

# RFP ADDENDUM

## RESPONSES TO QUESTIONS

### MCCOP RFP 2017 and East County MCDOP RFP 2017

This RFP Addendum responds to all relevant questions and items of clarification raised in Application Information Sessions and questions submitted in writing to the Alameda County Planning Department:

- Medical Cannabis Cultivation Operator Permit RFP 2017 (MCCOP RFP 2017), released on Friday, 6 October 2017 (**“Cultivation RFP”**); and
- East County Cannabis Dispensary Operator Permit RFP 2017 (East County MCDOP RFP 2017), released on Monday, 16 October 2017 (**“Dispensary RFP”**).

The Cultivation RFP and the Dispensary RFP are regulated pursuant to Chapter 6.106 and Chapter 6.108, respectively, of the Alameda County Ordinance Code (**“Ordinance Code”**).

The questions and answers are presented below. Some questions have been condensed or edited for clarity. The questions are separated into the following categories and each question is followed by a response from Alameda County staff:

- A. General RFP Questions;
- B. Cultivation RFP Questions; and
- C. Dispensary RFP Questions.

The RFP Addendum includes some changes to the Cultivation RFP and the Dispensary RFP. These changes are clearly identified on the following pages of this RFP Addendum:

- Page 2 – Extending the date for submittal of Exhibit B – Site, Applicant and Employee Information; and
- Page 13 – Clarifying the submittal requirements identified in Section 3 of Exhibit A – Application Response Packet for the Cultivation RFP.

Note: For the purpose of this RFP Addendum, any reference to a “Permit” refers to a Permit issued pursuant to Title 6 of the Ordinance Code. Any reference to a conditional use permit pursuant to Title 17 of the Ordinance Code is referred to as a “CUP”.

## A. General RFP Questions

### RFP process:

#### 1. Is there any possibility of extending the date for submittal of Exhibit B – Site, Applicant and Employee Information?

Yes. The County has agreed to allow an extension for all Applicants for the date for submittal of Exhibit B – Site, Applicant and Employee Information until 5pm on Wednesday 1<sup>st</sup> November 2017.

This represents the following change to the Cultivation RFP and Dispensary RFP:

#### **CHANGE:**

##### Dispensary RFP –

- Page 5, Calendar of Events, Last date for Applicants to submit Exhibit B – Site, Applicant and Employee Information to the County by email for verification and background checks by the Sheriff: replace the words “by 5:00 p.m. on 27<sup>th</sup> October 2017” with the words “by 5:00 p.m. on 1<sup>st</sup> November 2017”.

##### Cultivation RFP –

- Page 5, Calendar of Events, Last date for Applicants to submit Exhibit B – Site, Applicant and Employee Information to the County by email for verification and background checks by the Sheriff: replace the words “by 5:00 p.m. on 27<sup>th</sup> October 2017” with the words “by 5:00 p.m. on 1<sup>st</sup> November 2017”.

#### 2. What are the key dates for Applicants in the RFP process?

The RFP’s include a detailed Calendar of Events. The key dates for Applicants are the dates when Applicants are required to submit information, pay a fee and/or be available for interview. These key dates are as follows:

<u>Date</u>	<u>Action</u>	<u>Fee</u>
By 5pm, Wednesday 1 <sup>st</sup> November 2017	Submit Exhibit B to the County by email	
By 5pm, Monday 6 <sup>th</sup> November 2017	Submit Cultivation RFP (Exhibit A – Application Response Packet) to the County by hand delivery	Application Fee - \$8,000

By 5pm, Monday 13 <sup>th</sup> November 2017	Submit Dispensary RFP (Exhibit A – Application Response Packet) to the County by hand delivery	Application Fee - \$8,000
Monday 4 <sup>th</sup> December to Thursday 14 <sup>th</sup> December 2017	Interview Period (if required by the Selection Committee)	
By 5pm, Tuesday 28 <sup>th</sup> November 2017	Last date for eligible Applicants to progress to Final Application Evaluation	Final Selection Fee - \$4,000
By 5pm, Thursday 28 <sup>th</sup> December 2017	Last date for Applicants provided a Notice of Intention to Grant to accept Operating Conditions	Permit Issuance Fee - \$2,000

### **3. Can the County be flexible regarding the date for site identification?**

If the Applicant has not confirmed their proposed site by the date that the Exhibit B – Site, Applicant and Employee Information is due, the County will accept Exhibit B without the site information. Please indicate on Exhibit B that the site is “To be confirmed”.

