondence to and from this address may be monitored by third parties.

From: Cleveland, Travis <TCleveland@san Diego.gov>
Sent: Monday, March 27, 2023 10:43 AM
To: Peter Ishak <peter@nsgenetics.com>
Cc: Mendoza, Francisco <FJMendoza@san Diego.gov>; Sherer, Tyler <TSherer@san Diego.gov>
Subject: RE: [EXTERNAL] PRJ-1076065 / Grant Street CO - Notice Packet

Hi Peter,

I assigned this project to Tyler Sherer, but I'm not sure I actually sent him an email letting him know this yet, so I'll answer.

Your reviews are all due this week, and Tyler should be getting you an assessment letter sometime next week.

Thanks,
Travis

From: Mendoza, Francisco <FJMendoza@san Diego.gov>
Sent: Monday, March 27, 2023 9:47 AM
To: Peter Ishak <peter@nsgenetics.com>
Cc: Cleveland, Travis <TCleveland@san Diego.gov>; Rodriguez, Mary <MJRodriguez@san Diego.gov>
Subject: RE: [EXTERNAL] PRJ-1076065 / Grant Street CO - Notice Packet

Hi Peter,

Travis is back, so I will let him take the lead.

Respectfully,

-P

From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, March 27, 2023 9:45 AM
To: Mendoza, Francisco <FJMendoza@san Diego.gov>
Cc: Cleveland, Travis <TCleveland@san Diego.gov>; Rodriguez, Mary <MJRodriguez@san Diego.gov>
Subject: Re: [EXTERNAL] PRJ-1076065 / Grant Street CO - Notice Packet

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Good Morning Francisco,

I hope you are well and had a great weekend.

I wanted to follow up with you to see if there is anything else needed from my end? Also, I was wondering what the next steps would be?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Mar 16, 2023, at 9:55 AM, Mendoza, Francisco <FJMendoza@saniego.gov> wrote:

Good morning Peter,

Please let me know if you have any questions. Travis is out of the office, so I will assist you with anything.

Respectfully,

Francisco Mendoza (*Pancho*)
Development Project Manager
Cannabis Business Division
City of San Diego
Development Services Department
☎: 619-446-5292
<[image001.jpg](#)>

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

To request a second opinion on an interpretation, or for further assistance?
Supervisor: Travis Cleveland, DPM3 | 619-446-5407 | TCleveland@saniego.gov

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From: noreply@sandiego.gov <noreply@sandiego.gov>

Sent: Thursday, March 16, 2023 7:39 AM

To: peter@nsgenetics.com

Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Mendoza, Francisco <FJMendoza@sandiego.gov>; Rodriguez, Mary <MJRodriguez@sandiego.gov>

Subject: [EXTERNAL] PRJ-1076065 / Grant Street CO - Notice Packet

Importance: High

Good morning,

Attached is a notice to be posted on the project site. Please follow the instructions detailed in the letter and complete the Verification of Posting. If you are sending a response to this email, please "reply all." If you have any questions regarding your posted notice, please contact your project manager Travis Cleveland.

Thank you,

Mary Rodriguez (for Travis Cleveland)

(619) 446-5407



Outgoing call

Mon, Mar 27, 2023, 12:20 PM

23 min 28 sec

nday, August 7, 2023 at 09:47:46 Pacific Daylight Time

Subject: Re: PRJ 1076056 5325
Grant St New CO 1st
Assessment Letter and
Review Comments

Date: Friday, April 14, 2023 at
10:41:13 AM Pacific
Daylight Time

From: Peter Ishak

To: Sherer, Tyler

CC: Howard Wayne,
Goossens, Kyle, Lithgow,
Meghan, Mariscal,
Marissa, Ibriheem,
Anwer, Travis Cleveland

Attachments: 1076056 5325 Grant St
New CO 1st Assessment
Letter 040423.pdf,
ATT00001.htm,
1076056 5325 Grant St
New CO Final Review
Comments.xlsx,
ATT00002.htm

Tyler,

Thank You for this information. We are working on each point as diligently as possible.

One thing we need clarification on. We notice that on the San Diego Cannabis Mapping site, we do not see our application? We only see the application for Banks st but no information about our application. I spoke with Travis about this and he informed me that it was a glitch with the mapping people and he would get it resolved.

Is it possible we can have this issue addressed? Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Apr 4, 2023, at 4:45 PM,
Sherer, Tyler
<TSherer@sandiego.gov>
wrote:

Mr. Ishak – Please see the
attached assessment
letter and final review
comments from the first
review cycle.

Tyler Sherer
Development Project
Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project
Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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Monday, August 7, 2023 at 09:51:24 Pacific Daylight Time

Subject: RE: PRJ 1076065 CO
Grant Street New CO
CUP is resubmitted and
ready for review

Date: Thursday, April 27, 2023
at 12:01:44 PM Pacific
Daylight Time

From: Lithgow, Meghan

To: Sherer, Tyler, Ibriheem,
Anwer, Mariscal,
Marissa, Goossens, Kyle

CC: peter@nsgenetics.com

Attachments: image001.png

Thank you.

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357
www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development –
Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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From: Sherer, Tyler

<TSherer@sandiego.gov>

Sent: Thursday, April 27, 2023 12:01

PM

To: Lithgow, Meghan

<Mlithgow@sandiego.gov>;

Ibriheem, Anwer

<Albriheem@sandiego.gov>;

Mariscal, Marissa

<MMariscal@sandiego.gov>;

Goossens, Kyle

<KGoossens@sandiego.gov>

Cc: peter@nsgenetics.com

Subject: RE: PRJ 1076065 CO Grant Street New CO CUP is resubmitted and ready for review

Correct. I shouldn't have said it's not subject to. However, it is very specific as to what it applies to and it does not apply to this project.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan

<MLithgow@sandiego.gov>

Sent: Thursday, April 27, 2023 11:59 AM

To: Sherer, Tyler

<TSherer@sandiego.gov>; Ibriheem,

Anwer <Albriheem@sandiego.gov>;

Mariscal, Marissa

<MMariscal@sandiego.gov>;

Goossens, Kyle

<KGoossens@sandiego.gov>

Cc: peter@nsgenetics.com

Subject: RE: PRJ 1076065 CO Grant Street New CO CUP is resubmitted and ready for review

To clarify, per Kyle's previous email, it does not meet any of the criteria below.

Therefore it does not need to comply with the regulations.