The site must be identified on the Application when it is submitted with the Exhibit A – Application Response Packet on the due date for Applications.

### **4. Will the Applicant have an opportunity to amend Exhibit B?**

Yes. If the Applicant needs to make changes to the submitted Exhibit B (e.g. to nominate or change the site address, to add or remove personnel), the Applicant may submit an updated Exhibit B with the Application. If the Applicant does submit an updated Exhibit B with the Exhibit A – Application Response Packet, the Applicant must:

- Submit the updated Exhibit B by email to [elizabeth.mcelligott@acgov.org](mailto:elizabeth.mcelligott@acgov.org) by the Application due date; and
- When submitting the Application (under cover of the Exhibit A – Application Response Packet), provide a copy of the updated Exhibit B, clearly indicate in the Application that the Exhibit B has been amended, mark the form clearly to indicate which portions have been amended, and identify the date that the updated Exhibit B was submitted.

**5. Can the Applicant nominate multiple sites on the Application?**

No. A single site must be identified on the Application when it is submitted with the Exhibit A – Application Response Packet on the due date for Applications. An Applicant wishing to propose more than one site must submit a Separate Application and pay a separate Application Fee for each site.

**6. If the sale of the site for a proposed operation is pending and the Applicant will not yet be the property owner before the Application has to be submitted, does the current property owner's information have to be included in the Application?**

Yes.

**7. Can the County provide a list of attendees from the Applicant Information Sessions on 18 and 19 October 2017?**

The sign in sheets from the Applicant Information Sessions form part of the public record. If you would like to be provided with a copy of the sign in sheets, please contact Liz McElligott, [elizabeth.mcelligott@acgov.org](mailto:elizabeth.mcelligott@acgov.org). The County can provide you with a list of names, but all contact details will be redacted.

**8. The Application is required to be hand delivered to the County. Does this need to be done by the Applicant or can it be done by an agent or representative for the Applicant?**

The Application can be hand delivered by the Applicant or by the Applicant's agent or representative.

**9. The RFP's include an opportunity for Applicant's to amend and refile their Application if they receive notice that the Application was improperly completed or incomplete. Is the period to refile 10 business days or 10 calendar days and is it calculated from the date of mailing or from the date of receipt?**

The period for re-filing of Applications is 10 calendar days, not 10 business days. The 10 day period is calculated from the date of "rejection" of the Application, which is the date that the County mailed the notice. This date will be identified on the notice. If an Applicant has provided an email address, the Applicant will also receive an email from the County notifying them that the Application was improperly completed or incomplete.

## **Background checks and finger printing:**

### **10. Who needs to have background checks and finger printing before submittal of the Application?**

The Applicant and all persons listed pursuant to section E of Exhibit B are required to have background checks and finger printing undertaken prior to submittal of the Application. The County understands that Application teams may not be fully confirmed at this stage. Applicants should identify in Exhibit B all confirmed members of the team. The main focus of Exhibit B is to capture the key personnel (e.g. all owners (this includes each person with an ownership interest of 10 percent or more in the proposed cannabis operation), the head grower etc.). Other personnel can be submitted for review later once they are known.

Anyone not identified at this stage who later intends to become involved in the operation will be required to submit their information to the Sheriff's Office within five days prior to their employment (Ordinance Code section 6.106.080.A.10 and section 6.108.060.A.10).

The County recommends that any Security Plan submitted with an Application should include protocols for onboarding new staff, including background checks.

### **11. Please clarify what is meant by persons to be "regularly engaged" in the operation in Section E of Exhibit B?**

"Regularly engaged" in the operation should be given its ordinary meaning. It would include all full-time and part-time staff who are proposed to work routinely and repeatedly in the business. For other employees, volunteers and contractors with varying extents of involvement in the operation, the Applicant should make an assessment on a case by case basis. An example of a person who might not be considered to be regularly engaged could include a human resources consultant from a consulting firm who is contracted to provide advice to the business in relation to a discrete project and will attend the premises and provide advice occasionally over the course of a few weeks or months, but would not be said to be regularly engaged in the operation.

### **12. Can finger printing be performed by other LiveScan providers (including out of County) or do they have to be done by the Alameda County Sheriff's Office?**

No.

### **13. If someone had finger printing completed recently (e.g. within the last month), could that satisfy the background check requirements for this RFP?**

No.