Thanks,

Meghan Lithgow, MS, PE

Associate Engineer – Traffic

City of San Diego

Development Services Department

☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development –
Supervisor name and title: Ann
French Gonsalves, Senior Traffic
Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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immediately notify the sender by replying to this message or by telephone. Thank you.

From: Sherer, Tyler

<TSherer@sandiego.gov>

Sent: Thursday, April 27, 2023 11:57 AM

To: Lithgow, Meghan

<MLithgow@sandiego.gov>;

Ibriheem, Anwer

<Albriheem@sandiego.gov>;

Mariscal, Marissa

<MMariscal@sandiego.gov>;

Goossens, Kyle

<KGoossens@sandiego.gov>

Cc: peter@nsgenetics.com

Subject: RE: PRJ 1076065 CO Grant Street New CO CUP is resubmitted and ready for review

It is subject, however:

§143.1403 Application of the C

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(3) Parkin

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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or Cannabis Production Facility, please
include the address in your inquiry.**

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan
<MLithgow@san Diego.gov>
Sent: Thursday, April 27, 2023 11:52 AM
To: Sherer, Tyler
<TSherer@san Diego.gov>; Ibriheem, Anwer <Albriheem@san Diego.gov>; Mariscal, Marissa <MMariscal@san Diego.gov>; Goossens, Kyle <KGoossens@san Diego.gov>
Cc: peter@nsgenetics.com
Subject: RE: PRJ 1076065 CO Grant Street New CO CUP is resubmitted and ready for review

Question: why would this project not be subject to the CAP Consistency Checklist or regulations??

Thanks,

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego

Development Services Department

☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development –
Supervisor name and title: Ann
French Gonsalves, Senior Traffic
Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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From: Sherer, Tyler

<TSherer@sandiego.gov>

Sent: Thursday, April 27, 2023 11:48 AM

To: Ibriheem, Anwer

<Albriheem@sandiego.gov>;

Mariscal, Marissa

<MMariscal@sandiego.gov>;

Goossens, Kyle

<KGoossens@sandiego.gov>;

Lithgow, Meghan

<MLithgow@sandiego.gov>

Cc: peter@nsgenetics.com

Subject: PRJ 1076065 CO Grant
Street New CO CUP is resubmitted
and ready for review

Hello, everyone – The project has
been resubmitted and is ready for
review. Thanks in advance, for your
assistance.

Kyle, per our discussion yesterday,
please state definitively that, per
your determination, the project is
not subject to the CAP Consistency
Checklist nor regulations in your
review.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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include the address in your inquiry.**

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO
Date: Monday, May 15, 2023 at 9:50:31 AM Pacific Daylight Time
From: Peter Ishak
To: Sherer, Tyler
CC: Lithgow, Meghan

Tyler,

Thank You.

Meghan - I am available for a Teams meeting today or tomorrow if that works for you?

Peter Ishak
323-744-1738

On May 15, 2023, at 9:24 AM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Hi Meghan, Peter has reviewed the draft comments and would like clarification regarding the drive aisle:

“Most of my questions are related to the drive isle. We only have a 15’ drive aisle which will be impossible to reconstruct to current city guidelines for 2-way traffic.

I spoke to Travis about this and he mentioned that the City understands that these buildings were constructed to conforming guidelines when built but may be impossible to conform now. I mentioned that in my response but the reviewers are still asking me to update the plans to confirm to city guidelines.”

Would you have time for a quick Teams meeting to clarify what we will expect from the applicant?

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, May 15, 2023 9:14 AM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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Most of my questions are related to the drive isle. We only have a 15' drive aisle which will be impossible to reconstruct to current city guidelines for 2-way traffic.

I spoke to Travis about this and he mentioned that the City understands that these buildings were constructed to conforming guidelines when built but may be impossible to conform now. I mentioned that in my response but the reviewers are still asking me to update the plans to confirm to city guidelines.

Also for comment 79, it says " All unchecked items from previous review are still standing and need to be addressed"

Does that mean no comments have been cleared?

What should I do about this and how should I proceed? Your advice is greatly appreciated.

Peter
323-744-1738

On May 15, 2023, at 9:04 AM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Hi Peter, if you have questions regarding the reviewer comments, you should reach out directly to them. What questions do you have?

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, May 15, 2023 8:11 AM
To: Sherer, Tyler <TSherer@sandiego.gov>
Subject: [EXTERNAL] Re: PRJ-1076065 Grant St CO

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Tyler,

Good Morning!

Thank You for this information. Are you available for a quick call today to discuss? If so, what time works best for you?

Peter
323-744-1738

On May 15, 2023, at 7:46 AM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Good morning Peter – please see attached.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>

Sent: Thursday, May 11, 2023 4:58 PM

To: John A. Boarman <boarman@llgengineers.com>

Cc: Sherer, Tyler <TSherer@sandiego.gov>; Soriano, Maryann <MSoriano@sandiego.gov>

Subject: PRJ-1076065 Grant St CO

John,

Attached please find LDR-Transportation Development's comments for the transportation studies prepared for the subject project.

Please let us know if you have any questions.

Thank you,

Meghan Lithgow, MS, PE

Associate Engineer – Traffic

City of San Diego

Development Services Department

☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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<Apr 2023 VMT Analysis.pdf>

<Apr 2023 Scoping Memo + PIF.pdf>

<2nd Cycle Draft Comments 051523.xlsx>

Monday, August 7, 2023 at 09:58:55 Pacific Daylight Time

Subject: PRJ-1076065 Grant Street
Cannabis Outlet

Date: Monday, May 15, 2023 at
10:52:09 AM Pacific Daylight
Time

From: Sherer, Tyler

To: Lithgow, Meghan, Gonsalves,
Ann, Ibriheem, Anwer,
peter@nsgenetics.com

Hello – The applicant Peter Ishak has questions regarding the drive aisle and driveway regulations.

Microsoft Teams
meeting

**Join on your computer, mobile app
or room device**

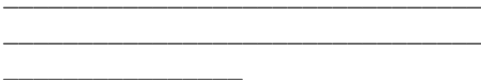
[Click here to join the meeting](#)

Meeting ID: 229 459 805 958

Passcode: 8ta3Am

[Download Teams](#) | [Join on the web](#)

[Learn More](#) | [Meeting options](#)



Monday, August 7, 2023 at 10:02:10 Pacific Daylight Time

Subject: Re: [EXTERNAL] Re: PRJ
1076065 CO Grant
Street New CO CUP is
resubmitted and ready
for review

Date: Friday, May 19, 2023 at
10:51:58 AM Pacific
Daylight Time

From: Peter Ishak

To: Sherer, Tyler

Attachments: L1 6.pdf, ATT00001.htm,
TS1 6.pdf,
ATT00002.htm

Tyler,

Please see attached. This should address
all of the comments.

Are you available today for a quick call?

Peter
323-744-1738

(619) 446-5407



Incoming call

Mon, May 22, 2023, 12:55 PM

19 min 25 sec

Subject: Re: [EXTERNAL] Re: Drop Dead Date for July 12 Hearing
Date: Tuesday, May 30, 2023 at 8:26:33 AM Pacific Daylight Time
From: Peter Ishak
To: Sherer, Tyler
CC: Cleveland, Travis

Tyler,

Thank You for the update. I hope you had a great Memorial Day Weekend.

Looking forward to hearing from you this afternoon.

Peter Ishak
323-744-1738

On May 30, 2023, at 8:16 AM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Hi Peter, I have asked each reviewer to try to finish their reviews this week to ensure we can make July 12th. None have promised they can make that, but none have said they cannot, either. I will follow up with them this afternoon for an ETA.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
📞: (619) 446-5378

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Supervisor: Travis Cleveland, Development Project Manager
📞: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Friday, May 26, 2023 9:05 AM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: Drop Dead Date for July 12 Hearing

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Good Morning Tyler and Travis,

Hope you both had a great week!

Just wanted to follow up with you to see if you were able to speak to reviewers about clearing their comments? Is there anything I can provide or answer before heading into the Holiday weekend?

Just trying to make sure that I've done everything possible to try and have all comments cleared for Marissa's return on Tuesday.

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On May 23, 2023, at 3:03 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

You've got it Peter. Staff should have ample time to clear their remaining comments and I will let them know this situation.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
📞: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?
Supervisor: Travis Cleveland, Development Project Manager
📞: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, May 23, 2023 3:00 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: Drop Dead Date for July 12 Hearing

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Tyler,

Yes, please try and aim for the 12th.

I really appreciate you and Travis working with me.

Please let me know if there is anything else I can provide.

Peter Ishak
323-744-1738

On May 23, 2023, at 2:51 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Hi Peter – Ok, let's try this again. I spoke with Travis and he presented another scenario that could still get you on July 12th. Based on staff

timelines, I actually have until June 6th to get this item on the agenda provided: 1. The NORA is issued, 2. Staff has signed off, and 3. The agenda for that date doesn't fill up and is closed.

The tricky part is number 3. If a number of DPMs are in my same position, the agenda could simply fill up and I have no way of knowing at this point how many DPMs are waiting in the wings to beat the 6/6 deadline.

So at this juncture, it is up to you. Do you want to continue to process this and aim for July 12th knowing the risks?

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, May 23, 2023 2:17 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: Drop Dead Date for July 12 Hearing

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Tyler,

Thank You very much for setting the status to review.

I wanted to let you know that we did receive our recommendation for approval from the Linda Vista Planning Group last night.

Have you had a chance to speak with the reviewers? Do you think they will have a chance to clear the comments so we can get the NORA out this week?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On May 22, 2023, at 2:11 PM, Sherer, Tyler
<TSherer@sandiego.gov> wrote:

Thank you Peter, I will set the status to review.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?
Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, May 22, 2023 2:01 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: Drop Dead Date for July 12 Hearing

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Tyler and Travis,

I have uploaded our resubmission. It includes:

- Applicant Response Letter
- Applicant Response to 2nd Cycle Issues
- Updated Site Plan
- Mutual Access Agreement
- IOD
- Updated VMT Letter
- Updated VMT Report

Please let me know if there is anything else I can provide.

As always, Thank You both for your assistance throughout this process.

Peter Ishak
323-744-1738

On May 22, 2023, at 11:20 AM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Hi Peter, please see Meghan's responses below.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@saniego.gov

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From: Lithgow, Meghan
<MLithgow@saniego.gov>
Sent: Monday, May 22, 2023 11:09 AM

To: Sherer, Tyler <TSherer@san Diego.gov>;
Gonsalves, Ann
<AGonsalves@san Diego.gov>; Ibriheem,
Anwer <Albriheem@san Diego.gov>
Subject: RE: [EXTERNAL] Re: Drop Dead
Date for July 12 Hearing

Tyler,

Regarding Peter's questions:

1. I'm assuming that because we cannot achieve the 10' parkway, we will need to execute the IOD? Can you please confirm?

We are currently discussion this issue with Management as we are currently reviewing a project with a similar issue; as we discussed on the phone call last week, it is not clear whether the City would accept an IOD if it were proposed.

2. I looked up the Mutual Access Form and it says that I have to request it from my planner. Can you send me that form so I can also submit this with my resubmission?

I have attached this document to this email.

Thank you,

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357
www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor
name and title: Ann French Gonsalves,
Senior Traffic Engineer
Phone: (619) 446-5294

Email: agonsalves@san Diego.gov

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From: Sherer, Tyler
<TSherer@san Diego.gov>
Sent: Monday, May 22, 2023 7:43 AM
To: Peter Ishak <peter@nsgenetics.com>;
Lithgow, Meghan
<MLithgow@san Diego.gov>; Gonsalves,
Ann <AGonsalves@san Diego.gov>;
Ibriheem, Anwer
<Albriheem@san Diego.gov>
Subject: RE: [EXTERNAL] Re: Drop Dead
Date for July 12 Hearing

Hi guys, can you please help Peter with his two questions, below?

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, May 22, 2023 6:57 AM
To: Sherer, Tyler <TSherer@sandiego.gov>
Subject: [EXTERNAL] Re: Drop Dead Date for July 12 Hearing

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Tyler,

I went to submit but realized I need the updated VMT letter and assessment to be able to fully resubmit. I should have the letter and assessment this morning and will upload shortly.

I do have 2 questions.

1. I'm assuming that because we cannot achieve the 10' parkway, we will need to

execute the IOD? Can you please confirm?

2. I looked up the Mutual Access Form and it says that I have to request it from my planner. Can you send me that form so I can also submit this with my resubmission?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On May 19, 2023, at 3:41 PM, Peter Ishak
<peter@nsgenetics.com> wrote:

Tyler,

Thank You for this information. I will re-submit shortly and send you an email when complete.