- 14. If an Applicant team includes personnel who are involved in the operation of existing approved dispensaries in Alameda County, do those personnel need to go through the background check again?**

Yes.

- 15. When do the finger printing and background checks need to be completed by?**

If any person nominated on Exhibit B fails the background check conducted by the Alameda County Sheriff's Office, the Application will be marked a "fail" and will not proceed in the selection process. Applicants filing an Application and paying the non-refundable Application Fee would therefore want to know that all relevant personnel specified in Exhibit B have passed the background check before the Application is due to be filed and the fee paid.

The RFP's specify a time when Exhibit B must be submitted but do not specify a final date by which background checks must be completed, as that is out of the County's control. The Sheriff's Office has advised that finger printing results are usually returned to the Sheriff's Office within a few days to a week of submittal, but that can change. The County encourages all Applicants to arrange an appointment for finger printing and background checks with the Alameda County Sheriff's Office as soon as possible.

The County will not reject your application if background checks have not been completed by the Application due date, but you would be filing that Application with the risk that the Application might be rejected if any person fails the background check.

**Confidentiality of Application information:**

- 16. There is a concern without marking the security plan as confidential, as this is critical to safety of the applicant and the operation of the facility. Will the application be deemed denied if we mark confidential on the security plan? What about personal financial information about the applicant? Can that be confidential?**

The RFP's state that the documents submitted by Applicants pursuant to the RFP's should not be marked confidential. The County cannot agree to treat a submitted Security Plan as confidential, because the County is bound by the Public Records Act. If the County receives a public records request, it will evaluate each request individually and determine whether or not disclosure of the record is required by law.

### **Evaluation Criteria:**

- 17. If any one person identified in the submitted Exhibit B fails to pass the background check, does the whole Application fail?**

Yes. However, as described in question 4 of Part A above, if the Applicant becomes aware that a person identified on Exhibit B has failed to pass the background check prior to the Application due date, the Applicant has the opportunity to amend Exhibit B up to the Application due date.

- 18. If a person's criminal record has been reduced or expunged, would this cause them to fail the background check?**

Pursuant to sections 6.106.100.A.4 and 6.108.100.A.4 of the Ordinance Code, no person convicted of a felony within the past three years may be actively engaged in a dispensary or cultivation operation. A conviction means a plea or verdict of guilty or a conviction following a plea of nolo contendere. As stated in the RFP's, individuals with a drug violation which was reclassified from a felony to a misdemeanor by Proposition 47 must have taken the necessary action to have their violation reclassified to prevent it from appearing as a felony on the background check.

- 19. If the Applicant checks the second box in Section D of Exhibit B and lists a property or business in Alameda County will the Applicant be disqualified?**

No.

- 20. How do you calculate floor area ration (FAR)?**

The Initial Evaluation Criteria and Final Evaluation Criteria both involve an assessment of each Application for compliance with any state or local law or regulation. This includes assessment of the Application against the County's FAR requirements. A "Floor Area Ratio (FAR) Calculation" handout was provided to attendees at the Application Information Sessions. It includes details of how to calculate the relevant FAR requirements in the Large Parcel Agriculture, Resource Management and Water Management Land Use Areas of the East County Area Plan (ECAP). A copy of this handout is included as **Attachment A** to this RFP Addendum.



- 21. The Security Plan for dispensaries and cultivation sites is required to include “provision of a suitable locked safe on the premises for after-hours storage of medical cannabis”. Does this refer to all post process cannabis ready for shipping and delivery?**

The requirements for the Security Plan do not specifically refer to post process cannabis ready for shipping and delivery. Ordinance Section 6.106.080.A.11 requires “a security plan containing a detailed description of the proposed security arrangements for ensuring the safety of persons from theft and robbery and protection of the premises from theft and robbery.... The security plan shall include the provision of a suitable locked safe on the premises for after-hours storage of medical cannabis.” Security plans should address how the proposed safe is a suitable solution to protect the premises from theft and robbery. Each Application item will be assessed on its merits. Applicants are referred to the 0 to 5 point scale chart in the RFP’s for further detail regarding how the Security Plan will be evaluated.

- 22. Does the track and trace program need to be the State program?**

Not at this time, as the State has not yet implemented a track and trace program. Once the State has implemented a State track and trace program, the County will work with successful Applicants to manage any inconsistencies or duplication between the Applicant’s track and trace program and the State program.