Keeping fingers crossed. Never know what could happen.

I hope you have a great weekend!

Peter Ishak
323-744-1738

On May 19,
2023, at 3:16
PM, Sherer, Tyler
<TSherer@sandi.ego.gov> wrote:

Hi Peter, we would have until Friday 5/26 to be docketed for July 12. I can talk to the reviewers to see if they can finish their reviews before then and have the NORA ready, so even if you resubmit this weekend, if the reviewers are unable to finish their reviews then making July 12 will be nearly impossible. Not to be pessimistic, I'm just trying to give you the lay of the land so you know what we're dealing with. I can't make the reviewers finish before the 26th because they have 15 business days to complete reviews.

Tyler Sherer
Development
Project Manager
Cannabis Business
Division
City of San Diego
☎: (619) 446-
5378

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Facility, please
include the
address in your
inquiry.**

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development
Project Manager

☎: (619) 446-5407
TCleveland@sandiego.gov

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nday, August 7, 2023 at 10:06:08 Pacific Daylight Time

Subject: RE: [EXTERNAL] Re: PRJ
1076065 5325 Grant Street
CO

Date: Thursday, June 1, 2023 at
10:23:27 AM Pacific Daylight
Time

From: Sherer, Tyler

To: Peter Ishak

CC: Cleveland, Travis

Thanks Peter, yes I received it. I will check in again and let you know what the reviewers say.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

📞: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak
<peter@nsgenetics.com>
Sent: Thursday, June 1, 2023 9:57 AM
To: Sherer, Tyler
<TSherer@sandiego.gov>
Cc: Cleveland, Travis
<TCleveland@sandiego.gov>
Subject: [EXTERNAL] Re: PRJ 1076065
5325 Grant Street CO

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Hi Tyler,

I hope you are well.

Thank You for the update regarding Engineering. Hopefully Transportation and EAS can complete this week.

I sent you the Recommendation email from the Community Group yesterday. Just want to confirm you received it?

Any further word from Transportation and EAS? If there is anything else I can provide, please let me know.

Looking forward to your response.

Thank You,
Peter Ishak
323-744-1738

On May 30, 2023, at 4:20
PM, Sherer, Tyler
<TSherer@sandiego.gov>
wrote:

Hi Peter, Engineering has
finished, now only
Transportation and EAS
are left. Did you send, or
did the community
planning group chair send
me an email yet regarding
their recommendation?

Tyler Sherer
Development Project
Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project
Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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Subject: FW: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation
Date: Tuesday, June 20, 2023 at 4:36:51 PM Pacific Daylight Time
From: Sherer, Tyler
To: peter@nsgenetics.com, Darren Machulsky
CC: Cleveland, Travis

Hi Peter and Darren, please see the recheck items in the email below. I think we're getting outside of the window to make July 26th, but will confirm with Travis tomorrow.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@san Diego.gov

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From: Lithgow, Meghan <Mlithgow@san Diego.gov>
Sent: Tuesday, June 20, 2023 4:23 PM
To: Sherer, Tyler <TSherer@san Diego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

I have completed my review and while I have no comments on the transportation studies, there are a couple of clean up items on the development plans:

- The dedication across the driveway means the property line would move and this should be shown on the plans
- The distance to the proposed gate is still not labeled and must be a minimum of 20 feet from the property line

These are two relatively quick edits and I realize that the drafter/applicant may not have understood the dedication and improvement comment and what that meant regarding the property line....

Thanks,

Meghan Lithgow, MS, PE

Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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From: Sherer, Tyler <TSherer@sandiego.gov>

Sent: Tuesday, June 20, 2023 3:15 PM

To: Lithgow, Meghan <MLithgow@sandiego.gov>

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

=) You always do, thank you for that.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>

Sent: Tuesday, June 20, 2023 2:47 PM

To: Sherer, Tyler <TSherer@sanidiego.gov>

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

Thank you – I'll do my best.

Meghan Lithgow, MS, PE

Associate Engineer – Traffic

City of San Diego

Development Services Department

☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sanidiego.gov

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From: Sherer, Tyler <TSherer@sanidiego.gov>

Sent: Tuesday, June 20, 2023 2:46 PM

To: Lithgow, Meghan <MLithgow@sanidiego.gov>; Mariscal, Marissa <MMariscal@sanidiego.gov>

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

I understand Meghan, I hope you feel better soon!

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sanidiego.gov

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From: Lithgow, Meghan <MLithgow@saniego.gov>
Sent: Tuesday, June 20, 2023 2:45 PM
To: Sherer, Tyler <TSherer@saniego.gov>; Mariscal, Marissa <MMariscal@saniego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

My apologies but I just logged on to put an out of office message up as I've been sick all day. I will do my best to complete this review tomorrow.

Thank you,

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357
www.sanideo.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer
Phone: (619) 446-5294
Email: agonsalves@saniego.gov

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From: Sherer, Tyler <TSherer@saniego.gov>
Sent: Tuesday, June 20, 2023 9:41 AM
To: Lithgow, Meghan <MLithgow@saniego.gov>; Mariscal, Marissa <MMariscal@saniego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hello! I hope you both had a relaxing weekend. Meghan, are you on schedule to complete the review today? It seems the last remaining issues are resolved by this last resubmittal, but please let me know if not. We are trying to take this to hearing on July 26, FYI. Thanks to you both, in advance, for your assistance.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego

☎: (619) 446-5378

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Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Sherer, Tyler

Sent: Monday, June 12, 2023 4:52 PM

To: Lithgow, Meghan <MLithgow@sandiego.gov>; Mariscal, Marissa <MMariscal@sandiego.gov>

Subject: FW: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hi, I hope you are both having a great start to your week! The final review is ready for you both. I have reviewed the submitted and it seems to wrap up the remaining transportation comments. Meghan, please take a look and let me know when you have signed off. Thank you to both of you for your help!

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Monday, June 12, 2023 12:34 PM

To: Sherer, Tyler <TSherer@saniego.gov>

Cc: Cleveland, Travis <TCleveland@saniego.gov>

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Hi Tyler,

I Hope you had a great weekend.

Wanted to follow up with you to see if the reviewers had a chance to clear the pending issues?