- 23. Can an Applicant maintain animals (e.g. cattle) on the same land as the dispensary or cultivation operation?**

Yes. You can have other agricultural activity, including the keeping of animals, in other areas on the parcel, but not within the cannabis cultivation area or the area of the site used for a cannabis dispensary.

- 24. How could Applicants respond to the Local Agricultural Community Commitment criteria?**

The Local Agricultural Community Commitment criteria in Table B of the Cultivation RFP and the Dispensary RFP provides up to an additional 10% to be added to an Applicant’s score. The Applicant may be awarded the additional score of between 0 to 10% if they are able to demonstrate a commitment to improving the local agricultural community. This may include, for example, an historical long-term commitment demonstrated by a presence in business or on the land in the agricultural community of unincorporated Alameda County and/or by a forward-looking commitment to the local agricultural community, including a description of proposed contributions that the Applicant would make, such as preserving agricultural land or advancing agricultural techniques in the area and participation in the community.



### **Permits:**

#### **25. Can more than one Permit be awarded on the same parcel of land?**

Yes. More than one Permit can be awarded on the same parcel of land. It will be acceptable for the following medical cannabis operations to occur on the same parcel of land:

- Dispensary and Cultivation; and
- Cultivation and Cultivation.

It will not be possible for two dispensaries to be located on the same parcel of land however, because section 6.108.030.E.1 of the Ordinance Code requires that no dispensary be closer than 1000 feet from any other dispensary and Section 6.108.030.D2 requires that no dispensary be closer than 5 miles from any other dispensary in unincorporated Alameda County.

#### **26. Can an Applicant be awarded more than one Permit?**

Yes. The Applicant would need to file a separate Application for each Permit the Applicant is applying for.

### **Security:**

#### **27. What are the requirements for security cameras?**

The County does not have prescriptive requirements for security cameras. The County does anticipate that the State regulations will be relatively prescriptive in relation to the requirements for security cameras. In the absence of confirmed State regulations, Applicants should submit a Security Plan including details for proposed security cameras and these will be assessed in the Initial Evaluation and Final Evaluation processes.

### **Monitoring and compliance:**

#### **28. What will be the County's requirements regarding monitoring and compliance?**

Applicants should be aware that successful Applicants for medical cannabis operations will be subject to a monitoring and compliance program to be conducted by the County. Monitoring and compliance will include quarterly unannounced inspections of the premises. Associated fees will be payable. The County is currently conducting a fee study which will include consideration of those fees to cover the County's reasonable costs associated with ensuring compliance with the Ordinance Code.

**Conditional Use Permit (CUP) process:**

**29. When can an Applicant come in for a pre-application meeting for a CUP?**

An Applicant can schedule a pre-application meeting for a CUP at any time.

**30. If the Applicant conducts a pre-application meeting now and as a result of that feedback requires changes to the Application, would the County accept these being made to the Application while it is being assessed?**

No. Applications will be reviewed as submitted.

**31. Can a neighbor void the Permit by objecting at the CUP process?**

No. The Permit cannot be voided by a neighbor objecting at the CUP process. The neighbors will be given notice of the CUP application and will have an opportunity to testify at a public hearing of the Board of Zoning Adjustments in relation to the CUP and that testimony will be taken into account by the Board of Zoning Adjustments in making its determination.

**32. How long will the CUP process take?**

The CUP process typically takes 4 to 6 months however, this may be longer or shorter, depending on site specific and other factors, such as how complete the CUP application is when it is received, the extent of changes that may be required to the proposal and the hearing schedule.

**Fees and taxation:**

**33. How do Applicants pay fees under the RFP process?**

Applicants are required to submit the RFP Application in person and make payment of the Application Fee. The Application Fee should preferably be paid by check payable to Alameda County Treasurer or by credit card payment. If an Applicant is unable to pay by check or credit card and wishes to pay the Application Fee in cash, the Applicant will need to make arrangements for payment with CDA-Planning. This may include a requirement to schedule a time for payment and will require payment prior to the 5pm Application deadline. If the Applicant anticipates the need to pay cash, please advise Liz McElligott by email ([elizabeth.mcelligott@acgov.org](mailto:elizabeth.mcelligott@acgov.org)), and the County will contact you to provide further directions.

**34. Will Alameda County be implementing a local tax on cannabis?**

The County is currently considering whether it will impose a local tax on commercial cannabis in unincorporated Alameda County. If the County does wish to impose a tax, this would be the subject of a ballot measure which must be voter approved.