Is there anything else I can provide?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Jun 6, 2023, at 3:39 PM, Sherer, Tyler <TSherer@saniego.gov> wrote:

Yes, I see everything.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Tuesday, June 6, 2023 3:26 PM

To: Sherer, Tyler <TSherer@sandiego.gov>

Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

I was now able to properly upload the updated files.

Can you confirm receipt?

Peter

On Jun 6, 2023, at 3:05 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

I think you need to try again. I only see one document listed as having been uploaded today. You will need to select the proper description of each individual document, too.

https://www.sandiego.gov/sites/default/files/apply_for_a_discretionary_permit.pdf This will walk you through resubmittal and help you troubleshoot what's going on.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
📞: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Tuesday, June 6, 2023 2:58 PM

To: Sherer, Tyler <TSherer@sandiego.gov>

Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

I was able to login to Acela. I believe I uploaded the 4 documents but I was unable to properly identify the documents with the drop-down menu. I was only able to select "Project Issues Report" from the drop-down menu. Also, I didn't see the files listed in the attachments section after I uploaded them.

Can you confirm that they were uploaded properly?

Peter

On Jun 6, 2023, at 2:35 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

No cover letter is needed.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sanidiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 2:23 PM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Cc: Cleveland, Travis <TCleveland@sanidiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

Thank You. I will be uploading my responses to the comments, the updated site plan and updated VMT reports.

Just confirming that I do not need to submit a cover letter also?

Peter

On Jun 6, 2023, at 2:14 PM, Sherer, Tyler
<TSherer@sandiego.gov> wrote:

Ok Peter – Accela is set for your resubmittal.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 10:18 AM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Hi Tyler and Travis,

We are ready to resubmit. Is there a letter I need to receive and respond to? Is the portal open?

Peter

On Jun 2, 2023, at 11:05 AM, Sherer, Tyler
<TSherer@sandiego.gov> wrote:

Let's chat right now.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Friday, June 2, 2023 11:04 AM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Cc: Cleveland, Travis
<TCleveland@sanidiego.gov>; Darren
Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065
5325 Grant Street - Draft Comments from
Transportation

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this email or opening attachments.****

Tyler,

That sounds good. Do you have availability
today?

Peter

On Jun 2, 2023, at 11:01 AM,
Sherer, Tyler
<TSherer@sanidiego.gov>
wrote:

I propose that we have a
teams meeting, because we
should all be looking at your
latest submitted plans during
the discussion.

Are you free for that now?

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak
<peter@nsgenetics.com>

Sent: Friday, June 2, 2023
11:00 AM

To: Sherer, Tyler
<TSherer@sandiego.gov>

Cc: Cleveland, Travis

<TCleveland@sandiego.gov>;

Darren Machulsky

<dmachulsky@yahoo.com>

Subject: [EXTERNAL] Re: PRJ
1076065 5325 Grant Street -
Draft Comments from
Transportation

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external source. Be cautious
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attachments.****

Tyler,

I feel like these comments
have been addressed. Are you
available for a quick 5 minute
phone call?

Peter
323-744-1738

On Jun 2, 2023,
at 9:53 AM,
Sherer, Tyler
<[TSherer@sandi
ego.gov](mailto:TSherer@sandiego.gov)> wrote:

Hi Peter, I got
your vm, but was
in the middle of
putting together
the draft
comments from
transportation
and decided to
respond via

email. In addition to the revisions required in the transportation documents, there remain outstanding issues that have been previously requested, but were not shown correctly or not shown at all.

For example, the parking table, pedestrian access, and transit stop on Morena Boulevard require attention and the Dedication and Improvement information, which must be shown on the Site Plan.

Please take a look at these draft comments and let me know if you have any questions.

Tyler Sherer
Development
Project Manager
Cannabis Business
Division
City of San Diego
☎: (619) 446-

5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development
Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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<Draft
Comments Trans
and Env Open as
of 060223.xlsx>

nday, August 7, 2023 at 10:17:56 Pacific Daylight Time

Subject: Re: [EXTERNAL] Re: PRJ
1076065 5325 Grant
Street - Draft Comments
from Transportation

Date: Tuesday, June 20, 2023
at 5:09:32 PM Pacific
Daylight Time

From: Peter Ishak

To: Sherer, Tyler

CC: Darren Machulsky,
Cleveland, Travis

Attachments: ATT00001.htm, 99 CDS
36 Yes SW2 CD's
2_recover TS (1) 2.pdf

Tyler,

Updated site plan with Meghan's 2
comments addressed.

Please let me know after you discuss with
Travis about the July 26th date.

Thank You,

Peter

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation
Date: Wednesday, June 21, 2023 at 10:22:02 AM Pacific Daylight Time
From: Sherer, Tyler
To: Peter Ishak
CC: Darren Machulsky, Cleveland, Travis

Hi Peter – Unfortunately, your account will almost certainly go into deficit. Therefore, no more work can be completed until the last invoice has been paid. Let me know when that has happened and I will reach out to Meghan. Until then, I cannot do any more work on the project.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 20, 2023 5:10 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Darren Machulsky <dmachulsky@yahoo.com>; Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

Updated site plan with Meghan's 2 comments addressed.

Please let me know after you discuss with Travis about the July 26th date.

Thank You,

Peter

On Jun 20, 2023, at 4:37 PM, Sherer, Tyler <TSherer@san Diego.gov> wrote:

Hi Peter and Darren, please see the recheck items in the email below. I think we're getting outside of the window to make July 26th, but will confirm with Travis tomorrow.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@san Diego.gov

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From: Lithgow, Meghan <MLithgow@sanidiego.gov>
Sent: Tuesday, June 20, 2023 4:23 PM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

I have completed my review and while I have no comments on the transportation studies, there are a couple of clean up items on the development plans:

- The dedication across the driveway means the property line would move and this should be shown on the plans
- The distance to the proposed gate is still not labeled and must be a minimum of 20 feet from the property line

These are two relatively quick edits and I realize that the drafter/applicant may not have understood the dedication and improvement comment and what that meant regarding the property line....

Thanks,

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357
www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sanidiego.gov

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From: Sherer, Tyler <TSherer@sandiego.gov>
Sent: Tuesday, June 20, 2023 3:15 PM
To: Lithgow, Meghan <MLithgow@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

=) You always do, thank you for that.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>
Sent: Tuesday, June 20, 2023 2:47 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

Thank you – I'll do my best.

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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From: Sherer, Tyler <TSherer@sandiego.gov>

Sent: Tuesday, June 20, 2023 2:46 PM

To: Lithgow, Meghan <MLithgow@sandiego.gov>; Mariscal, Marissa <MMariscal@sandiego.gov>

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

I understand Meghan, I hope you feel better soon!

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>
Sent: Tuesday, June 20, 2023 2:45 PM
To: Sherer, Tyler <TSherer@sandiego.gov>; Mariscal, Marissa <MMariscal@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

My apologies but I just logged on to put an out of office message up as I've been sick all day. I will do my best to complete this review tomorrow.

Thank you,

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357
www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer
Phone: (619) 446-5294
Email: agonsalves@sandiego.gov

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From: Sherer, Tyler <TSherer@sandiego.gov>
Sent: Tuesday, June 20, 2023 9:41 AM
To: Lithgow, Meghan <MLithgow@sandiego.gov>; Mariscal, Marissa <MMariscal@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hello! I hope you both had a relaxing weekend. Meghan, are you on schedule to complete the review today? It seems the last remaining issues are resolved by this last resubmittal, but please let me know if not. We are trying to take this to hearing on July 26, FYI. Thanks to you both, in advance, for your assistance.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sanidiego.gov

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From: Sherer, Tyler

Sent: Monday, June 12, 2023 4:52 PM

To: Lithgow, Meghan <MLithgow@sanidiego.gov>; Mariscal, Marissa <MMariscal@sanidiego.gov>

Subject: FW: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hi, I hope you are both having a great start to your week! The final review is ready for you both. I have reviewed the submitted and it seems to wrap up the remaining transportation comments. Meghan, please take a look and let me know when you have signed off. Thank you to both of you for your help!

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Monday, June 12, 2023 12:34 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Hi Tyler,

I Hope you had a great weekend.

Wanted to follow up with you to see if the reviewers had a chance to clear the pending issues?

Is there anything else I can provide?

Looking forward to your response.

Thank You,

Peter Ishak
323-744-1738

On Jun 6, 2023, at 3:39 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Yes, I see everything.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include

[the address in your inquiry.](#)

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@san Diego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Tuesday, June 6, 2023 3:26 PM

To: Sherer, Tyler <TSherer@san Diego.gov>

Cc: Cleveland, Travis <TCleveland@san Diego.gov>; Darren Machulsky <dmachulsky@yahoo.com>

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

I was now able to properly upload the updated files.

Can you confirm receipt?

Peter

On Jun 6, 2023, at 3:05 PM, Sherer, Tyler <TSherer@san Diego.gov> wrote:

I think you need to try again. I only see one document listed as having been uploaded today. You will need to select the proper description of each individual document, too.

https://www.sandiego.gov/sites/default/files/apply_for_a_discretionary_permit.pdf This will walk you through resubmittal and help you troubleshoot what's going on.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 2:58 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

I was able to login to Acela. I believe I uploaded the 4 documents but I was unable to properly identify the documents with the drop-down

menu. I was only able to select “Project Issues Report” from the drop-down menu. Also, I didn’t see the files listed in the attachments section after I uploaded them.

Can you confirm that they were uploaded properly?

Peter

On Jun 6, 2023, at 2:35 PM, Sherer, Tyler
<TSherer@san Diego.gov> wrote:

No cover letter is needed.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@san Diego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 2:23 PM
To: Sherer, Tyler <TSherer@san Diego.gov>
Cc: Cleveland, Travis <TCleveland@san Diego.gov>;
Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

Thank You. I will be uploading my responses to the comments, the updated site plan and updated VMT reports.

Just confirming that I do not need to submit a cover letter also?

Peter

On Jun 6, 2023, at 2:14 PM, Sherer, Tyler <TSherer@san Diego.gov> wrote:

Ok Peter – Accela is set for your resubmittal.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@san Diego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 10:18 AM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Cc: Cleveland, Travis <TCleveland@sanidiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065
5325 Grant Street - Draft Comments from Transportation

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this email or opening attachments.****

Hi Tyler and Travis,

We are ready to resubmit. Is there a letter I need to receive and respond to? Is the portal open?

Peter

On Jun 2, 2023, at 11:05 AM, Sherer, Tyler <TSherer@sanidiego.gov> wrote:

Let's chat right now.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager

☎: (619) 446-5407

TCleveland@san Diego.gov

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From: Peter Ishak
<peter@nsgenetics.com>
Sent: Friday, June 2, 2023
11:04 AM
To: Sherer, Tyler
<TSherer@san Diego.gov>

Cc: Cleveland, Travis
<TCleveland@saniego.gov>;
Darren Machulsky
<dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re:
PRJ 1076065 5325 Grant
Street - Draft Comments from
Transportation

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attachments.****

Tyler,

That sounds good. Do you
have availability today?

Peter

On Jun 2, 2023,
at 11:01 AM,
Sherer, Tyler
<TSherer@sandiego.gov> wrote:

I propose that we
have a teams
meeting,
because we
should all be
looking at your
latest submitted
plans during the
discussion.

Are you free for
that now?

Tyler Sherer
Development
Project Manager
Cannabis Business
Division
City of San Diego
☎: (619) 446-

5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter
Ishak
<peter@nsgeneti.com>

Sent: Friday, June
2, 2023 11:00
AM

To: Sherer, Tyler
<TSherer@sandiego.gov>

Cc: Cleveland,
Travis
<TCleveland@sandiego.gov>;

Darren
Machulsky
<dmachulsky@yahoo.com>

Subject:
[EXTERNAL] Re:
PRJ 1076065
5325 Grant
Street - Draft
Comments from
Transportation

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Tyler,

I feel like these
comments have
been addressed.
Are you available
for a quick 5
minute phone
call?

Peter
323-744-1738

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required in the transportation documents

, there remain outstanding issues that have been previously requested, but were not shown correctly or not

shown
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For
example,
the
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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?
Supervisor:
Travis Cleveland, Development Project Manager
📞:

(619
)
446-
5407
TCleveland@sandiego.gov

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Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation
Date: Thursday, July 6, 2023 at 2:50:24 PM Pacific Daylight Time
From: Cleveland, Travis
To: peter@nsgenetics.com, Darren Machulsky
CC: Sherer, Tyler

Hi Peter,

We're ready to move you forward but we need that invoice paid if you are to remain competitive. Your application is still relevant, so please let us know when you've paid.

Thanks!