**Further RFP:**

**35. Is the County proposing to do release an RFP for a dispensary in the West County?**

The County anticipates it will release a subsequent RFP in the next month or two for the remaining dispensary in the West County.



## **B. Cultivation RFP Questions**

### **Initial Application Evaluation:**

- 1. Will the County use Google Earth or other means to investigate the historic uses of proposed cultivation sites to ensure that they weren't associated with a non-permitted cultivation operation?**

The County staff involved in the Initial and Final Application Evaluations may view historical aerial photographs of the site.

- 2. If the Applicant is delinquent in personal income taxes or Employment Development Department (EDD) taxes will that also be grounds for denial under the Initial Application Evaluation?**

Pursuant to section 6.106.100.A.7 of the Ordinance Code, upon completion of the initial review, the Application will be rejected if, "The applicant is delinquent in the payment of any applicable state or County taxes and fees".

### **Indoor and mixed light cultivation:**

- 3. The ordinance states that six operators will be approved including two indoor cultivators. Do indoor cultivators need to apply under a separate RFP?**

No. The ordinance is proposed to be amended to remove this requirement. The County will accept and consider Applications pursuant to this RFP for both indoor and mixed light cultivation operations.

### **Exhibit A – Required Documentations and Submittals:**

- 4. Can the County clarify the requirements in Section 3 of the Required Documentations and Submittals page in Exhibit A – Application Response Packet?**

Yes. The County provides the following information to clarify the submittal requirements in Section 3 of Exhibit A – Application Response Packet for the Cultivation RFP. Each Application item will be assessed on its merits. Applicants are referred to the 0 to 5 point scale chart in the RFP for further detail regarding how the items will be evaluated.

These clarifications represent the following change to the Cultivation RFP, Exhibit A – Application Response Packet:

**CHANGE:**

Cultivation RFP – Exhibit A – Application Response Packet

- Page 5, include the following explanatory words under headings (a) to (m):

**(a) Applicant Information and Acceptance**

The Applicant Information and Acceptance on pages 2 to 3 of Exhibit A (above) shall be completed and signed by the Applicant and submitted as Item (a) in the Application Response Packet.

**(b) Landowner Information and Acceptance**

The Landowner Information and Acceptance on page 4 of Exhibit A (above) must be completed and signed by each owner of the land where the cannabis cultivation operation is proposed. If the site has more than one owner, provide a completed Landowner Information and Acceptance for each landowner and clearly identify the total number and names of all relevant landowners. The completed and signed page 4 (plus any additional pages for additional landowners) shall be submitted as Item (b) in the Application Response Packet.

**(c) Applicant and Employee Information**

Exhibit B – Applicant and Employee Information was required to be completed, signed and submitted prior to filing this portion of the Application. The Applicant shall submit an exact copy of the previously submitted Exhibit B as Item (c) in the Application Response Packet.

**(d) Security Plan**

A Security Plan shall be submitted as Item (d) in the Application Response Packet. The Security Plan shall respond to the requirements of Section 6.106.080.A.11 of the Alameda County Ordinance Code.

**(e) Site Plan**

A Site Plan shall be submitted as Item (e) in the Application Response Packet. The Floor Plan shall respond to the requirements of Section.106.080.A.12 of the Alameda County Ordinance Code.

**(f) Description of External Appearance**

A Description of External Appearances shall be submitted as Item (f) in the Application Response Packet. The Description of External Appearances shall respond to the requirements of Section 6.106.080.A.13 of the Alameda County Ordinance Code.

**(g) Description of Products**

A Description of Products shall be submitted as Item (g) in the Application Response Packet. The Description of Products shall respond to the requirements of Section 6.106.080.A.14 of the Alameda County Ordinance Code.

**(h) Mission Statement**

A Mission Statement shall be submitted as Item (h) in the Application Response Packet. The Mission Statement shall respond to the requirements of Section 6.106.080.A.15 of the Alameda County Ordinance Code.

**(i) Mitigation Measures**

A statement of Mitigation Measures shall be submitted as Item (i) in the Application Response Packet. The Mitigation Measures shall respond to the requirements of Section 6.106.080.A.16 of the Alameda County Ordinance Code.

**(j) Operating Plan**

An Operating Plan shall be submitted as Item (j) in the Application Response Packet. The Operating Plan shall respond to the requirements of Section 6.106.080.A.21 of the Alameda County Ordinance Code.