-Travis

From: Sherer, Tyler <TSherer@sandiego.gov>
Sent: Tuesday, June 20, 2023 4:37 PM
To: peter@nsgenetics.com; Darren Machulsky <dmachulsky@yahoo.com>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>
Subject: FW: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hi Peter and Darren, please see the recheck items in the email below. I think we're getting outside of the window to make July 26th, but will confirm with Travis tomorrow.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>
Sent: Tuesday, June 20, 2023 4:23 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

I have completed my review and while I have no comments on the transportation studies, there are a couple of clean up items on the development plans:

- The dedication across the driveway means the property line would move and this should be shown on the plans
- The distance to the proposed gate is still not labeled and must be a minimum of 20 feet from the property line

These are two relatively quick edits and I realize that the drafter/applicant may not have understood the dedication and improvement comment and what that meant regarding the property line....

Thanks,

Meghan Lithgow, MS, PE

Associate Engineer – Traffic

City of San Diego

Development Services Department

☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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From: Sherer, Tyler <TSherer@sandiego.gov>

Sent: Tuesday, June 20, 2023 3:15 PM

To: Lithgow, Meghan <MLithgow@sandiego.gov>

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

=) You always do, thank you for that.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>
Sent: Tuesday, June 20, 2023 2:47 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

Thank you – I'll do my best.

Meghan Lithgow, MS, PE
Associate Engineer – Traffic
City of San Diego
Development Services Department
☎: 619-446-5357
www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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From: Sherer, Tyler <TSherer@sandiego.gov>
Sent: Tuesday, June 20, 2023 2:46 PM
To: Lithgow, Meghan <MLithgow@sandiego.gov>; Mariscal, Marissa <MMariscal@sandiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

I understand Meghan, I hope you feel better soon!

Tyler Sherer
Development Project Manager

Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Lithgow, Meghan <MLithgow@sandiego.gov>

Sent: Tuesday, June 20, 2023 2:45 PM

To: Sherer, Tyler <TSherer@sandiego.gov>; Mariscal, Marissa <MMariscal@sandiego.gov>

Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Tyler,

My apologies but I just logged on to put an out of office message up as I've been sick all day. I will do my best to complete this review tomorrow.

Thank you,

Meghan Lithgow, MS, PE

Associate Engineer – Traffic

City of San Diego

Development Services Department

☎: 619-446-5357

www.sandiego.gov/DowntownDevelopment

Want a second opinion on my interpretation, or need to contact my supervisors for further assistance?

Transportation Development – Supervisor name and title: Ann French Gonsalves, Senior Traffic Engineer

Phone: (619) 446-5294

Email: agonsalves@sandiego.gov

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the sender by replying to this message or by telephone. Thank you.

From: Sherer, Tyler <TSherer@sanidiego.gov>
Sent: Tuesday, June 20, 2023 9:41 AM
To: Lithgow, Meghan <MLithgow@sanidiego.gov>; Mariscal, Marissa <MMariscal@sanidiego.gov>
Subject: RE: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hello! I hope you both had a relaxing weekend. Meghan, are you on schedule to complete the review today? It seems the last remaining issues are resolved by this last resubmittal, but please let me know if not. We are trying to take this to hearing on July 26, FYI. Thanks to you both, in advance, for your assistance.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sanidiego.gov

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From: Sherer, Tyler
Sent: Monday, June 12, 2023 4:52 PM
To: Lithgow, Meghan <MLithgow@sanidiego.gov>; Mariscal, Marissa <MMariscal@sanidiego.gov>
Subject: FW: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

Hi, I hope you are both having a great start to your week! The final review is ready for you both. I have reviewed the submitted and it seems to wrap up the remaining transportation comments. Meghan, please take a look and let me know when you have signed off. Thank you to both of you for your help!

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Monday, June 12, 2023 12:34 PM

To: Sherer, Tyler <TSherer@sandiego.gov>

Cc: Cleveland, Travis <TCleveland@sandiego.gov>

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Hi Tyler,

I Hope you had a great weekend.

Wanted to follow up with you to see if the reviewers had a chance to clear the pending issues?

Is there anything else I can provide?

Looking forward to your response.

Thank You,

Peter Ishak

323-744-1738

On Jun 6, 2023, at 3:39 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

Yes, I see everything.

Tyler Sherer

Development Project Manager

Cannabis Business Division

City of San Diego

☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager

☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>

Sent: Tuesday, June 6, 2023 3:26 PM

To: Sherer, Tyler <TSherer@sandiego.gov>

Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>

Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

I was now able to properly upload the updated files.

Can you confirm receipt?

Peter

On Jun 6, 2023, at 3:05 PM, Sherer, Tyler <TSherer@sandiego.gov> wrote:

I think you need to try again. I only see one document listed as having been uploaded today. You will need to select the proper description of each individual document, too.

https://www.sandiego.gov/sites/default/files/apply_for_a_discretionary_permit.pdf This will walk you through resubmittal and help you troubleshoot what's going on.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

When emailing about a Cannabis Outlet or Cannabis Production Facility, please include the address in your inquiry.

Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 2:58 PM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

I was able to login to Acela. I believe I uploaded the 4 documents but I was unable to properly identify the documents with the drop-down menu. I was only able to select "Project Issues Report" from the drop-down menu. Also, I didn't see the files listed in the attachments section after I uploaded them.

Can you confirm that they were uploaded properly?

Peter

On Jun 6, 2023, at 2:35 PM, Sherer, Tyler <TSherer@saniego.gov> wrote:

No cover letter is needed.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
📞: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
📞: (619) 446-5407
TCleveland@saniego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 2:23 PM
To: Sherer, Tyler <TSherer@sanidiego.gov>
Cc: Cleveland, Travis <TCleveland@sanidiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant Street - Draft Comments from Transportation

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Tyler,

Thank You. I will be uploading my responses to the comments, the updated site plan and updated VMT reports.

Just confirming that I do not need to submit a cover letter also?

Peter

On Jun 6, 2023, at 2:14 PM, Sherer, Tyler <TSherer@sanidiego.gov> wrote:

Ok Peter – Accela is set for your resubmittal.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
📞: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development Project Manager
📞: (619) 446-5407
TCleveland@sanidiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Tuesday, June 6, 2023 10:18 AM
To: Sherer, Tyler <TSherer@saniego.gov>
Cc: Cleveland, Travis <TCleveland@saniego.gov>;
Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065 5325 Grant
Street - Draft Comments from Transportation

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Hi Tyler and Travis,

We are ready to resubmit. Is there a letter I need to receive and respond to? Is the portal open?