**(k) Environmental Considerations**

A statement of Environmental Considerations shall be submitted as Item (k) in the Application Response Packet. The statement of Environmental Considerations shall respond to Section E of the Final Evaluation Criteria contained in the RFP.

**(l) Community Benefit**

A statement of Community Benefit shall be submitted as Item (l) in the Application Response Packet. The statement of Community Benefits shall respond to Section F of the Final Evaluation Criteria contained in the RFP.



**(m) Local Commitment**

If applicable, a statement of Local Commitment shall be submitted as Item (m) in the Application Response Packet. The statement of Local Commitment shall respond to Section I of the Final Evaluation Criteria contained in the RFP.

If the Applicant does not seek to apply for the additional points available in the evaluation process to Applications that respond to the Local Commitment criteria, the Applicant shall submit as Item (m) a statement that this criteria is not applicable.

**5. In relation to Item 3(e) above, what does the Site Plan require?**

See the requirements in section 6.106.080.A.12 of the Alameda County Ordinance Code.

**6. In relation to Item 3(f) above, what is meant by "Description of External Appearance" - does this mean Neighborhood Compatibility Plan with photos and rendering of the exterior of the site and/or acknowledged uses within 300 or 500 feet?**

See the requirements in section 6.106.080.A.13 of the Alameda County Ordinance Code. The ordinance is not prescriptive about how and to what extent you describe the external appearance. You can describe this in writing and/or plans, and may support this with images or photographs, as appropriate.

**7. In relation to Item 3(g) above, does the Description of Products require identification of the strain that the cultivation operation initially plans to cultivate (as the cultivator will likely use a distributor and wholesale product)?**

The ordinance requirement in section 6.106.080.A.14 relating to the description of products is not prescriptive about how and to what extent you describe the product. You can describe this in writing and support this with images, as appropriate.

**8. In relation to Item 3(i) above, does the mitigation measures refer to environmental mitigation?**

No. See the requirements in section 6.106.080.A.16 of the Alameda County Ordinance Code. This item refers to the methods by which the Applicant will mitigate any potentially adverse impacts on surrounding property owners.

## C. Dispensary RFP Questions

### Separation distance between dispensaries:

1. **Are there any dispensaries currently permitted in the incorporated cities of Dublin, Pleasanton and Livermore?**

The Alameda County Planning Department is not aware of any dispensaries that are currently permitted within these cities. Applicants should make enquiries with the relevant incorporated cities if they wish to confirm this.

2. **If a dispensary Permit is issued pursuant to the Dispensary RFP within one (1) mile of a site in the City of Livermore that is subsequently permitted for use for cannabis operations, would that affect the validity of the County-issued Permit?**

No. The County will not issue a permit for any dispensary that is closer than one thousand (1,000) feet from any other dispensary or within 1 mile of a “permitted dispensary location” in an incorporated city (6.108.030.E.1; 6.108.030.D.2). If a site within one thousand (1,000) feet, or within 1 mile and within city limits, is subsequently granted a permit for a dispensary operation, this will not invalidate the Permit issued by the County. However, if a city has permitted a dispensary location prior to issuance of the County permits, the County may take this into consideration when evaluating the Application, even if the dispensary in the city has not been built or has not begun operations.

3. **The dispensaries are required to be at least 5 miles away from any other permitted dispensary. If the second highest ranked application is within 5 miles of the first ranked dispensary, would the County consider giving the second highest ranked application an opportunity to identify an alternative site more than 5 miles away?**

No.

### Change of location:

4. **If we are granted a medical dispensary Permit, would it be possible to transfer the Permit to another location from the one specified in our Application?**

Possibly. Section 6.108.170 of the Ordinance Code provides a process to apply for transfer of a dispensary Permit.

**Source of product:**

- 5. Can a dispensary in unincorporated Alameda County include products prepared outside of the County?**

Yes.

**Selection criteria:**

- 6. Is a Local Agricultural Community Commitment applicable to dispensary Applicants?**

Yes. See discussion in the answer to question 24 of Part A above in relation to responding to the Local Agricultural Community Commitment.

**Distribution license:**

- 7. Can a dispensary also be a distributor?**

The RFP is for retail dispensary operations only, not distribution operations. Whether a dispensary operator will be able to hold a state license for both retail and distribution is a matter of state law not addressed by the RFP or dispensary ordinance. After obtaining a County dispensary Permit, the operator may apply to the County for a delivery Permit to deliver cannabis to retail customers.