Peter

On Jun 2, 2023, at 11:05 AM, Sherer, Tyler <TSherer@saniego.gov> wrote:

Let's chat right now.

Tyler Sherer
Development Project Manager
Cannabis Business Division
City of San Diego
☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland, Development
Project Manager
☎: (619) 446-5407

TCleveland@sandiego.gov

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From: Peter Ishak <peter@nsgenetics.com>
Sent: Friday, June 2, 2023 11:04 AM
To: Sherer, Tyler <TSherer@sandiego.gov>
Cc: Cleveland, Travis <TCleveland@sandiego.gov>; Darren Machulsky <dmachulsky@yahoo.com>
Subject: Re: [EXTERNAL] Re: PRJ 1076065
5325 Grant Street - Draft Comments from Transportation

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Tyler,

That sounds good. Do you have availability today?

Peter

On Jun 2, 2023, at 11:01 AM,
Sherer, Tyler
<TSherer@sandiego.gov>
wrote:

I propose that we have a
teams meeting, because we
should all be looking at your
latest submitted plans during

the discussion.

Are you free for that now?

Tyler Sherer

Development Project Manager
Cannabis Business Division
City of San Diego

☎: (619) 446-5378

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Need to request a second opinion on an interpretation, or contact my supervisor for further assistance?

Supervisor: Travis Cleveland,
Development Project Manager

☎: (619) 446-5407

TCleveland@san Diego.gov

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From: Peter Ishak
<peter@nsgenetics.com>
Sent: Friday, June 2, 2023
11:00 AM
To: Sherer, Tyler
<TSherer@san Diego.gov>
Cc: Cleveland, Travis
<TCleveland@san Diego.gov>;
Darren Machulsky
<dmachulsky@yahoo.com>
Subject: [EXTERNAL] Re: PRJ
1076065 5325 Grant Street -
Draft Comments from
Transportation

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Tyler,

I feel like these comments have been addressed. Are you available for a quick 5 minute phone call?

Peter
323-744-1738

On Jun 2, 2023,
at 9:53 AM,
Sherer, Tyler
<TSherer@sandiego.gov> wrote:

Hi Peter, I got
your vm, but was

in the middle of putting together the draft comments from transportation and decided to respond via email. In addition to the revisions required in the transportation documents, there remain outstanding issues that have been previously requested, but were not shown correctly or not shown at all.

For example, the parking table, pedestrian access, and transit stop on Morena Boulevard require attention and the Dedication and Improvement information, which must be shown on the Site Plan.

Please take a look at these draft comments and let me know if you have any questions.

Tyler Sherer
Development
Project Manager
Cannabis Business
Division
City of San Diego
☎: (619) 446-

5378

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Supervisor: Travis Cleveland,
Development Project Manager
☎: (619) 446-5407
TCleveland@sandiego.gov

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<Draft
Comments Trans
and Env Open as
of 060223.xlsx>

Monday, August 7, 2023 at 10:41:52 Pacific Daylight Time

Subject: RE: [EXTERNAL] PRJ-107665

Date: Friday, July 7, 2023 at
10:39:15 AM Pacific Daylight
Time

From: Gates, Lara

To: Peter Ishak

Hello Mr. Ishak,

Could you please tell me what from the second review file spreadsheet should believe should have been cleared and what you believe are still outstanding issues that your project needs to revise/address?

It might be easiest to highlight the line items from the 2nd assessment spreadsheet.

Thanks, Lara

From: Peter Ishak
<peter@nsgenetics.com>
Sent: Friday, July 7, 2023 9:05 AM
To: Gates, Lara
<LNGates@sandiego.gov>
Subject: Re: [EXTERNAL] PRJ-107665

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Ms. Gates,

Thank You for setting up the teams meeting. Attached is the correspondence containing the last assessment letter I received. I have also

attached the previous assessment letter showing that there were comments that should have been cleared but were not. Even the Plan Reviewer and the DPM acknowledged that there was an unnecessary redundancy in my comments.

My main concerns are related to the conflicting (documented) information I received throughout the process from the DPM's and the Project Reviewers. I have a plethora of emails showing the contradiction in information. I don't want to inundate you with them but if you'd like me to send them to you, please let me know.

Looking forward to speaking with you at 1:30PM.

Peter Ishak
323-744-1738

From: "Gates, Lara"

<LN Gates@san diego.gov>

Date: Friday, July 7, 2023 at 8:32 AM

To: Peter Ishak

<peter@nsgenetics.com>

Subject: RE: [EXTERNAL] PRJ-107665

Hello,

I will send you a teams meeting. Could you please send me the latest project assessment letter you received from staff so I can review it? I will also ask my staff for project information.

Thanks, Lara

Lara Gates

Deputy Director

Cannabis Business Division

City of San Diego
Development Services Department
Phone: 619-871-7294
SanDiego.Gov/DSD

From: Peter Ishak
<peter@nsgenetics.com>
Sent: Friday, July 7, 2023 8:19 AM
To: Gates, Lara
<LNGates@sandiego.gov>
Subject: Re: [EXTERNAL] PRJ-107665

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Ms. Gates,

Thank You very much for your prompt response.

1:30PM today works for me. Do you wish for me to call you or you call me?

Peter Ishak
323-744-1738

On Jul 7, 2023, at 8:08
AM, Gates, Lara
<LN Gates@san diego.gov>
wrote:

Good morning Mr. Ishak,

Thank you for your email and letting me know about your concerns. Do you have time this afternoon for a call? Sat around 1:30? Please let me know. thanks, Lara

From: Peter Ishak
<peter@nsgenetics.com>
Sent: Friday, July 7, 2023
7:29 AM
To: Gates, Lara
<LN Gates@sandiego.gov>
Subject: [EXTERNAL] PRJ-107665

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Ms Gates,

I hope you are well. My name is Peter Ishak and I am the applicant for PRJ-107665.

I feel that I have been given nothing but misleading information throughout this entire process. I am quite concerned with how my application was handled. I'm concerned about the responses I received from by my plan checkers and my Planning Agent. I'm concerned about the

response times and the extra favorability given to the competing applicants that was not given to me.

Are you available to discuss my situation? If so, I would greatly appreciate a call.

Looking forward to your response.

Peter Ishak
323-744-1738

